

Committee Action:
Do Pass _____
Amend & Do Pass _____
Other _____

Assembly Committee on Government Affairs

This measure may be considered for action during today's work session.

ASSEMBLY BILL 211

**Establishes provisions relating to a plan to address impacts to wildlife.
(BDR 22-795)**

Sponsored By: Assemblywoman Jauregui
Date Heard: March 16, 2021
Fiscal Notes: Effect on Local Government: No.
Effect on the State: Yes.

Assembly Bill 211 requires, with certain exceptions: (1) a tentative map for the subdivision of land to be forwarded to the Department of Wildlife for comment on potential impacts to wildlife and wildlife habitat; and (2) the governing body or planning commission to consider such comments when deciding whether to approve the tentative map. The bill also authorizes the Department of Wildlife to impose a fee and adopt regulations relating to the Department's review of the tentative map.

Amendments:

Assemblywoman Sandra Jauregui proposes to amend the bill to delete Sections 1 and 2 and instead:

- Amend subsection 1 of *Nevada Revised Statutes* (NRS) 278.335 to incorporate the Department of Wildlife into the existing process for state agency review of tentative maps for subdivision of land; and
- Amend NRS 278.349 to require the governing body to consider impacts to wildlife when taking final action on a tentative map.

Proposed by Assemblywoman Jauregui

April 5, 2021

- Instead of adding a new section to Chapter 278 of NRS, add to existing NRS 278.335 Section 1 a new subsection: *“(d) The Department of Wildlife. This subsection (d) does not apply if the governing body has adopted a habitat conservation plan for multiple species of wildlife that evaluates the potential impacts to wildlife and wildlife habitats from the development of land, including, without limitation, any determination of impact to wildlife and wildlife habitat required pursuant to federal law, and the habitat conservation plan has been approved by the United States Fish and Wildlife Service.”*

This change incorporates the Department of Wildlife into an existing process for state agency review of tentative maps for subdivision of land, rather than creating a new and separate process.

By doing so, pursuant to 278.335 Section 5, the Department of Wildlife as one of the reviewing agencies would be required to, “within 15 days after the receipt of the tentative map, file its written comments with the planning commission or the governing body recommending approval, conditional approval or disapproval and stating the reasons therefor.” This would replace the proposal that the Department of Wildlife would review and comment on maps within 30 days.