

DOUGLAS COUNTY ADVISORY BOARD TO MANAGE WILDLIFE
Minutes of the October 25, 2022 Meeting

The Douglas County Advisory Board to Manage Wildlife meeting was scheduled for 5:00 pm on Tuesday, October 25, 2022, in the Douglas County Community Center, Carson Valley Medical Center Room, 1329 Waterloo Lane, Gardnerville, Nevada.

MEMBERS PRESENT:

Craig Burnside, Chairman
Mike Porter (*arrived at 5:31 p.m.*)
Kevin Kjer
Paul Howell

MEMBER ABSENT:

JT Chevallier, Vice Chairman

CALL TO ORDER

Chairman Burnside called the meeting to order at 5:08 pm and determined a quorum was present. Noted was the absences of Vice Chairman Chevallier and Member Porter.

PLEDGE OF ALLEGIANCE – Member Kjer led the Pledge of Allegiance.

ROLL CALL AND INTRODUCTIONS

No introductions were needed.

PUBLIC COMMENT

There was no public comment.

FOR POSSIBLE ACTION. APPROVAL OF AGENDA

No public comment.

MOTION by Kjer/Howell to approve the agenda as presented; carried with Chevallier and Porter absent.

FOR POSSIBLE ACTION. APPROVAL OF MINUTES:

- **September 20, 2022**

No public comment.

MOTION by Kjer/Howell to approve the minutes as presented carried with Chevallier and Porter absent.

- 1. DISCUSSION ON THE RESULTS OF THE SEPTEMBER 23 & 24, 2022 NEVADA BOARD OF WILDLIFE COMMISSION MEETINGS.** There will be no action taken.

Chairman Burnside outlined the genesis of defining spike elk and antler points and the confusion created with the current definitions. He feels the proposed language change will make this clearer for hunters and game wardens and will help with the taking of the targeted animals. He added that brow tines count as a point on elk but not on mule deer.

2. DISCUSSION AND UPDATE ON THE ACTIVITIES AND ACTIONS OF THE MULE DEER ENHANCEMENT PROGRAM SUBCOMMITTEE.

The group has not met so no report was provided.

3. The following items, 3a through 3q, are items that will be heard before the Nevada Board of Wildlife Commissioners at the next meetings, November 4 & 5, 2022 at the Washoe County Administrative Building A, Commission Chambers, 1001 E. Ninth Street, Reno, Nevada. The Douglas County Advisory Board to Manage Wildlife may take the following action, or a variation thereof, on each item: support the item, not support the item or not take a position on the item. Public Comment will be allowed on each item.

3a–3q. DISCUSSION AND POSSIBLE ACTION REGARDING WHETHER THE DOUGLAS COUNTY ADVISORY BOARD SHOULD TAKE A POSITION ON:

3a. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE’S FIRST READING OF COMMISSION POLICY 11 – HERITAGE GRANTS. The Commission will review Commission Policy 11 and may make any necessary changes and may decide to move it to a second reading. *(Wildlife Commission Agenda Item 7A)*

Since the Administrative Procedures, Regulations and Policy Committee has not yet met there are no recommended changes to the Commission Policy available for review and discussion.

No public comment.

The consensus of the Board was to take no action at this time.

3b. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE’S FIRST READING OF COMMISSION POLICY 23 – PREDATION MANAGEMENT. The Commission will review Commission Policy 23 and may make any necessary changes and may decide to move it to a second reading. *(Wildlife Commission Agenda Item 7B)*

Since the Administrative Procedures, Regulations and Policy Committee has not yet met there are no recommended changes to the Commission Policy available for review and discussion.

No public comment.

The consensus of the Board was to take no action at this time.

3c. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE’S THIRD READING OF COMMISSION POLICY 24 – HUNTING OPPORTUNITIES AMONG VARIOUS WEAPONS CLASSES AND HUNTER GROUPS. The Commission will have a third

reading of Commission Policy 24, Hunting Opportunities Among Various Weapons Classes and Hunter Groups, and may decide to repeal, revise, or adopt the policy. (Wildlife Commission Agenda Item 7C)

Chairman Burnside pointed out the change to the youth tags regarding the taking of does in units only where doe tags are available for the adult resident hunt.

Member Howell mentioned that the reason behind the first come first serve resident and non-resident program is that 1,000 tags went unused. He added other changes to the junior hunt included dividing hunts into any legal weapon class and archery/muzzleloader combination and a maximum of three junior tags before a person turns 18.

No public comment.

MOTION by Howell/Kjer to recommend the Commission support the third reading of Commission Policy 24 – Hunting Opportunities Among Various Weapons Classes and Hunter Groups; carried with Chevallier and Porter absent.

3d. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE’S SECOND READING OF COMMISSION POLICY 60 – WATER APPLICATION GUIDELINES. The Commission will have a second reading of Commission Policy 60, Water Application Guidelines, and may make any necessary changes and may decide to repeal, revise, or adopt the policy. (Wildlife Commission Agenda Item 7D)

The members reviewed the policy.

No public comment.

MOTION by Howell/Kjer to recommend the Commission support the second reading of Commission Policy 60 – Water Application Guidelines; carried with Chevallier and Porter absent.

3e. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE’S SECOND READING OF COMMISSION POLICY 61 – WATER RIGHTS. The Commission will have a second reading of Commission Policy 61, Water Rights, and may make any necessary changes and may decide to repeal, revise, or adopt the policy. (Wildlife Commission Agenda Item 7E)

Member Howell thought the suggested language changes were mostly clean-up in nature and did not change the intent of the policy.

No public comment.

MOTION by Kjer/Howell to recommend the Commission support the second reading of Commission Policy 61 – Water Rights; carried with Chevallier absent.

3f. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE’S FIRST READING OF COMMISSION POLICY 62 – MITIGATION POLICY. The Commission will review Commission Policy 62 and may make any necessary changes and may decide to move it to a second reading. (Wildlife Commission Agenda Item 7F)

Since the Administrative Procedures, Regulations and Policy Committee has not yet met there are no recommended changes to the Commission Policy available for review and discussion.

No public comment.

The consensus of the Board was to take no action at this time.

3g. FOR POSSIBLE ACTION. DISCUSSION ON THE ADMINISTRATIVE PROCEDURES, REGULATIONS AND POLICY COMMITTEE'S SECOND READING OF COMMISSION POLICY 66 – MANAGEMENT AND USE OF WILDLIFE MANAGEMENT AREAS. The Commission will have a second reading of Commission Policy 66, Management and Use of Wildlife Management Areas, and may make any necessary changes and may decide to repeal, revise, or adopt the policy. *(Wildlife Commission Agenda Item 7G)*

Chairman Burnside stated the new management areas have been added into the policy.

No public comment.

MOTION by Howell/Kjer to recommend the Commission support the second reading of Commission Policy 66 – Management and Use of Wildlife Management Areas; carried with Chevallier absent.

3h. FOR POSSIBLE ACTION. DISCUSSION ON COMMISSION GENERAL REGULATION 500, SUBDIVISION MAP REVIEW. The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 502 to provide for the Department review of tentative subdivision map(s) and inclusion of recommendations for methods to avoid or minimize impacts to wildlife, mitigation measures, best management practices or required design features, and provide for collection of associated fees to the Department for carrying out such reviews. *(This item is agendized as a workshop of the Nevada Board of Wildlife Commissioners' Agenda) (Wildlife Commission Agenda Item 8A)*

Chairman Burnside is excited to see this concept come forward. Every tentative subdivision map in the state will now go before the Department for review and comment on whether it would impact wildlife and habitat resources. This regulation also establishes a fee structure to be paid to the Department for the review. However, this is added work for the limited habitat staff. The next positive step would be to get something like this into the Douglas County Code.

Member Howell talked about development taking place in Jiggs, Nevada.

Member Kjer asked if the Department would be making recommendations only or if they could require the developer to make changes.

Chairman Burnside answered that the Department would recommend only; there is no enforcement mechanism in the regulation. He thought this regulation would help advisory boards get something similar in their county development codes.

Member Porter thought this was an important beginning and could later result in an enforcement component being added.

Chairman Burnside talked about some of the designs he has seen along roadways to help animals safely cross to the other side.

No public comment.

MOTION by Porter/Kjer to support the Commission holding a workshop to vet Commission General Regulation 500, Subdivision Map Review; carried with Chevallier absent.

3i. FOR POSSIBLE ACTION. DISCUSSION ON COMMISSION GENERAL REGULATION 502, JUNIOR HUNT AND TURKEY PROGRAM. The Commission will hold a second workshop to consider amending Nevada Administrative Code (NAC) 502 to limit the number of successfully awarded tags in the junior hunt program. The regulation also removes hard close dates for submitting a turkey harvest return card and allows for junior turkey bonus points to convert to the adult point category once a junior is ineligible to participate in the junior hunt turkey program. *(This item is agendaized as a workshop of the Nevada Board of Wildlife Commissioners' Agenda) (Wildlife Commission Agenda Item 8B)*

Member Howell summarized the changes to the junior hunt and to the deadline date to turn in the tag report.

Chairman Burnside added this would make the junior turkey hunt language match the junior mule deer hunt.

No public comment.

MOTION by Howell/Kjer to support the Commission holding a workshop to vet Commission General Regulation 502, Junior Hunt and Turkey Program; carried with Chevallier absent.

3j. FOR POSSIBLE ACTION. DISCUSSION ON COMMISSION GENERAL REGULATION 510, FIRST COME FIRST SERVE (FCFS) EXCHANGE TO OBTAIN A TAG. The Commission will hold a workshop to consider a temporary regulation amending Nevada Administrative Code (NAC) 502 that would include any money, goods, or services exchanged for procurement of a tag through the FCFS program as grounds for suspension from the program. *(This item is agendaized as a workshop of the Nevada Board of Wildlife Commissioners' Agenda) (Wildlife Commission Agenda Item 8C)*

The members discussed the scenarios that could lead to suspension.

No public comment.

MOTION by Porter/Kjer to support the Commission holding a workshop to vet Commission General Regulation 510, First Come First Serve Exchange to Obtain a Tag and to **consider a stiffer penalty for violations**; carried with Chevallier absent.

3k. FOR POSSIBLE ACTION. DISCUSSION ON COMMISSION GENERAL REGULATION 506, POSSESSION OF GOLDEN EAGLES UNDER CERTAIN CIRCUMSTANCES. The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 503 to allow for possession of a golden eagle under certain circumstances. *(This item is agendaized as a workshop of the Nevada Board of Wildlife Commissioners' Agenda) (Wildlife Commission Agenda Item 8D)*

The members looked at the existing regulation and thought the new language gives the Department more authority and oversight.

Member Kjer thought a lot of work has been done to make the regulation very clear.

Member Porter felt it would affect very few people.

Member Howell thought the screening process for the applicant to house a golden eagle was thorough and he stated the Department is in support of this regulation.

No public comment.

MOTION by Howell/Kjer to support the Commission holding a workshop to vet Commission General Regulation 506, Possession of Golden Eagles Under Certain Circumstances; carried with Chevallier absent.

3i. FOR POSSIBLE ACTION. DISCUSSION ON COMMISSION GENERAL REGULATION 509, LICENSE AND VESSEL PRODUCT REFUNDS. The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 502 and 488 to allow the Department authority to provide refunds on licenses and vessel products. *(This item is agendized as a workshop of the Nevada Board of Wildlife Commissioners' Agenda) (Wildlife Commission Agenda Item 8E)*

Member Kjer said the change allows the Department to give refunds, as is already done with tags and hunting licenses.

No public comment.

MOTION by Howell/Kjer to support the Commission holding a workshop to vet Commission General Regulation 509, License and Vessel Product Refunds; carried with Chevallier absent.

3m. FOR POSSIBLE ACTION. DISCUSSION ON THE POSSIBLE ADOPTION OF COMMISSION REGULATION 23-02, TAKING OF RAPTORS FOR FALCONRY FOR 2023-2024. The Commission will consider and may take action to approve the 2023-2024 season dates, species, quotas, limits, closed areas, application procedures and deadlines, and take of raptors for falconry. *(Wildlife Commission Agenda Item 14A)*

The members reviewed the regulation and felt there were no changes that required comment.

No public comment.

MOTION by Porter/Howell to recommend the Commission adopt Commission Regulation 23-02, Taking of Raptors for Falconry for 2023-2024; carried with Chevallier absent.

3n. FOR POSSIBLE ACTION. DISCUSSION ON THE POSSIBLE ADOPTION OF COMMISSION REGULATION 23-03, NONCOMMERCIAL COLLECTION OF REPTILES AND AMPHIBIANS FOR 2023-2024. The Commission will consider and may take action to approve 2023-2024 season and limits for noncommercial hobby collecting of live, unprotected reptiles and amphibians. *(Wildlife Commission Agenda Item 14B)*

The members reviewed the regulation and felt there were no changes that required comment. A brief history was given on the issues associated with the commercial collection on reptiles.

No public comment.

MOTION by Kjer/Porter to recommend the Commission adopt Commission Regulation 23-03, Noncommercial Collection of Reptiles and Amphibians for 2023-2024; carried with Chevallier absent.

3o. FOR POSSIBLE ACTION. DISCUSSION ON THE POSSIBLE ADOPTION OF COMMISSION REGULATION 22-12, AMENDMENT #1 UPLAND AND FURBEARER SEASONS. The Commission will consider and may take action to approve the proposed changes amending the spring turkey application period and draw dates for the 2023 season. *(Wildlife Commission Agenda Item 14C)*

The members reviewed the adjustment to the turkey application period, the date changes for 2023, and the reduction in the limit for Gambel's Quail, Cottontail, and Pygmy continuing.

No public comment.

MOTION by Howell/Kjer to recommend the Commission adopt Commission Regulation 22-12, Amendment #1 Upland and Furbearer Seasons; carried with Chevallier absent.

3p. FOR POSSIBLE ACTION. DISCUSSION ON THE POSSIBLE ADOPTION OF COMMISSION GENERAL REGULATION 508, ANTLER POINTS AND SPIKE ELK DEFINED. The Commission will consider adopting NAC 502 that would clarify definitions pertaining to “antler point” and “spike elk” for certain big game mammals and reduce the potential occurrence of inadvertent infractions. *(Wildlife Commission Agenda Item 15A)*

Chairman Burnside restated that this would help clean up the language for both hunters and law enforcement.

No public comment.

MOTION by Porter/Howell to recommend the Commission adopt Commission General Regulation 508, Antler Points and Spike Elk Defined; carried with Chevallier absent.

3q. FOR POSSIBLE ACTION. DISCUSSION ON THE POSSIBLE ADOPTION OF COMMISSION GENERAL REGULATION 510, FIRST COME FIRST SERVE (FCFS) EXCHANGE TO OBTAIN A TAG. The Commission will hold an adoption hearing to consider a temporary regulation amending Nevada Administrative Code (NAC) 502 that would include any money, goods, or services exchanged for procurement of a tag through the FCFS program as grounds for suspension from the program. *(Wildlife Commission Agenda Item 15B)*

Member Howell said this will match the regulation to the policy.

No public comment.

MOTION by Howell/Kjer to recommend the Commission adopt Commission General Regulation 510, First Come First Serve Exchange to Obtain a Tag; carried with Chevallier absent.

4. FOR DISCUSSION ONLY. CORRESPONDENCE OR COMMUNICATIONS BOARD MEMBERS HAVE RECEIVED.

There was no correspondence to disclose.

5. FOR DISCUSSION ONLY. DISCUSSION REGARDING ADVISORY BOARD MEMBER COMMITMENTS TO ATTEND UPCOMING WILDLIFE COMMISSION MEETINGS AND TO REPRESENT THE FINDINGS OF THE DOUGLAS COUNTY WILDLIFE ADVISORY BOARD. ONE MEMBER WILL BE DESIGNATED AS A SPOKESMAN FOR THE DOUGLAS COUNTY ADVISORY BOARD.

Member Kjer will attend Friday’s meeting and Chairman Burnside will attend Saturday.

6. FOR DISCUSSION ONLY. DISCUSSION TO SCHEDULE THE NEXT DOUGLAS COUNTY WILDLIFE ADVISORY BOARD MEETING. The next Commission meeting is scheduled for November 4 and 5, 2022. The Commission will review and discuss potential

agenda items for that meeting. The Commission may change the date, time, and meeting location at this time. The chairman may designate and adjust committee assignments and add or dissolve committees, as necessary at this time. Any anticipated committee meetings that may occur prior to the next Commission meeting may be discussed.

The next Douglas County Advisory Board to Manage Wildlife meeting is tentatively scheduled for Tuesday, January 24, 2023.

7. FOR DISCUSSION ONLY. FUTURE AGENDA ITEMS.

No agenda items were identified.

CLOSING PUBLIC COMMENT.

There was no closing public comment.

ADJOURNMENT.

There being no further business to come before the Douglas County Advisory Board to Manage Wildlife, the meeting adjourned at 6:17 pm.

The minutes of the October 25, 2022 meeting of the Douglas County Advisory Board to Manage Wildlife are so approved this 24th day of January 2023.

Respectfully submitted:

Craig Burnside, Chairman