

COMMITTEE MEMBERS:
CHAIRMAN SHANE ROGERS
COMMISSIONER DAVE MCNINCH
COMMISSIONER TOMMY CAVIGLIA
CABMW REPRESENTATIVE JOE CRIM
CABMW REPRESENTATIVE PAUL DIXON

STAFF TO THE COMMITTEE:
KAILEY MUSSO, MANAGEMENT ANALYST
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MEGAN MANFREDI, MANAGEMENT ANALYST
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MINUTES
NEVADA BOARD OF WILDLIFE COMMISSIONERS
REGULATION SIMPLIFICATION COMMITTEE
FRIDAY, MARCH 10, 2023 @ 8:00 AM

CLARK COUNTY GOVERNMENT CENTER
500 S. GRAND CENTRAL PARKWAY
LAS VEGAS, NV 89155

Or

Join from a PC, Mac, iPad, iPhone or Android device:

<https://us02web.zoom.us/j/84360697419?pwd=UEpQdFVvQWV2ZmsrMU9qa09lY0hudz09>

Passcode: 256537

Nevada Department of Wildlife personnel in attendance: Management Analyst Megan Manfredi, Management Analyst Kailey Musso, Director Alan Jenne, Game Warden Captain Jake Kreamer, Deputy Attorney General Craig Burkett, Executive Assistant Meghan Beyer

County Advisory Boards to Manage Wildlife (CABMW) Members and public in attendance: Rex Flowers, Fred Voltz

1. Call to Order, Pledge and Roll Call – Committee Chairman Shane Rogers

Chairman Shane Rogers called the meeting to order at 8:00 AM. Members and attendees said the pledge. Management Analyst Megan Manfredi conducted the roll call. Chairman Shane Rogers, Commissioner Dave McNinch, Commissioner Tommy Caviglia, CABMW Representative Paul Dixon were present. CABMW Representative Joe Crim was absent.

2. Approval of Agenda – Committee Chairman Shane Rogers – For Possible Action
The Committee will review the agenda and may take action to approve the agenda. The Committee may remove items from the agenda, continue items for consideration or take items out of order.

No public comment.

COMMISSIONER CAVIGLIA MOVED TO APPROVE THE AGENDA AS PRESENTED, SECONDED BY CABMW REPRESENTATIVE DIXON. MOTION PASSED 4-0 WITH CABMW REPRESENTATIVE CRIM ABSENT.

3. * Approval of Minutes – Committee Chairman Shane Rogers – For Possible Action
Committee minutes may be approved from the February 25, 2021 meeting.

No public comment.

COMMISSIONER MCNINCH MOVED TO APPROVE THE MINUTES AS PRESENTED, SECONDED BY COMMISSIONER CAVIGLIA. MOTION PASSED 4-0 WITH CABMW REPRESENTATIVE CRIM ABSENT.

4. * Governor Lombardo's Executive Order 2023-003, Regulation Review – Management Analyst Megan Manfredi – For Possible Action
The Committee will discuss the proposed regulations or sections of regulations from the Department to be reviewed for removal per Governor Lombardo's Executive Order 003 directive.

Management Analyst Manfredi described the reason for the meeting being Governor Joe Lombardo's Executive Order 2023-003 that directs every executive branch department, agency board and commission to undertake a review of their regulations and submit a report to the Governor's Office detailing how regulations can be removed, streamlined or clarified. The Committee and Commission went through a similar process mandated by NRS 233B.050 a couple of years ago which will be included in the report sent to the Governor's Office. She asked for members of the public or CABMWs to submit suggested changes to her through her contact information found on the agenda.

Management Analyst Manfredi continued with the Department's explanations of the regulations proposed for removal.

CABMW Representative Dixon expressed some concerns about removing the mentor and apprentice program stating that even if it is underutilized, it is still a good program to have.

Commissioner McNinch spoke to the Recruitment, Retention and Reactivation (R3) benefits that the program provides.

Commissioner Caviglia added that this program came up in the Tag Allocation and Application Hunt Committee (TAAHC) meetings and that it was underutilized but would hate to remove it just for that reason. This discussion was a starting point, and more discussion could be had at a future meeting.

Chairman Rogers noted that this was an item that he would like the Committee to revisit but not to remove it at this point and time.

Management Analyst Manfredi confirmed that the decision would be up to the Committee and if a decision was to be made on whether or not to keep the program to add that to a future motion. She continued with the Department's explanations of the regulations proposed for removal.

CABMW Representative Dixon also expressed his concern around R3 efforts if the program is removed.

Management Analyst Manfredi continued with the Department's explanations of the regulations proposed for removal.

CABMW Representative Dixon asked if there was feedback from the falconers around the state on what they thought about the removal of NAC 503.350.

Management Analyst Manfredi answered that the Department has not heard any feedback from the falconers at this time. She continued with the Department's explanations of the regulations proposed for removal.

CABMW Representative Dixon asked if there were other reservoirs in the state that the Department should be looking out for removal.

Game Warden Captain Jake Kreamer answered that the only private reservoirs outlined in regulation are the Crittenden and Drake reservoirs where the Department has no jurisdiction over.

Chairman Rogers asked what the appetite of the Committee was in regard to holding off on action.

Commissioner McNinch asked for clarification on the timing of when the report is to be submitted to the Governors office and what meetings are planned before that deadline.

Management Analyst Manfredi answered that the executive order deadline is May 1 and in conversations with the Deputy Attorney General (DAG) Craig Burkett, the list of regulations being discussed needs to be heard at a Commission meeting. An April Commission meeting is planned but a date has not been set by the Commission at this time. She said this can be discussed during the next agenda item but planned to propose having one more Committee meeting with time for an additional Committee meeting before the April Commission meeting if the Committee needed additional time to discuss the regulation changes.

Commissioner McNinch clarified that the Department plans to bring the Committee more regulations to review at a future meeting and the limit in the executive order is ten for removal.

Management Analyst Manfredi confirmed.

Commissioner McNinch stated that after hearing there will be additional time for discussion, he is not pressed to make a decision today even with the quick turnaround. He would like additional discussion around R3 and the apprentice program. He complimented the Department for reviewing the definitions in regulation and gave an example of a past experience with regulation definitions.

Director Alan Jenne added that the report needs to be submitted by the Department by May 1. It was fitting to hold this Committee meeting before the Commission meeting so it can be brought up but as Management Analyst Manfredi stated, it will take more meetings for Committee review and bring those findings to the April Commission meeting so we can start after that Commission meeting to compile that report. Knowing that, we should have a minimum of four public meetings where these will be heard.

CABMW Representative Dixon stated that some of the CABMWs might not have paid attention to the Committee this go around and in regards to the falconry groups, how do we highlight this discussion because it is unsure how many people are paying attention to these hearings. Would hate to see someone have problems with the changes because that will not help us make the May 1st date.

Director Jenne answered that is why this Committee has a report scheduled as an agenda item on this upcoming Commission meeting. It should highlight people through the Commission process and hopefully that will engage them to provide their concerns to the Committee or the next Commission meeting.

Public Comment:

Rex Flowers stated that he hoped the Committee would retain the mentor and apprentice program. Even though they are underutilized, they have not had much marketing for them. We did plenty of marketing for license simplification and that brought great responses. This was brought up at the TAAHC meetings where they were grasping for straws to get something in place but no one has taken it further. People keep bringing up options for youth but these programs are needed because the junior program is only bringing in youth already in our circle of friends and family. The mentoring and apprentice program would bring in youth who have not been exposed to hunting. He provided a personal example of taking people out to Pyramid Lake and encouraged better marketing of the program.

Commissioner Caviglia stated he did not believe a motion was needed at this time and the list could remain as it is for discussion at the next meeting. He hoped that the public does get involved and send in recommendations for the Committee to consider.

Commissioner McNinch added that he has been involved with a number of reviews as part of a job, what the Department has been asked to do is a lot of work where one regulation touches another and needs to be sifted out. This type of review is difficult with a very short timeframe with one third of the time needing to be posted and noticed properly. The public is in the same boat as we are regarding time but nothing precludes them from calling us and having a discussion as we go along.

Chairman Rogers noted that his point was taken. The Committee is title simplification but there is nothing simple about the process. He echoed the encouragement for public and CABMW involvement.

CABMW Representative Dixon asked about regulations that were submitted about cray fish a while ago and thought it would be a good regulation to take out.

Director Jenne answered that the Department will take a look at that and he would check with the Law Enforcement and Fisheries division to review that.

No motion was made by the Committee.

5. Future Committee Meetings – Committee Chairman Shane Rogers – For Possible Action
The Committee will discuss potential agenda items for future committee meetings. The Committee may schedule its next meeting and may choose to recommend a meeting date or timeframe that corresponds with the next Board of Wildlife Commissioners meeting.

Management Analyst Manfredi proposed a Committee meeting to be scheduled for the last week of the month, the week of March 27th as a Zoom meeting to increase public participation. With another in coordination with the April Commission meeting.

Commissioner Caviglia stated that the Commission has yet to approve the April Commission meeting date but is planned for mid-April.

Commissioner McNinch made it known that he would be out of town that week but said Wednesday would be the best day for him.

No public comment.

Discussion was had by Committee members and Department staff on the best day and time to hold the next meeting.

Chairman Rogers stated that the intended date of the next Committee meeting will be held sometime during the week of March 27th in coordination with the Department with another held sometime in April.

6. Public Comment Period

Persons wishing to speak are requested to sign in. Public comment will be limited to three minutes. No action can be taken by the Committee at this time; any item requiring Committee action may be scheduled on a future Committee agenda.

DAG Burkett committed to the Committee his assistance in this process as much as possible as regulation and statutes are difficult to understand at times. He has been working with the Department on items regarding some future regulations for the Committee's consideration.

Rex Flowers expressed his concerns regarding no place where updated regulations can be easily found online by the public. He gave an example of his struggles searching for regulations and stated the state should take responsibility to provide the public with the proper information to abide by the laws accordingly.

The meeting was adjourned at 9:48 AM.