

COMMITTEE MEMBERS:  
CHAIRMAN TOMMY CAVIGLIA  
COMMISSIONER TIFFANY EAST  
COMMISSIONER RON PIERNI  
CABMW REPRESENTATIVE GLENN BUNCH

STAFF TO THE COMMITTEE:  
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**MINUTES**  
NEVADA BOARD OF WILDLIFE COMMISSIONERS  
**REGULATION SIMPLIFICATION COMMITTEE**

TUESDAY, OCTOBER 27, 2020 @ 3:00 PM

Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join.

<https://us02web.zoom.us/j/82557390746?pwd=MEhlcUdpYzA4TTl1UzdvdTRCOFNhQT09>

Passcode: 825217

Nevada Department of Wildlife personnel in attendance: Administrative Assistant Megan Manfredi, Management Analyst Kailey Taylor, Deputy Director Jack Robb, Fisheries Division Administrator Jon Sjoberg, Data and Technology Services Division Administrator Kim Munoz, Chief Game Warden Mike Maynard, Game Division Administrator Mike Scott, Game Warden Randy Lusetti, Diversity Division Administrator Jen Newmark, Habitat Division Administrator Alan Jenne, Game Warden Captain Brian Bowles, Deputy Director Bonnie Long

County advisory Boards to Manage Wildlife (CABMW) Members and public in attendance: No CABMW members or member of the public were in attendance.

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

Chairman Caviglia called the meeting to order at 3:06 PM. Commissioner Pierini led the pledge. Administrative Assistant Megan Manfredi conducted the roll call. Chairman Tommy Caviglia, Commissioner Tiffany East, Commissioner Ron Pierini, CABMW Representative Glen Bunch were present.

2. Approval of Agenda – Committee Chairman Caviglia – 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.

**COMMISSIONER EAST MOVED TO APPROVE THE AGENDA AS PRESENTED, SECONDED BY COMMISSIONER PIERNI. MOTION PASSED 4-0.**

3. Approval of Minutes – Committee Chairman Caviglia – For Possible Action  
Committee minutes may be approved from the September 10, 2020 meeting.

Commissioner Caviglia requested that the question asked by Commissioner East about the landowner tags on page five of the minutes be changed to him, as he was the one who asked the question.

No public comment.

**COMMISSIONER EAST MOVED TO APPROVE THE SEPTEMBER 10, 2020 MINUTES WITH THE CHANGE IN NAME AS REQUESTED BY CHAIRMAN CAVIGLIA, SECONDED BY COMMISSIONER PIERINI. MOTION PASSED 4-0.**

4. Member Items/Announcements and Correspondence – Commissioner and Committee – Informational  
Committee members may present emergent items. No action may be taken by the Committee. Any item requiring Committee action may be scheduled on a future Committee agenda. The Committee will review and may discuss correspondence sent or received by the Committee since the last regular meeting and may provide copies for the exhibit file. Correspondence sent or received by the Department will also be discussed.

No correspondence was received by the Committee members or the Department.

5. County Advisory Boards to Manage Wildlife (CABMW) Member Regulation Simplification Items - Informational  
CABMW members may present their recommended regulation items they wish to be discussed for simplification and clarification.

CABMW Representative Bunch had not items to present. No members of the public or other CABMW representatives were in attendance.

6. Discussion of proposed changes to NAC 502 – Committee Chairman Caviglia – For Possible Action  
The Committee and staff will discuss the proposed changes from the Department, Commission and County Advisory Boards to Manage Wildlife of NAC 502 to be submitted to the Legislative Council Bureau (LCB) and heard at the next available Commission meeting.

Management Analyst Kailey Taylor updated the Committee about the Department's meeting with Deputy Attorney General (DAG) Craig Burkett. During that meeting, the Department updated the definition of a canned hunt and changed its placement in the regulation. Information regarding harming or transporting a mountain lion was added after Committee and Commission deliberation.

Commissioner East asked if a different term for canned hunt was discussed.

Management Analyst Taylor answered that it was discussed with the DAG and he was fine with the term.

Chairman Caviglia stated that canned hunt was a common term used in other states and other continents similar to what is being defined in the regulation. He added that the change addresses the concerns held by the Committee during the September meeting.

Management Analyst Taylor continued to share the Department's proposed changes to NAC 502.

No public comment.

**CHAIRMAN CAVIGLIA MOVED TO APPROVE NAC 502 AS PRESENTED AND HAVE IT BE HEARD AT NOVEMBER'S COMMISSION MEETING, SECONDED BY COMMISSIONER PEIRINI. MOTION PASSED 4-0.**

7. \* Discussion of proposed changes to NAC 503 – Committee Chairman Caviglia – For Possible Action

The Committee and staff will discuss the proposed changes from the Department and County Advisory Boards to Manage Wildlife of NAC 503 to be submitted to the Legislative Council Bureau (LCB) and heard at the next available Commission meeting.

Management Analyst Taylor stated that the changes made to NAC 503 had not been reviewed by the DAG but will be before November's Commission meeting. She began with the Department's proposed changes to NAC 503.

Chairman Caviglia asked if moving the level of classifications was done federally.

Management Analyst Taylor answered that it was done federally and at the state level. She gave an example of a change from the proposed language along with an example of adding all animals in an order under a classification.

Fisheries Division Administrator Jon Sjoberg stated that typically, the change in classifications correspond with federal classifications and that the proposed changes were mostly a clean-up exercise.

Diversity Division Administrator Jen Newmark agreed with Fisheries Division Administrator Sjoberg and added that state recommendations are also play a part in the decisions on animal classifications.

Management Analyst Taylor continued with the Department's proposed changes in NAC 503.

Fisheries Division Administrator Sjoberg explained the background for the definition change regarding aquarium fish. The change is intended to clarify what is excluded and what facility game fish can be contained in.

Chairman Caviglia asked about the notes on the regulation topic list regarding NAC 503.110 and 503.140 and the changes being included in the draft language.

Management Analyst Taylor answered that they were not included in the draft. Permits included multiple recommended changes and would need to be handled as a separate regulation change and not a part of the regulation's simplification. She added that she spoke with the Director regarding the change in draw weight of a bow from 40 to 30 pounds. The Director does not have a preference, but the Department would not like to see that change made.

Commissioner East asked the reason for opposing the change.

Management Analyst Taylor stated that Department staff felt like there was a higher probability to wound an animal and not fully take an animal. The Director felt that most archers would not shoot unless they knew it would fully take an animal.

Commissioner East asked why the archer association requested the change.

Management Analyst Taylor answered that most states have the 30-pound weight as their standard.

Commissioner Caviglia wondered if the states who do not hold that standard are the western states with the larger game animals.

Discussion continued regarding the draw weight on a bow.

Commissioner East stated she would like more background explanation before accepting the change.

Chairman Caviglia agreed and added that Commission discussion will allow for public comment and potentially more insight.

Management Analyst Taylor explained the Commission petition process as an option for the archer association if they wanted to pursue the matter further. She continued with the Department's recommended changes to NAC 503.

Chairman Caviglia stated that he has heard public concern regarding a suitcase trap and if that would fall under the definition of a box or cage trap.

Chief Game Warden Mike Maynard read the definition of a box trap as presented in the regulation language stating that a suitcase would be considered a different type of trap. The Department wanted clarification on a suitcase trap since box trap is referenced in other places in the regulation.

Chairman Caviglia asked if use a suitcase trap along the Truckee river to capture beavers was something that needed to be addressed.

Game Warden Randy Lusetti answered that this exact question and scenario has come up before. The definition was added for clarification for both the public and law enforcement staff. He explained that a suitcase trap confines an animal like a clam shell with a peddle that is tripped to close the trap. The Department's concern is regarding injuries to non-target species that could include children. It does the job regarding the removal of a beaver, but he requested that the Committee consider that anything that is not fully inside of the suitcase trap could cause injury.

Management Analyst Taylor continued with the Department's proposed changes to NAC 503, including changes to the highlighted sections of the provided language.

Chief Game Warden Maynard stated that changes in NRS that were made years ago created uncertainty regarding what license is acceptable for taking a furbearing mammal.

Warden Lusetti further explained that the change in NRS brought up the question what license is required for shooting a furbearing mammal? The proposed language change gives the authority to take a furbearing mammal under either a trapping or hunting license. The Department is trying to avoid confusion for a trapper checking a trap line and comes across and animal not in a trap or a hunter in the field who comes across a furbearing mammal and has the desire to take it as a mount.

Chairman Caviglia stated that the change made since and he had personally talked to members of the public regarding those same scenarios.

Commissioner East asked if a hunting license was needed to take an unprotected species.

Warden Lusetti answered that regulations direct the take of unprotected species and a license is not needed to do so.

No public comment.

**COMMISSIONER EAST MOVED TO APPROVE NAC 503 AS PRESENTED AND HAVE IT BE HEARD AT NOVEMBER'S COMMISSION MEETING, SECONDED BY CHAIRMAN CAVIGLIA. MOTION PASSED 4-0.**

8. \*Discussion of the Regulation Topic List – Committee Chairman Caviglia – For Possible Action

The Committee and staff will begin discussion of ranking the regulation items presented by the Department and CABMWs to decide direction in which to provide the Department.

Chairman Caviglia assumed that at the next Committee meeting NAC 504 will be brought forward for review.

Management Analyst Taylor stated that the Department has not met to discuss changes to NAC 504 but plans to meet before the next Committee meeting. She offered to take any changes that the Committee may have in mind for the regulation.

Deputy Director Jack Robb added that the Department has taken great strides to review the regulations up to this point and recognize that there are items we would like changes made to but are not considered part of the simplification process. There will be other regulations brought forward at a later time as separate regulations.

Commissioner East asked what type of regulations NAC 504 included.

Administrative Assistant Manfredi answered that NAC 504 was titled General Provisions.

Management Analyst Taylor added that it covered a wide array of topics.

No public comment.

**CHAIRMAN CAVIGLIA CLOSED THE AGENDA ITEM WITH NO MOTION.**

9. Future Committee Meetings – Committee Chairman Caviglia – 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.

Chairman Caviglia requested that the Committee continues to meet the week prior to the Commission meeting.

Management Analyst Taylor added that if Tuesday afternoons are working for everyone, we will plan on scheduling the next Committee meeting on Tuesday, January 19, 2021.

10. 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.

No public comment.

The meeting was adjourned at 4:28 PM.