

(Reprinted with amendments adopted on June 4, 2007)

SECOND REPRINT

A.B. 162

ASSEMBLY BILL NO. 162—ASSEMBLYMEN MCCLAIN, KOIVISTO, MANENDO, PARKS, HOGAN, ALLEN, ANDERSON, ARBERRY, ATKINSON, BEERS, BOBZIEN, BUCKLEY, CARPENTER, CHRISTENSEN, CLABORN, COBB, CONKLIN, DENIS, GANSERT, GERHARDT, GOEDHART, GOICOECHEA, GRADY, HARDY, HORNE, KIHUEN, KIRKPATRICK, LESLIE, MABEY, MARVEL, MORTENSON, MUNFORD, OCEGUERA, OHRENSCHALL, PARNELL, PIERCE, SEGERBLUM, SETTELMAYER, SMITH, STEWART, WEBER AND WOMACK

FEBRUARY 23, 2007

JOINT SPONSORS: SENATORS CARE, WIENER, TITUS, COFFIN, HECK, AMODEI, BEERS, CEGAVSKE, HARDY, HORSFORD, LEE, MATHEWS, MCGINNESS, NOLAN, RAGGIO, RHOADS, SCHNEIDER, TOWNSEND, WASHINGTON AND WOODHOUSE

Referred to Committee on Government Affairs

SUMMARY—Makes various changes concerning military service.
(BDR 33-775)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to military service; providing that the Board of Regents of the University of Nevada may grant a waiver of certain fees for the child, widow or widower of a person who was killed while he was performing his duties as a member of the Nevada National Guard; revising provisions that provide certain benefits for licenses, tags or permits for hunting, fishing or trapping to certain members of the Armed Forces of the United States and their families to provide those benefits to certain members of the Nevada National Guard and their families; authorizing the Department of Wildlife to issue, under certain circumstances, a fishing or hunting license to a



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member of the Nevada National Guard who is a bona fide resident of this State; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Board of Regents of the University of Nevada to waive certain fees for a member of the Nevada National Guard or a recruit for the Nevada National Guard. (NRS 396.544) Additionally, existing law requires the Board of Regents to pay certain fees for the dependent child of a police officer, firefighter, officer of the Nevada Highway Patrol or volunteer ambulance driver or attendant killed while performing his duties. (NRS 396.545) **Section 2.2** of this bill authorizes the Board of Regents to waive certain fees for any child, widow or widower of a person who was killed while he was performing his duties as a member of the Nevada National Guard.

Existing law provides certain benefits relating to obtaining licenses, tags or permits for hunting, fishing or trapping to certain members of the Armed Forces of the United States and their families. (NRS 502.070, 502.290) **Sections 2.4 and 2.6** of this bill extend those benefits to certain members of the Nevada National Guard and their families.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 2.2. Chapter 396 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Board of Regents may grant a waiver of registration fees and laboratory fees for any child, widow or widower of a person who was killed while he was performing his duties as a member of the Nevada National Guard. For the purpose of assessing fees and charges against a person to whom a waiver is granted pursuant to this subsection, including, without limitation, tuition charges pursuant to NRS 396.540, the person shall be deemed to be a bona fide resident of this State.

2. To be eligible for a waiver pursuant to subsection 1, a person must maintain at least a 3.25 grade point average, on a 4.0 grading scale, each semester, or the equivalent of a 3.25 grade point average if a different grading scale is used and:

(a) Be the widow or widower of the member of the Nevada National Guard; or

(b) Be the child of the member of the Nevada National Guard.

3. A widow or widower is eligible for 4 years after the date of the death of the member of the Nevada National Guard. A child is eligible for 4 years after he attains the age of 18 years or, if he enrolls in the System before the age of 18 years, for 4 years after the date of his enrollment.



1 **4. The Board of Regents may request the Adjutant General to**
2 **verify that a person is the widow, widower or child of a person who**
3 **was killed while he was performing his duties as a member of the**
4 **Nevada National Guard. The Adjutant General shall, upon**
5 **receiving such a request, notify the Board of Regents in writing**
6 **concerning the status of that person.**

7 **Sec. 2.4.** NRS 502.070 is hereby amended to read as follows:

8 502.070 1. The Department shall issue to any member of the
9 Armed Forces of the United States who has been assigned to
10 permanent duty, as opposed to temporary or casual duty, within the
11 State of Nevada **or to any member in good standing of the Nevada**
12 **National Guard who has served on active duty** all necessary
13 hunting or fishing licenses, tags or permits for fishing, hunting or
14 trapping in the State of Nevada. A like privilege must be extended to
15 spouses and dependents, under the age of 21, of ~~such~~ **those**
16 members of the Armed Forces ~~[- All such]~~ **or the Nevada National**
17 **Guard. The** licenses, tags or permits must be issued on the same
18 terms and conditions and at the same costs as licenses, tags or
19 permits are issued to Nevada residents, except that the 6 months'
20 residence requirement must be waived.

21 2. The issuance of ~~all such~~ **the** licenses, tags and permits
22 must be made by application upon a form provided for that purpose
23 by the Department. The application must include such proof of
24 assignment to permanent duty within the State of Nevada **or proof**
25 **of service on active duty and membership in good standing in the**
26 **Nevada National Guard** as may be deemed necessary by the
27 Department to determine whether or not an applicant is ~~actually so~~
28 ~~assigned~~ **eligible for a license, tag or permit pursuant to**
29 **subsection 1.**

30 **Sec. 2.6.** NRS 502.290 is hereby amended to read as follows:

31 502.290 1. The ~~{Commission is authorized to issue to those~~
32 ~~persons serving in the Armed Forces of the United States who are~~
33 ~~bona fide residents of the State of Nevada}~~ **Department may issue**
34 fishing or hunting licenses, upon the payment of \$5 for each license,
35 ~~{provided those persons requesting the licenses are at the time on}~~ **to**
36 **any person who is a bona fide resident of the State of Nevada and**
37 **is:**

38 **(a) On** active duty in the Armed Forces of the United States
39 ~~{and are not stationed in the State of Nevada.}~~ **; or**

40 **(b) A member in good standing of the Nevada National Guard**
41 **who has served on active duty.**

42 2. The ~~{Commission}~~ **Department** may require whatever proof
43 it deems necessary to determine whether ~~{such persons come within}~~
44 **a person is subject to** the provisions of this section.



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1 3. *If the Department incurs a deficiency caused by the*
2 *issuance of licenses pursuant to this section, the Department may*
3 *request an allocation from the Contingency Fund pursuant to*
4 *NRS 353.266, 353.268 and 353.269 to reimburse the Department*
5 *for the amount of the deficiency.*

6 4. Any person who is guilty of giving false information to
7 obtain a license as provided in this section is guilty of a
8 misdemeanor.

9 **Sec. 3.** 1. This section and sections 1 and 2 of this act
10 become effective on July 1, 2007.

11 2. Sections 2.2, 2.4 and 2.6 of this act become effective on
12 October 1, 2007.

