

Amendment No. 465

Senate Amendment to Senate Bill No. 181

(BDR 45-178)

Proposed by: Senate Committee on Natural Resources**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

DLJ/BJE



Date: 4/21/2013

S.B. No. 181—Revises provisions relating to fishing. (BDR 45-178)



SENATE BILL NO. 181—SENATOR KIECKHEFER

FEBRUARY 21, 2013

JOINT SPONSOR: ASSEMBLYMAN BOBZIEN

Referred to Committee on Natural Resources

SUMMARY—Revises provisions relating to fishing. (BDR 45-178)

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 fishing; requiring the Department of Wildlife to issue special fishing permits to certain social groups for use for the benefit of adults with disabilities; deleting the limit on the maximum number of persons that may fish under a special fishing permit; **requiring the persons who are fishing to be with an officer or employee of the organization who possesses a valid fishing license;** authorizing the Director of the Department or his or her designee to require the Department to expedite the issuance of a special fishing permit in certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Department of Wildlife to issue special fishing permits to certain public or private nonprofit organizations which authorize no more than 15 persons associated with the organization to fish under the supervision of an officer or employee of the organization. (NRS 502.077) This bill: (1) includes a public or private club, foundation, program, educational institution or other social group that will use the permit for the benefit of adults with disabilities within the list of nonprofit organizations that may obtain a special fishing permit; (2) **requires that at least one officer or employee of the organization be in possession of a valid Nevada fishing license and be present with the persons who are fishing pursuant to the special permit;** (3) removes the limitation on the maximum number of persons who may fish under a special fishing permit; and ~~and~~ (4) authorizes the Director of the Department or his or her designee to expedite an application for and the approval of the issuance of a special fishing permit under certain circumstances.

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

Section 1. NRS 502.077 is hereby amended to read as follows:
502.077 1. The Department shall issue special fishing permits to each public and private nonprofit:

- (a) Mental health facility or hospital that provides mental health services;
- (b) Facility for the detention or correctional care of juveniles;
- (c) Rehabilitation center within a hospital;
- (d) Facility or establishment that provides care for older persons;
- (e) Facility which provides temporary foster care for children who are not delinquent; ~~and~~

(f) Club, foundation, program, educational institution or other social group operated for the benefit of children ~~;~~ **and**

(g) Club, foundation, program, educational institution or other social group that will use the permit for the benefit of adults with disabilities.

2. ~~The permits;~~ **A special fishing permit issued pursuant to this section:**

(a) Must be in the possession of ~~the~~ **an** officer or employee of the organization who is supervising a member, **adult with a disability**, student, pupil, patient or child while the member, **adult with a disability**, student, pupil, patient or child is fishing.

(b) ~~Authorize~~ **Authorizes** a member, **adult with a disability**, student, pupil, patient or child to fish in a legal manner if:

(1) The member, adult with a disability, student, pupil, patient or child is in the company of an officer or employee of one of the organizations listed in this section ~~if the officer or employee has a valid Nevada fishing license;~~ ; and

(2) At least one officer or employee of the organization described in subparagraph (1) is both in possession of a valid Nevada fishing license and present at the site of the event at which fishing is occurring pursuant to the special fishing permit.

(c) ~~Must~~ **Except as otherwise provided in subsection 5, must** be issued pursuant and subject to regulations prescribed by the Commission.

(d) Must contain the words "Nevada Special Fishing Permit" and the number of the permit printed on the face of the permit.

~~(e) May authorize no more than 15 members, students, pupils, patients or children, respectively, to fish.~~

3. Each organization shall pay to the Department an annual fee of \$25 for each permit issued to the organization pursuant to this section. ~~[The Department shall not issue more than two permits per year to each organization.]~~

4. It is unlawful for any person other than a member, **adult with a disability**, student, pupil, patient or child **who is in one of these organizations or who is supervised by and in the company of an officer or employee of one of these organizations pursuant to paragraphs (a) and (b) of subsection 2** to fish with a permit issued by the Department pursuant to this section.

5. **The Director or his or her designee may require the Department to expedite an application for and the approval of the issuance of a special fishing permit pursuant to subsection 1 if the Director or his or her designee determines that special circumstances exist which require such an action.**

6. As used in this section, "disability" means, with respect to a person:

(a) A physical or mental impairment that substantially limits one or more of the major life functions of the person;

(b) A record of having such an impairment; or

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(c) Being regarded as having such an impairment.

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Sec. 2. This act becomes effective upon passage and approval.