

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:

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



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13 application for and the approval of the issuance of a special fishing permit under
14 certain circumstances.

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

1 **Section 1.** NRS 502.077 is hereby amended to read as follows:
2 502.077 1. The Department shall issue special fishing
3 permits to each public and private nonprofit:

4 (a) Mental health facility or hospital that provides mental health
5 services;

6 (b) Facility for the detention or correctional care of juveniles;

7 (c) Rehabilitation center within a hospital;

8 (d) Facility or establishment that provides care for older
9 persons;

10 (e) Facility which provides temporary foster care for children
11 who are not delinquent; ~~and~~

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

21 (c) *Being regarded as having such an impairment.*

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

