

SENATE BILL NO. 371—SENATORS KIECKHEFER, SMITH;
GOICOECHEA AND SETTELMAYER

MARCH 18, 2013

JOINT SPONSOR: ASSEMBLYMAN BOBZIEN

Referred to Committee on Natural Resources

SUMMARY—Prohibits a person from intentionally feeding any species of wildlife other than a wild bird. (BDR 45-838)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.
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 wildlife; prohibiting a person from intentionally feeding any species of wildlife other than a wild bird; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, the term “wildlife” means any wild mammal, wild bird, fish, reptile, amphibian, mollusk or crustacean found naturally in a wild state, whether indigenous to Nevada or not and whether raised in captivity or not. (NRS 501.097)

This bill prohibits a person from intentionally feeding any species of wildlife other than a wild bird. The term “intentionally feed” is defined for purposes of this prohibition to mean supplying, providing or otherwise making available any salt, grain, meat or other form of nourishment. For purposes of the prohibition the term is limited so that it does not include: (1) any incidental or unintentional feeding of wildlife, including, without limitation, any such feeding associated with certain agricultural, landscaping or outdoor activities; or (2) any chumming conducted in accordance with certain administrative regulations. If a person is found guilty of intentionally feeding a species of wildlife other than a wild bird, the person: (1) for a first offense, must be punished by a fine of \$250; (2) for a second offense, must be punished by a fine of \$500; and (3) for a third or subsequent offense, is guilty of a misdemeanor and must be punished by imprisonment in the county jail for not more than 6 months or by a fine of not more than \$1,000, or by both fine and



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18 imprisonment, unless a different penalty is prescribed by the statute in force at the
19 time of commission of the misdemeanor.

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

1 **Section 1.** Chapter 501 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 ***1. A person shall not intentionally feed any species of wildlife***
4 ***other than a wild bird.***

5 ***2. A person who violates subsection 1:***

6 ***(a) For a first offense, shall be punished by a fine of \$250.***

7 ***(b) For a second offense, shall be punished by a fine of \$500.***

8 ***(c) For a third or subsequent offense, is guilty of a***
9 ***misdemeanor and shall be punished as provided in NRS 193.150.***

10 ***3. As used in this section, "intentionally feed" means to***
11 ***supply, provide or otherwise make available any salt, grain, meat***
12 ***or other form of nourishment. The term does not include:***

13 ***(a) Any incidental or unintentional feeding of wildlife,***
14 ***including, without limitation, any such feeding associated with:***

15 ***(1) Any accepted agricultural or livestock practice;***

16 ***(2) Any planting or maintenance of any shrub, tree or other***
17 ***landscaping for any residence, property or area; or***

18 ***(3) Any sporting event or outdoor activity at which food is***
19 ***served or consumed; or***

20 ***(b) Any chumming conducted in accordance with a regulation***
21 ***adopted pursuant to NRS 503.300.***

