

Amendment No. 175

Assembly Amendment to Assembly Bill No. 136	(BDR 45-561)
Proposed by: Assembly Committee on Natural Resources, Agriculture, and Mining	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will REMOVE the 2/3s majority vote requirement from A.B. 136.

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>		Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>		Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

EMR/HAC



Date: 3/30/2015

A.B. No. 136—Makes various changes relating to wildlife. (BDR 45-561)



ASSEMBLY BILL NO. 136—ASSEMBLYMEN ELLISON, WHEELER, FIORE; DICKMAN,
MOORE, SEAMAN AND TITUS

FEBRUARY 11, 2015

Referred to Committee on Natural Resources,
Agriculture, and Mining

SUMMARY—Makes various changes relating to wildlife. (BDR 45-561)

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 wildlife; requiring the Department of Wildlife to ~~issue a special hunting license to certain persons with disabilities; providing an exception from the requirement to complete~~ make reasonable accommodations for the completion of a course in the responsibilities of hunters ~~for certain~~ by persons with disabilities; authorizing a person hunting with archery equipment ~~or a muzzle-loading firearm~~ to carry ~~a firearm;~~ certain firearms; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Department of Wildlife to ~~issue hunting licenses~~ provide a course of instruction in the responsibilities of hunters and requires a person to complete such a course ~~of instruction in the responsibilities of hunters~~ before obtaining a hunting license. ~~(Chapter 502 of NRS.) (NRS 502.330, 502.340) (Section 1 of this bill requires the Department to issue a special hunting license to certain persons with disabilities and provides an exception from the requirement to complete the course in the responsibilities of hunters for such persons. Section 2 of this bill makes corresponding changes.)~~ Section 2.5 of this bill requires the Department to make reasonable accommodations for the completion of the course in the responsibilities of hunters by a person with a disability.

Existing law provides for the manner of hunting game birds and game mammals. (NRS 503.090-503.245) **Section 3** of this bill authorizes a person hunting with archery equipment or a muzzle-loading firearm to carry for self-defense a firearm ~~for self-defense;~~ that: (1) has a barrel length of less than 8 inches; and (2) does not have a telescopic sight.

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

Section 1. ~~(Chapter 502 of NRS is hereby amended by adding thereto a new section to read as follows:~~

~~1. The Department shall issue a special hunting license to a person with a disability who~~

~~(a) Has a physical or mental impairment that substantially limits one or more major life activities of the person;~~

~~(b) Pays the following fees:~~

~~(1) The fee for a hunting license set forth in NRS 502.240;~~

~~(2) Any service fee required by a license agent pursuant to NRS 502.040;~~

~~(3) The habitat conservation fee required by NRS 502.242; and~~

~~(4) Any transaction fee that is set forth in a contract of this State with a third-party electronic services provider for each online transaction that is conducted with the Department; and~~

~~(c) Except as otherwise provided in subsection 4, is otherwise qualified to obtain a hunting license in this State.~~

~~2. A special hunting license issued to a person with a disability pursuant to subsection 1 authorizes the person to hunt in this State as provided in this section.~~

~~3. It is unlawful for a person with a disability who holds a special hunting license issued pursuant to subsection 1 to hunt in this State unless a supervisor hunter accompanies and directly supervises the person with a disability at all times during a hunt. During the hunt, the supervisor hunter shall ensure that the person with a disability:~~

~~(a) Safely handles and operates the firearm or weapon used by the person; and~~

~~(b) Complies with all applicable laws and regulations concerning hunting and the use of firearms.~~

~~4. A person with a disability is not required to complete a course of instruction in the responsibilities of hunters as provided in NRS 502.340 to obtain a special hunting license pursuant to this section.~~

~~5. The issuance of a special hunting license pursuant to this section does not:~~

~~(a) Authorize the person with a special hunting license to obtain any other hunting license;~~

~~(b) Authorize a person with a special hunting license to hunt any animal for which a tag is required pursuant to NRS 502.130 unless the person has obtained such a tag; or~~

~~(c) Except as otherwise provided in subsection 4, exempt the person with a special hunting license from any requirement of this title.~~

~~6. The Commission shall adopt regulations to carry out the provisions of this section.~~

~~7. As used in this section:~~

~~(a) "Accompanies and directly supervises" means maintains close visual and verbal contact with, provides adequate direction to and maintains the ability readily to assume control of any firearm or weapon from a person with a special hunting license issued pursuant to subsection 1.~~

~~(b) "Supervisor hunter" means a person 21 years of age or older who:~~

~~(1) Holds a hunting license issued in this State;~~

~~(2) Has completed a course of instruction in the responsibilities of hunters as provided in NRS 502.340; and~~

~~(3) Accompanies and directly supervises a person with a special hunting license issued pursuant to this section.~~

~~The term does not include a person who holds a special hunting license pursuant to this section. (Deleted by amendment.)~~

Sec. 2. [NRS 502.330 is hereby amended to read as follows:

~~502.330 1. Except as otherwise provided in NRS 502.066, and section 1 of this act, no hunting license may be obtained by any person born after January 1,~~

1960, unless the person presents to the Department, or one of its authorized licensing agents:

~~(a) A certificate of successful completion of a course of instruction in the responsibilities of hunters as provided by NRS 502.340;~~

~~(b) An equivalent certificate of completion of a course in the responsibilities of hunters provided by:~~

~~(1) Another state;~~

~~(2) An agency of a Canadian province for the management of wildlife; or~~

~~(3) An agency of a foreign country whose course of instruction meets or exceeds the standards established by the International Hunter Education Association, or its successor organization; or~~

~~(c) A hunting license issued to the person in a previous year by the Department, another state or an agency of a Canadian province, which bears a number or other unique mark evidencing successful completion of a course of instruction in the responsibilities of hunters.~~

~~2. Any person who has been convicted of violating NRS 503.165 or 503.175 may not obtain a hunting license until the person has successfully completed a course in the responsibilities of hunters conducted pursuant to NRS 502.340.~~

~~(Deleted by amendment.)~~

Sec. 2.5. NRS 502.340 is hereby amended to read as follows:

502.340 1. The Department shall certify instructors who will, with the cooperation of the Department, provide instruction in the responsibilities of hunters established by the Department to all eligible persons who, upon the successful completion of the course, must be issued a certificate. Persons who are disqualified from obtaining a hunting license, pursuant to NRS 502.330, are eligible for the course.

2. The Department shall make reasonable accommodations for the completion of the course by a person with a disability.

Sec. 3. NRS 503.150 is hereby amended to read as follows:

503.150 1. Unless otherwise specified by Commission regulation, it is unlawful to hunt:

(a) Any game bird or game mammal with any gun capable of firing more than one round with one continuous pull of the trigger, or with any full steel, full steel core, full metal jacket, tracer or incendiary bullet or shell, or any shotgun larger than number 10 gauge.

(b) Big game mammals in any manner other than with a rifle, held in the hand, that exerts at least 1,000 foot-pounds of energy at 100 yards, or with a longbow and arrow which meet the specifications established by Commission regulation.

(c) Small game mammals in any manner other than with a handgun, shotgun, rifle, longbow and arrow or by means of falconry.

(d) Game birds with any rifle or handgun, or in any manner other than with a shotgun held in the hand, with a longbow and arrow or by means of falconry.

(e) Migratory game birds with any shotgun capable of holding more than three shells.

(f) Any game bird or game mammal with the aid of any artificial light.

(g) Any big game mammal, except mountain lions, with a dog of any breed.

2. A person who is hunting with archery equipment ~~for~~ or a muzzle-loading firearm:

(a) May carry for self-defense a firearm ~~for self-defense.~~ that:

(1) Has a barrel length of less than 8 inches; and

(2) Does not have a telescopic sight.

(b) May not use the firearm to hunt any wildlife.

1 **3.** Nothing in this section prohibits the use of dogs in the hunting of game
2 birds or small game mammals.

3 **Sec. 4.** This act becomes effective ~~upon passage and approval for the~~
4 ~~purpose of adopting regulations and performing any other preparatory~~
5 ~~administrative tasks that are necessary to carry out the provisions of this act and on~~
6 ~~January 1, 2016, for all other purposes.~~ on July 1, 2015.