

Amendment No. 5

Senate Amendment to Senate Bill No. 4

(BDR 45-89)

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

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/JWP



Date: 3/26/2015

S.B. No. 4—Provides exemptions from certain registration requirements for the trapping of wild mammals on private property. (BDR 45-89)



SENATE BILL NO. 4—SENATOR SETTELMAYER

PREFILED DECEMBER 19, 2014

Referred to Committee on Natural Resources

SUMMARY—~~Provides exemptions from certain registration~~ **Revises** requirements for the ~~trapping~~ **taking** of wild mammals on private property. (BDR 45-89)

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

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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 trapping; providing exemptions from certain registration requirements for a trap, snare or similar device used in the trapping of wild mammals on private property; **limiting the requirement to obtain a permit to take or kill fur-bearing mammals injuring property;** and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires that each trap, snare or similar device used in the taking of wild mammals must be registered with the Department of Wildlife before it is used. Existing law also requires that each registered trap, snare or similar device bear a number which is assigned by the Department and is affixed to or marked on the trap, snare or similar device. (NRS 503.452) ~~That~~ **Section 1 of this bill exempts from those requirements a trap, snare or similar device used: (1) exclusively on private property by the owner or occupant of the property or with the permission of the owner or occupant; ~~for~~ (2) for the control of rodents by ~~a governmental agency~~ an institution of the Nevada System of Higher Education; or (3) by a federal, state or local governmental agency.**

Existing law provides that fur-bearing mammals injuring property may be taken or killed at any time in any manner if a permit is obtained from the Department. (NRS 503.470) Section 2 of this bill removes the requirement that the owner or occupant of the property obtain a permit in such circumstances.

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

Section 1. NRS 503.452 is hereby amended to read as follows:

503.452 1. ~~Each~~ ***Except as otherwise provided in subsection 2, each*** trap, snare or similar device used ***by a person*** in the taking of wild mammals must be registered with the Department before it is used. Each registered trap, snare or similar device must bear a number which is assigned by the Department and is affixed to or marked on the trap, snare or similar device in the manner specified by regulations adopted by the Commission. The registration of a trap, snare or similar

device is valid until the trap, snare or similar device is sold or ownership of the trap, snare or similar device is otherwise transferred.

2. *The provisions of subsection 1 do not apply to a trap, snare or similar device used:*

(a) *Exclusively on private property which is posted or fenced in accordance with the provisions of NRS 207.200 by the owner or occupant of the property or with the permission of the owner or occupant; ~~for~~*

(b) *For the control of rodents by an institution of the Nevada System of Higher Education ~~for any other federal, state or local governmental agency~~; or*

(c) *By any federal, state or local governmental agency.*

3. A registration fee of \$10 for each registrant is payable only once by each person who registers a trap, snare or similar device. The fee must be paid at the time the first trap, snare or similar device is registered.

~~3.4~~ 4. It is unlawful:

(a) For a person to whom a trap, snare or similar device is registered to allow another person to possess or use the trap, snare or similar device without providing to that person written authorization to possess or use the trap, snare or similar device.

(b) For a person to possess or use a trap, snare or similar device registered to another person without obtaining the written authorization required pursuant to paragraph (a). If a person obtains written authorization to possess or use a trap, snare or similar device pursuant to paragraph (a), the person shall ensure that the written authorization, together with his or her trapping license, is in his or her possession during any period in which he or she uses the trap, snare or similar device to take fur-bearing mammals.

~~4.4~~ 5. A person to whom a trap, snare or similar device is registered pursuant to this section shall report any theft of the trap, snare or similar device to the Department as soon as it is practical to do so after the person discovers the theft.

~~5.4~~ 6. Any information in the possession of the Department concerning the registration of a trap, snare or similar device is confidential and the Department shall not disclose that information unless required to do so by law or court order.

Sec. 2. NRS 503.470 is hereby amended to read as follows:

503.470 1. Fur-bearing mammals injuring any property may be taken or killed at any time in any manner, ~~provided a permit is first obtained from the Department~~, *by the owner or occupant of the property or with the permission of the owner or occupant.*

2. When the Department has determined from investigations or upon a petition signed by the owners of 25 percent of the land area in any irrigation district or the area served by a ditch company alleging that an excessive population of beaver or otter exists or that beaver or otter are doing damage to lands, streams, ditches, roads or water control structures, the Department shall remove such excess or depredating beaver or otter.

~~Sec. 2.4~~ **Sec. 3.** This act becomes effective upon passage and approval.