

Amendment No. 926

Senate Amendment to Senate Bill No. 511 (BDR 45-896)

Proposed by: Senate Committee on Finance

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will MAINTAIN the 2/3s majority vote requirement for final passage of S.B. 511 (§§ 3, 4, 7, 9, 10, 23, 24).

| 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.

JRS/EGO



Date: 5/28/2017

S.B. No. 511—Revises provisions governing boating and wildlife. (BDR 45-896)



SENATE BILL NO. 511—COMMITTEE ON NATURAL RESOURCES

(ON BEHALF OF THE OFFICE OF FINANCE
IN THE OFFICE OF THE GOVERNOR)

MARCH 27, 2017

Referred to Committee on Natural Resources

SUMMARY—Revises provisions governing boating and wildlife. (BDR 45-896)

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 licensing of outdoor activities; revising provisions governing applications for a license, tag or permit to hunt, fish or trap; revising the fees for the issuance of an apprentice hunting license; revising the period of validity of a fishing license, hunting license and combination hunting and fishing license; requiring a tag to hunt any bighorn sheep, moose, mountain lion or mountain goat; revising various other provisions governing the issuance of, and the payment of fees for, certain licenses and permits; requiring the Department of Wildlife to use a portion of the fees charged and collected for certain purposes relating to wildlife; authorizing the use of not more than two combinations of hook, line and rod by one person at any time; providing for the renewal of a certificate of number for a motorboat; revising provisions governing the issuance or renewal of a certificate of number and an aquatic invasive species decal; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, the holder of a license or permit to hunt, fish or trap must sign a statement attesting to certain information. (NRS 502.030) Similarly, under existing law, if a child under the age of 18 years applies for a license to hunt, the child's parent or legal guardian must sign the application and a statement indicating that the parent or legal guardian has been advised of certain provisions governing the liability of the parent or legal guardian for any negligent or willful misconduct of the child relating to the use of a firearm. (NRS 502.060) **Sections 1 and 2** of this bill authorize those statements to be acknowledged instead of signed by the holder or parent or guardian.

Existing law requires the Department of Wildlife to issue an apprentice hunting license to a person who is 12 years of age or older and pays certain fees for the license. An apprentice hunting license authorizes the person to hunt with a mentor hunter in this State. (NRS

502.066) **Section 3** of this bill deletes certain fees and instead requires a single payment of \$15 for the issuance of the license.

Under existing law, a license to hunt, fish or trap during open seasons is valid, with certain exceptions: (1) from the date the license is issued until the last day of the next succeeding February; or (2) from the first day of March immediately following the date the license is issued until the last day of the next succeeding February. (NRS 502.090) **Section 5** of this bill provides that a license to hunt, fish or trap during open seasons is valid for 1 year beginning on the date of purchase of the license.

Existing law requires a person to obtain an additional license, known as a tag, before hunting any deer, elk, antelope, mountain sheep or bear. (NRS 502.130) **Section 6** of this bill also requires a tag to hunt any bighorn sheep, moose, mountain lion or mountain goat.

Existing law authorizes an owner, lessee or manager of private land in this State to apply to the Department of Wildlife for the issuance of one or more tags to hunt deer or antelope as compensation for any damage caused by deer or antelope to the private land or any improvements on the private land. The Board of Wildlife Commissioners is required to adopt regulations establishing the maximum number of tags which the Department is authorized to issue annually for that purpose, which must not exceed 1.5 percent of the total number of deer and antelope tags which are authorized for issuance annually throughout this State. (NRS 502.145) Section 6.5 of this bill increases that limitation to 2.5 percent of the total number of those deer and antelope tags issued annually.

Existing law sets forth the fees to be charged and collected by the Department of Wildlife for the issuance of annual licenses and limited permits to minors and residents and nonresidents of this State. (NRS 502.240) **Section 7** of this bill removes various fees, revises the types of licenses and permits that the Department is required to issue and establishes the fees that must be paid for those licenses and limited permits. **Sections 4, 9 and 10** of this bill make conforming changes.

Existing law requires a person to pay certain additional fees for the issuance of: (1) a hunting, trapping or fishing license; (2) documentation to hunt upland game birds; (3) a stamp to hunt ducks; and (4) a stamp to fish for trout. The additional fees collected are required to be accounted for separately in the Wildlife Account and used for certain purposes relating to wildlife. (NRS 502.242, 502.292, 502.294, 502.296, 502.300, 502.310, 502.322, 502.326, 502.3262, 502.3264) **Section 28** of this bill repeals the requirement for documentation to hunt upland game birds, a stamp to hunt ducks and a stamp to fish for trout. In lieu of imposing additional fees, **sections 8, 11, 14 and 16** of this bill require a certain percentage of the general licensing and permitting fees charged and collected by the Department of Wildlife to be used for certain purposes relating to wildlife. **Sections 12, 13, 15 and 17** of this bill make conforming changes.

Existing law requires the Department of Wildlife to administer the wildlife laws of this State and sets forth certain requirements for the issuance of a fishing or hunting license to a resident Native American of this State. (NRS 501.331, 502.280) Section 9 of this bill: (1) requires the Department to issue a specialty combination fishing and hunting license to a resident Native American pursuant to the same methods as the Department issues such a license to certain other persons; and (2) requires the Department, when considering making any recommendations for proposed legislation relating to any fishing and hunting rights of a resident Native American or any Native American tribe in this State, to provide notice to and consult with each of those tribes or any other person specified by the Board of Wildlife Commissioners. Section 9 authorizes the Nevada Indian Commission to provide any requested information or assistance to the Department in providing that notice and consultation. Section 18.5 of this bill makes a conforming change.

Existing law makes it unlawful for a person to fish in the waters of this State in any manner other than with a hook and line which is attached to a rod and reel. Only one combination of hook, line and rod may be used by a person, except that a second combination of hook, line and rod may be used if certain conditions are met. (NRS 503.290) **Section 18** of this bill authorizes the use of not more than two combinations of hook, line and rod by one person at any time.

Existing law prohibits a person from operating a motorboat on the waters of this State unless certain conditions are satisfied, including that the owner obtain and display a certificate

of ownership and a certificate of number. A certificate of number is valid for 1 year, unless sooner terminated or discontinued. (NRS 488.075, 488.125) **Section 19** of this bill authorizes the Board of Wildlife Commissioners to adopt regulations to make the certificate of number valid for 2 years. **Section 21** of this bill establishes the fee for the issuance or renewal of the certificate of number that is valid for 2 years if allowed. **Section 22** of this bill makes conforming changes.

Under existing law, a motorboat is not required to be numbered in this State if it is already covered by a number which has been awarded to it pursuant to a federally approved numbering system of another state and if the motorboat has not been on the waters of this State for more than 90 consecutive days. The owner of the motorboat is required to record the number awarded in the other state before operating the motorboat for longer than 90 consecutive days. (NRS 488.085, 488.175) **Sections 20 and 23** of this bill delete the 90 consecutive days limitation from those provisions. **Section 23** also requires a motorboat to be numbered and a certificate of number issued in this State if: (1) the motorboat is not numbered in this State; (2) the owner or operator of the motorboat is a resident of another state; and (3) this State is or will be the state of principal operation of the motorboat during a calendar year.

Existing law prohibits a person from operating a vessel on the waters of this State unless the person pays an aquatic invasive species fee and attaches an aquatic invasive species decal to the port side transom of the vessel in a distinctly visible manner. Each aquatic invasive species decal expires at the end of each calendar year. (NRS 488.536) **Section 24** of this bill revises the amount of the fees that must be paid for an aquatic invasive species decal and the circumstances under which a person must pay those fees. **Section 24** also: (1) provides that an aquatic invasive species decal is valid for 1 year, or 2 years if allowed by regulations adopted by the Board of Wildlife Commissioners; (2) authorizes the Commission to adopt regulations for the renewal of an aquatic invasive species decal; and (3) sets forth the fee for the issuance or renewal of an aquatic invasive species decal which is valid for 2 years if allowed.

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

Section 1. NRS 502.030 is hereby amended to read as follows:
502.030 1. Licenses or permits granting the privilege to hunt, fish or trap as provided in this title must be of such a form as is deemed necessary by the Department, but must include the following information:

- (a) The holder's name, address and description.
- (b) The date issued.
- (c) The period of validity.
- (d) The correct designation as to whether a fishing, hunting or trapping license or permit.

(e) A statement ~~to be signed~~ *acknowledged* by the holder ~~at the time of application~~: "I, the ~~signator~~ holder ~~in signing~~ of this license or permit, hereby state that I am entitled to this license or permit under the laws of the State of Nevada and that no false statement has been made by me to obtain this license or permit."

2. The Commission may provide rules and regulations requiring an applicant to exhibit proof of the applicant's identity and residence. Such information must be included on the license or permit as is deemed necessary by the Department.

3. The Commission may provide rules and regulations establishing a permanent licensing or permitting system. Such a system may authorize the use of applications for the issuance of temporary hunting, fishing and trapping licenses or permits for residents and the issuance of annual licenses or permits therefrom. The system may provide for the automatic renewal and validation of the annual license or permit.

4. The Commission may adopt regulations setting forth the method of applying for, the term and expiration date of any license or permit required by this title to be issued without the payment of a fee.

Sec. 2. NRS 502.060 is hereby amended to read as follows:

502.060 1. A person applying for and procuring a license, tag or permit, as provided in this chapter, shall give to the license agent the person's name and residence address, which must be entered by the license agent, manually or electronically in a record specified by the Department, together with the date of issuance and a description of the person. If a child under the age of 18 years is applying for a license to hunt, the child's parent or legal guardian must ~~sign~~ *acknowledge in* the application ~~and~~ an attached statement ~~acknowledging~~ *indicating* that the parent or legal guardian has been advised of the provisions of NRS 41.472.

2. *In addition to the information required pursuant to subsection 1, the person, or the parent or legal guardian of a child, applying for a license, tag or permit shall, at the time of application, acknowledge the following statement: "I, the holder of this license, tag or permit, hereby state that I am entitled to this license, tag or permit under the laws of the State of Nevada and that no false statement has been made to obtain this license, tag or permit."*

3. Except as otherwise provided in subsection ~~4~~, any person who makes any false statement or furnishes false information to obtain any license, tag or permit issued pursuant to the provisions of this title is guilty of a misdemeanor.

~~4~~ 4. Any person who makes any false statement or furnishes false information to obtain any big game tag issued pursuant to the provisions of this title is guilty of a gross misdemeanor.

~~5~~ 5. It is unlawful for any person to hunt, fish or trap using any hunting, fishing or trapping license which is invalid by reason of expiration or a false statement made to obtain the license.

~~6~~ 6. Any person convicted of violating the provisions of subsection ~~3~~ or ~~4~~ forfeits any bonus point or other increased opportunity to be awarded a tag in a subsequent drawing conducted for that tag if the bonus point or other increased opportunity was acquired by the false statement or false information.

~~7~~ 7. As used in this section, "big game tag" means a tag permitting a person to hunt any species of pronghorn antelope, bear, deer, mountain goat, mountain lion, *moose*, bighorn sheep or elk.

Sec. 3. NRS 502.066 is hereby amended to read as follows:

502.066 1. The Department shall issue an apprentice hunting license to a person who:

(a) Is 12 years of age or older;

(b) Has not previously been issued a hunting license by the Department, another state, an agency of a Canadian province or an agency of any other foreign country, including, without limitation, an apprentice hunting license; and

(c) Except as otherwise provided in subsection 5, is otherwise qualified to obtain a hunting license in this State.

2. ~~Except as otherwise provided in this subsection, the~~ *The* Department shall ~~not impose~~ *charge and collect* a fee *in the amount of \$15* for the issuance of an apprentice hunting license. ~~For each apprentice hunting license issued, the applicant or the mentor hunter for the applicant shall pay:~~

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

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

~~(c) 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.]~~

3. An apprentice hunting license authorizes the apprentice hunter to hunt in this State as provided in this section.

4. It is unlawful for an apprentice hunter to hunt in this State unless a mentor hunter accompanies and directly supervises the apprentice hunter at all times during a hunt. During the hunt, the mentor hunter shall ensure that:

(a) The apprentice hunter safely handles and operates the firearm or weapon used by the apprentice hunter; and

(b) The apprentice hunter complies with all applicable laws and regulations concerning hunting and the use of firearms.

5. A person is not required to complete a course of instruction in the responsibilities of hunters as provided in NRS 502.340 to obtain an apprentice hunting license.

6. The issuance of an apprentice hunting license does not:

(a) Authorize the apprentice hunter to obtain any other hunting license;

(b) Authorize the apprentice hunter to hunt any animal for which a tag is required pursuant to NRS 502.130; or

(c) Exempt the apprentice hunter from any requirement of this title.

7. The Commission may adopt regulations to carry out the provisions of this section.

8. 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 an apprentice hunter.

(b) "Apprentice hunter" means a person who obtains an apprentice hunting license pursuant to this section.

(c) "Mentor hunter" means a person 18 years of age or older who holds a hunting license issued in this State and who accompanies and directly supervises an apprentice hunter. The term does not include a person who holds an apprentice hunting license pursuant to this section.

Sec. 4. NRS 502.072 is hereby amended to read as follows:

502.072 The Department shall issue ~~without charge~~ any license authorized under the provisions of this chapter, upon *payment of the applicable fee pursuant to NRS 502.240 and* satisfactory proof of the requisite facts to any bona fide resident of the State of Nevada who has incurred a service-connected disability which is considered to be 50 percent or more by the Department of Veterans Affairs and has received upon severance from service an honorable discharge or certificate of satisfactory service from the Armed Forces of the United States.

Sec. 5. NRS 502.090 is hereby amended to read as follows:

502.090 1. Each license issued as provided in this chapter is valid, and authorizes the person to whom it is issued to hunt, to fish or to trap during open seasons only during the period specified on the license.

2. Except as otherwise provided in subsection 3 of NRS 502.015 and unless suspended or revoked, each fishing license, hunting license and combined hunting and fishing license is valid ~~for~~

~~—(a) From for 1 year beginning on the date the license is issued until the last day of the next succeeding February; or~~

~~—(b) From the first day of March immediately following the date the license is issued until the last day of the next succeeding February;~~

~~→ purchased~~ as specified on the license.

Sec. 6. NRS 502.130 is hereby amended to read as follows:

502.130 1. In addition to the regular hunting licenses and trapping licenses provided for in this chapter, additional licenses, to be known as tags, are required to

1 hunt any deer, elk, antelope, ~~mountain~~ bighorn sheep , ~~or~~ bear ~~or~~ , moose,
2 mountain lion or mountain goat.

3 2. Whenever it is determined by the Commission that it is necessary for
4 correct management:

5 (a) Tags also may be required to hunt, trap or fish for any other species of
6 wildlife. The Commission may limit the number of tags to be used in a
7 management area.

8 (b) Permits and seals may be required to hunt, trap, fish or to possess any
9 species of wildlife.

10 3. The Commission shall set the fee for all permits and seals issued pursuant
11 to paragraph (b) of subsection 2.

12 **Sec. 6.5. NRS 502.145 is hereby amended to read as follows:**

13 502.145 1. An owner, lessee or manager of private land in this State may
14 apply to the Department for the issuance to him or her of one or more deer or
15 antelope tags as provided in this section. The tags must be issued as compensation
16 for damage caused by deer or antelope to the private land or to any improvements
17 thereon.

18 2. An application made pursuant to this section must:

19 (a) Be made in the form prescribed by the Department;

20 (b) Establish to the satisfaction of the Department that the applicant has
21 sustained damage of the kind described in subsection 1; and

22 (c) Be accompanied by the fee charged for the tags pursuant to NRS 502.250
23 and any fee charged for administrative costs.

24 3. The Department shall review the application, may conduct any
25 investigation it deems appropriate and, if it approves the application, shall issue to
26 the applicant not more than one tag for each 50 animals present on the private land
27 owned, leased or managed by the applicant. Both deer and antelope tags may be
28 issued to an applicant.

29 4. A tag issued as compensation for damage pursuant to this section:

30 (a) May be used by the owner, lessee or manager of the private land if the
31 owner, lessee or manager holds a valid Nevada hunting license, or may be sold by
32 that person to any holder of a valid Nevada hunting license at any price mutually
33 agreed upon;

34 (b) Except as otherwise provided in subparagraph (2) of paragraph (c), must be
35 used on the private land or in the unit or units within the management area or areas
36 in which the private land is located; and

37 (c) May only be used during:

38 (1) The open season for the species for which the tag is issued; or

39 (2) A season prescribed by regulation of the Commission for the use of
40 such tags only on the private land.

41 5. As a condition of receiving a tag from the Department pursuant to this
42 section, an owner, lessee or manager who is lawfully in control of private land that
43 blocks access to adjacent public land must provide access to the public land during
44 the hunting season to a person or hunting party with a tag for the purpose of hunting
45 on the public land.

46 6. Insofar as they are consistent with this section, the provisions of this title
47 and of the regulations adopted by the Commission apply to the issuance and use of
48 tags pursuant to this section. The Commission:

49 (a) Shall by regulation establish the maximum number of tags which may be
50 issued annually by the Department pursuant to this section, which must not exceed
51 ~~1.5~~ 2.5 percent of the total number of deer and antelope tags which are authorized
52 for issuance annually throughout the State; and

(b) May adopt any other regulations it deems necessary to carry out the provisions of this section.

Sec. 7. NRS 502.240 is hereby amended to read as follows:

502.240 ~~The Department shall issue annual licenses and limited permits:~~

~~1. To any person who has not attained his or her 16th birthday and who has been a bona fide resident of the State of Nevada for 6 months immediately preceding the person's application for a license, upon payment of a fee of \$10 for an annual trapping license.~~

~~2. Except as otherwise provided in NRS 502.083, 502.245 and 504.390, to any person who has attained his or her 16th birthday and who has been a bona fide resident of the State of Nevada for 6 months immediately preceding the person's application for a license, upon the payment of a fee of:~~

| | |
|--|------|
| For an annual fishing license | \$25 |
| For a 1-day permit to fish | 8 |
| For each consecutive day added to a 1-day permit to fish | 3 |
| For a hunting license | 29 |
| For a combined hunting and fishing license | 50 |
| For a trapping license | 38 |
| For a fur dealer's license | 63 |
| For an annual master guide's license | 750 |
| For an annual subguide's license | 125 |

~~3. To any person who has attained his or her 12th birthday but who has not attained his or her 16th birthday, and who is not a bona fide resident of the State of Nevada, upon the payment of a fee of \$17 for an annual fishing license.~~

~~4. Except as otherwise provided in subsection 3 and NRS 502.083, to any person who is not a bona fide resident of the State of Nevada, upon the payment of a fee of:~~

| | |
|--|-------|
| For an annual fishing license | \$65 |
| For a 1-day permit to fish | 17 |
| For each consecutive day added to a 1-day permit to fish | 7 |
| For an annual license to fish solely in the reciprocal waters of the Colorado River, Lake Mead, Lake Mohave, Lake Tahoe and Topaz Lake | 25 |
| For a hunting license | 138 |
| For a combined hunting and fishing license | 195 |
| For an annual trapper's license | 188 |
| For a fur dealer's license | 125 |
| For an annual master guide's license | 1,500 |
| For an annual subguide's license | 250 |
| For a 1-day permit to hunt upland game and migratory game birds | 20 |
| For each consecutive day added to a 1-day permit to hunt upland game and migratory game birds | 8 |

~~5. To~~

1. The Department shall issue:

(a) Resident licenses and limited permits pursuant to this section to any person who is a resident of this State pursuant to NRS 502.015.

(b) Nonresident licenses and limited permits pursuant to this section to any person who does not qualify as a resident of this State pursuant to NRS 502.015.

2. Except as otherwise provided in NRS 504.390, the Department shall issue a license or permit to any person who is 18 years or older upon the payment of the following fee for:

| | |
|--|-------|
| A resident annual fishing license | \$40 |
| A resident 1-day permit to fish..... | 9 |
| Each consecutive day added to a resident 1-day permit to fish..... | 3 |
| A nonresident annual hunting license..... | 38 |
| A resident annual combination hunting and fishing license..... | 75 |
| A resident trapping license..... | 40 |
| A resident fur dealer's license | 63 |
| A resident master guide's license..... | 750 |
| A resident subguide's license..... | 125 |
| A nonresident annual fishing license..... | 80 |
| A nonresident annual license to fish solely in the reciprocal waters of the Colorado River, Lake Mead, Lake Mojave, Lake Tahoe and Topaz Lake..... | 30 |
| A nonresident 1-day permit to fish | 18 |
| Each consecutive day added to a nonresident 1-day permit to fish..... | 7 |
| A nonresident annual combination hunting and fishing license..... | 155 |
| A nonresident trapping license | 188 |
| A nonresident fur dealer's license..... | 125 |
| A nonresident master guide's license..... | 1,500 |
| A nonresident subguide's license | 250 |
| A nonresident 1-day combination permit to fish and hunt upland game birds and migratory game birds | 23 |
| Each consecutive day added to a nonresident 1-day combination permit to fish and hunt upland game birds and migratory game birds..... | 8 |

3. The Department shall issue a license to any person who is at least 12 years of age but less than 18 years of age upon payment of the following fee for:

| | |
|--|------|
| A resident youth combination hunting and fishing license | \$15 |
| A resident youth trapping license | 15 |
| A nonresident youth combination hunting and fishing license..... | 15 |

4. ~~The~~ Except as otherwise provided in subsection 5, the Department shall issue an annual resident specialty combination hunting and fishing license pursuant to this chapter upon satisfactory proof of the requisite facts and the payment of a fee of \$15 to:

(a) Any person who has been considered to be a resident of this State pursuant to NRS 502.015 continuously for the 5 years immediately preceding the date of application for the license and is 65 years of age or older.

(b) Any person who is a resident of this State pursuant to NRS 502.015 and who has a severe physical disability.

~~(c) Any resident Native American of this State pursuant to NRS 502.280.~~
~~(d) Any person who is a resident of this State pursuant to NRS 502.015 and who has incurred a service-connected disability specified in NRS 502.072.~~

5. The Department shall issue an annual resident specialty combination hunting and fishing license pursuant to this chapter upon satisfactory proof of the requisite facts and the payment of a fee of \$10 to any resident Native American of this State pursuant to NRS 502.280.

6. The Department shall issue to any person, without regard to residence, upon the payment of a fee of:

| | |
|--|------|
| For a noncommercial license for the possession of live wildlife | \$15 |
| For a commercial or private shooting preserve | 125 |
| For a commercial license for the possession of live wildlife | 500 |
| For a live bait dealer's permit | 44 |
| For a competitive field trials permit | 31 |
| For a permit to train dogs or falcons | 15 |
| For a 1-year falconry license | 38 |
| For a 3-year falconry license | 94 |
| For an importation permit | 15 |
| For an import eligibility permit | 31 |
| For an exportation permit | 15 |
| For any other special permit issued by the Department, a fee not to exceed the highest fee established for any other special permit set by the Commission. | |

~~6.7.~~ 7. As used in this section, "severe physical disability" means a physical disability which materially limits a person's ability to engage in gainful employment.

Sec. 8. NRS 502.242 is hereby amended to read as follows:

502.242 1. ~~In addition to any fee~~ On or before August 30 of each year, an amount of money which is equal to 5.25 percent of the fees charged and collected during the immediately preceding fiscal year for ~~an annual~~ hunting, trapping, fishing or ~~combined~~ combination hunting and fishing ~~license~~ licenses or limited permits pursuant to NRS 502.240 ~~, a habitat conservation fee of \$3 must be paid.~~

2. ~~Revenue from the habitat conservation fee~~ must be accounted for separately, deposited with the State Treasurer for credit to the Wildlife Account and, except as otherwise provided in this subsection and NRS 502.294 and 502.310, used by the Department for the purposes of wildlife habitat rehabilitation and restoration. Each year, not more than 18 percent of the money credited to the Wildlife Account from any revenue received pursuant to subsection 1 may be used to monitor wildlife and its habitat for those purposes.

~~3.2.~~ 2. The money in the Wildlife Account credited pursuant to this section remains in the Account and does not revert to the State General Fund at the end of any fiscal year.

Sec. 9. NRS 502.280 is hereby amended to read as follows:

502.280 1. ~~Any resident Native American~~ American of the State of Nevada ~~are exempt from the payment of fees~~ may apply for a specialty combination fishing and hunting license.

~~2.~~ When applying for a ~~free~~ specialty combination fishing ~~or~~ and hunting license, ~~the~~ resident Native American ~~of the State of Nevada~~ shall exhibit a document issued in this State by the chair of a tribal council or chief of a Native American tribe, or an officer of a reservation, colony or educational

institution, stating that the bearer is a resident Native American of the State of Nevada.

~~1. The Department shall issue a specialty combination fishing and hunting license to a resident Native American pursuant to subsection 5 of NRS 502.240 pursuant to the same methods as the Department issues a specialty combination fishing and hunting license to a person pursuant to subsection 4 of NRS 502.240.~~

3. Before hunting for deer or big game off an Indian reservation in this State, all Native Americans ~~1. otherwise exempt under subsection 1.~~ must secure resident deer tags or other resident big game tags and pay the fee provided therefor in NRS 502.250.

4. If the Department is considering whether to make any recommendations for proposed legislation relating to any fishing and hunting rights of a resident Native American or any Native American tribe in this State, the Department shall, in accordance with regulations adopted by the Commission:

(a) Provide notice of the proposed action to each of those tribes or any other person specified in those regulations; and

(b) Consult with each of those tribes and persons concerning the proposed action.

5. Upon request by the Department, the Nevada Indian Commission may provide information or assistance to the Department in carrying out the provisions of this section.

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

Sec. 10. NRS 502.290 is hereby amended to read as follows:

502.290 1. The Commission is authorized to issue to those persons serving in the Armed Forces of the United States who are bona fide residents of the State of Nevada a specialty combination fishing ~~for~~ and hunting ~~licenses, upon the payment of \$5 for each license,~~ license, provided those persons requesting the licenses are at the time on active duty in the Armed Forces of the United States and are not stationed in the State of Nevada.

2. The Commission may require whatever proof it deems necessary to determine whether such persons come within the provisions of this section.

3. Any person who is guilty of giving false information to obtain a license as provided in this section is guilty of a misdemeanor.

Sec. 11. NRS 502.294 is hereby amended to read as follows:

502.294 ~~{All money received pursuant to NRS 502.292}~~ On or before August 30 of each year, an amount of money which is equal to 3.5 percent of the fees charged and collected during the immediately preceding fiscal year for hunting, fishing or combination hunting and fishing licenses or limited permits pursuant to NRS 502.240 must be deposited with the State Treasurer for credit to the Wildlife Account in the State General Fund. The Department shall maintain separate accounting records for the receipt and expenditure of that money. An amount not to exceed 10 percent of that money may be used to reimburse the Department for the cost of administering ~~{the program of documentation,} any project approved pursuant to NRS 502.296.~~ This amount is in addition to compensation allowed persons authorized to issue and sell licenses.

Sec. 12. NRS 502.296 is hereby amended to read as follows:

502.296 1. Before the Department may undertake any project using money ~~{received}~~ deposited pursuant to NRS ~~{502.292,} 502.294,~~ it must analyze the project and provide the Commission with recommendations as to the need for the project and its feasibility.

2. Money ~~received~~ deposited pursuant to NRS ~~502.292~~ 502.294 must be used for projects approved by the Commission for the protection and propagation of upland game birds and for the acquisition, development and preservation of the habitats of upland game birds in this State.

Sec. 13. NRS 502.298 is hereby amended to read as follows:

502.298 The Department shall, not later than the fifth calendar day of each regular session of the Legislature, submit to it a report summarizing any projects undertaken ~~and~~ pursuant to NRS 502.296, including, without limitation, the receipt and expenditure of money and public benefits achieved by ~~the program for the sale of documentation to hunt any upland game bird, except turkey and crow, and~~ those projects.

Sec. 14. NRS 502.310 is hereby amended to read as follows:

502.310 ~~All money received pursuant to NRS 502.300~~ *On or before August 30 of each year, an amount of money which is equal to 1 percent of the fees charged and collected during the immediately preceding fiscal year for hunting, fishing or combination hunting and fishing licenses or limited permits pursuant to NRS 502.240* must be deposited with the State Treasurer for credit to the Wildlife Account in the State General Fund. The Department shall maintain separate accounting records for the receipt and expenditure of that money. An amount not to exceed 10 percent of that money may be used to reimburse the Department for the cost of administering ~~the state duck stamp programs, any~~ *projects for waterfowl approved pursuant to NRS 502.322*. This amount is in addition to compensation allowed persons authorized to issue and sell licenses.

Sec. 15. NRS 502.322 is hereby amended to read as follows:

502.322 1. Before the Department may undertake any project using money ~~received~~ deposited pursuant to NRS ~~502.300~~ 502.310, it shall analyze the project and provide the Commission with recommendations as to the need for the project and its feasibility.

2. Money ~~received~~ deposited pursuant to NRS ~~502.300~~ 502.310 must be used for projects approved by the Commission for the protection, propagation and management of ~~migratory game birds,~~ waterfowl and for the acquisition, development and preservation of wetlands in Nevada.

Sec. 16. NRS 502.3262 is hereby amended to read as follows:

502.3262 ~~All money received pursuant to NRS 502.326~~ *On or before August 30 of each year, an amount of money which is equal to 8.5 percent of the fees charged and collected during the immediately preceding fiscal year for hunting, fishing or combination hunting and fishing licenses or limited permits pursuant to NRS 502.240* must be deposited with the State Treasurer for credit to the Wildlife Account in the State General Fund. The Department shall maintain separate accounting records for the receipt and expenditure of that money. An amount not to exceed 10 percent of that money may be used to reimburse the Department for the cost of administering the trout ~~stamp~~ program ~~and~~ *any purpose specified in NRS 502.3264*. This amount is in addition to the compensation allowed persons authorized to issue and sell licenses.

Sec. 17. NRS 502.3264 is hereby amended to read as follows:

502.3264 Except as otherwise provided in NRS 502.3262, all money ~~received~~ deposited pursuant to NRS ~~502.326~~ 502.3262 must be used for the protection, propagation and management of trout in this State and for the payment of any bonded indebtedness incurred therefor.

Sec. 18. NRS 503.290 is hereby amended to read as follows:

503.290 1. Except as otherwise provided in subsection 2, it is unlawful for any person to fish in or from any of the waters of the State of Nevada for any fish of any species in any manner other than with hook and line attached to a rod or reel

1 closely attended in the manner known as angling. ~~{Only one combination}~~ **Not**
2 **more than two combinations** of hook, line and rod ~~{must}~~ **may** be used by one
3 person at any time . ~~{, except that a second combination of hook, line and rod may~~
4 ~~be used by a person if the person:~~

5 ~~— (a) Purchases from the Department or a license agent of the Department a~~
6 ~~stamp, permit or such documentation as may be provided by the Department for a~~
7 ~~second rod;~~

8 ~~— (b) Uses the rod in the manner prescribed in this section; and~~

9 ~~— (c) Has in his or her possession a valid fishing license, combined hunting and~~
10 ~~fishing license or permit to fish issued to the person by the Department, or such~~
11 ~~documentation as the Department provides as proof that the person has paid to the~~
12 ~~Department, for the licensing period that includes the time the person is fishing, the~~
13 ~~fee required pursuant to this section.~~

14 ~~→ The fee for the stamp, permit or documentation is \$10, and the stamp, permit or~~
15 ~~documentation is valid only for the period for which it is issued.}~~

16 2. The Commission may by regulation authorize other methods for taking
17 fish. Frogs may be taken by spear, bow and arrow, hook and line or by other
18 methods authorized by the Commission's regulation.

19 3. For the purposes of this section, "hook" includes not more than three baited
20 hooks, not more than three fly hooks or not more than two plugs or similar lures.
21 No more than two such plugs or lures, irrespective of the number of hooks or
22 attractor blades attached thereto, may be attached to the line.

23 **Sec. 18.5. NRS 233A.100 is hereby amended to read as follows:**

24 233A.100 The Commission may:

25 1. Appoint advisory committees whenever necessary or appropriate to assist
26 and advise the Commission in the performance of its duties and responsibilities
27 under this chapter.

28 2. Negotiate and contract with such other agencies, public or private, as it
29 deems necessary or appropriate for such services, facilities, studies and reports to
30 the Commission as will best enable it to carry out the purposes for which it is
31 created.

32 3. Cooperate with and secure the cooperation of state, county, city and other
33 agencies, including Indian tribes, bands, colonies and groups and intertribal
34 organizations in connection with its study or investigation of any matter within the
35 scope of this chapter or NRS 383.150 to 383.190, inclusive.

36 **4. Provide any information or assistance requested by the Department of**
37 **Wildlife pursuant to NRS 502.280.**

38 **Sec. 19. NRS 488.075 is hereby amended to read as follows:**

39 488.075 1. The owner of each motorboat requiring numbering by this State
40 shall file an application for a number and for a certificate of ownership with the
41 Department on forms approved by it accompanied by:

42 (a) Proof of payment of Nevada sales or use tax as evidenced by proof of sale
43 by a Nevada dealer or by a certificate of use tax paid issued by the Department of
44 Taxation, or by proof of exemption from those taxes as provided in NRS 372.320.

45 (b) Such evidence of ownership as the Department may require.

46 → The Department shall not issue a number, a certificate of number or a certificate
47 of ownership until this evidence is presented to it.

48 2. The application must be signed by the owner of the motorboat and must be
49 accompanied by ~~{a}~~ :

50 (a) A fee of \$20 for the certificate of ownership ; and ~~{a}~~

51 (b) ***Except as otherwise provided in subsection 2 of NRS 488.125, an annual***
52 ***fee according to the following schedule as determined by the straight line length***

which is measured from the tip of the bow to the back of the transom of the motorboat:

| | |
|---|------|
| Less than 13 feet | \$20 |
| 13 feet or more but less than 18 feet | 25 |
| 18 feet or more but less than 22 feet | 40 |
| 22 feet or more but less than 26 feet | 55 |
| 26 feet or more but less than 31 feet | 75 |
| 31 feet or more | 100 |

Except as otherwise provided in this subsection, all fees received by the Department under the provisions of this chapter must be deposited in the Wildlife Account in the State General Fund and, except as otherwise provided in NRS 488.536, may be expended only for the administration and enforcement of the provisions of this chapter. On or before December 31 of each year, the Department shall deposit with the respective county school districts 50 percent of each fee collected according to the motorboat's length for every motorboat registered from their respective counties. Upon receipt of the application in approved form, the Department shall enter the application upon the records of its office and issue to the applicant a certificate of number stating the number awarded to the motorboat, a certificate of ownership stating the same information and the name and address of the registered owner and the legal owner.

3. ~~1A~~ *The Commission shall adopt regulations providing for the renewal of a certificate of number ~~that may be renewed each year~~ by the purchase of a validation decal. The fee for a validation decal is determined by the straight line length of the motorboat and is equivalent to the fee set forth in the schedule provided in paragraph (b) of subsection 2. The amount of the fee for issuing a duplicate validation decal is \$20.*

4. The owner shall paint on or attach to each side of the bow of the motorboat the identification number in such manner as may be prescribed by regulations of the Commission in order that the number may be clearly visible. The number must be maintained in legible condition.

5. The certificate of number must be available at all times for inspection on the motorboat for which issued, whenever the motorboat is in operation.

6. The Commission shall provide by regulation for the issuance of numbers to manufacturers and dealers which may be used interchangeably upon motorboats operated by the manufacturers and dealers in connection with the demonstration, sale or exchange of those motorboats. The amount of the fee for each such a number is \$20.

Sec. 20. NRS 488.085 is hereby amended to read as follows:

488.085 The owner of any motorboat already covered by a number in effect which has been awarded to it pursuant to a federally approved numbering system of another state must record the number before operating the motorboat on the waters of this ~~state in excess of the 90-day reciprocity period provided for in NRS 488.175.~~ *State.* The recordation must be in the manner and pursuant to the procedure required for the award of a number under NRS 488.075, but no additional or substitute number may be issued.

Sec. 21. NRS 488.125 is hereby amended to read as follows:

488.125 1. Every certificate of number awarded pursuant to the provisions of this chapter shall continue in full force and effect for a period of 1 year, *or 2 years if allowed by regulations adopted by the Commission,* unless sooner terminated or discontinued in accordance with the provisions of this chapter.

2. *The fee for the issuance or renewal of a certificate of number for 2 years, if allowed, is an amount which is equal to twice the annual fee for the motorboat set forth in paragraph (b) of subsection 2 of NRS 488.075.*

3. Certificates of number may be renewed by the owner *in accordance with regulations adopted* pursuant to subsection 3 of NRS 488.075.

Sec. 22. NRS 488.135 is hereby amended to read as follows:

488.135 The Department shall fix a day and month of the year on which certificates of number ~~due to~~ expire ~~during the calendar year lapse~~ unless renewed pursuant to the provisions of this chapter.

Sec. 23. NRS 488.175 is hereby amended to read as follows:

488.175 1. Except as otherwise provided in ~~subsection 2,~~ *this section*, a motorboat need not be numbered pursuant to the provisions of this chapter if it is:

(a) Already covered by a number in effect which has been awarded or issued to it pursuant to a federally approved numbering system of another state. ~~if the boat has not been on the waters of this State for a period in excess of 90 consecutive days;~~

(b) A motorboat from a country other than the United States temporarily using the waters of this State.

(c) A public vessel of the United States, a state or a political subdivision of a state.

(d) A ship's lifeboat.

(e) A motorboat belonging to a class of boats which has been exempted from numbering by the Department after the Department has found:

(1) That the numbering of motorboats of that class will not materially aid in their identification; and

(2) If an agency of the Federal Government has a numbering system applicable to the class of motorboats to which the motorboat in question belongs, that the motorboat would also be exempt from numbering if it were subject to the federal law.

2. *If the owner or operator of a motorboat which is not numbered in this State is a resident of another state, and if this State is or will be the state of principal operation of the motorboat during a calendar year, the motorboat must be numbered and a certificate of number issued for the motorboat pursuant to this chapter. As used in this subsection, "state of principal operation" means a state in whose waters a motorboat is primarily operated during a calendar year.*

3. The Department may, by regulation, provide for the issuance of exempt numbers for motorboats not required to be registered under the provisions of this chapter.

~~3-~~ 4. A motorboat need not be titled pursuant to the provisions of this chapter, if it is:

(a) Covered by a certificate of ownership which has been awarded or issued to it pursuant to the title system of another state; or

(b) Documented pursuant to 46 U.S.C. §§ 12101 et seq.

Sec. 24. NRS 488.536 is hereby amended to read as follows:

488.536 1. Except as otherwise provided in subsection ~~6-~~ 7, a person shall not operate a vessel on the waters of this State unless the person has:

(a) Paid to the Department the aquatic invasive species fee established pursuant to subsection 4; and

(b) Attached the aquatic invasive species decal issued pursuant to subsection 2 to the port side transom of the vessel so that the decal is distinctly visible.

2. The Department shall issue to a person who pays the fee established pursuant to subsection 4 an aquatic invasive species decal as evidence of the payment of the aquatic invasive species fee.

3. ~~aquatic invasive species decals expire at the end of each calendar year.~~
*The Department shall fix a day and month of the year on which an aquatic
invasive species decal expires.* Only ~~the~~ a valid decal ~~for the current year~~ may
be displayed on a vessel.

4. The Commission shall establish by regulation an *annual* aquatic invasive
species fee, which:

(a) For a motorboat which is owned or operated by a person ~~who is a resident~~
on the waters of this State, must not exceed ~~\$10;~~ *\$12; and*

(b) For a vessel, other than a motorboat, which is owned or operated by a
person ~~who is a resident~~ *on the waters* of this State, must not exceed \$5. ~~;~~

~~—(c) For a motorboat which is owned or operated by a nonresident of this State,
must be \$20; and~~

~~—(d) For a vessel, other than a motorboat, which is owned or operated by a
nonresident of this State, must be \$10.~~

5. ~~The~~ *Each* aquatic invasive species ~~fee established pursuant to subsection
4 must be paid annually~~ *decal is valid for 1 year, or 2 years if allowed by
regulations adopted by the Commission. The Commission may adopt regulations
for the renewal of an aquatic invasive species decal. The fee for the issuance or
renewal of the decal for 2 years, if allowed, is an amount which is equal to twice
the annual fee set forth in subsection 4. The fee* for the issuance *or renewal* of an
aquatic invasive species decal ~~the fee~~ must be deposited in the Wildlife Account
in the State General Fund and used by the Department for enforcement of this
section and NRS 488.530, 488.533 and 503.597 and for education about and
management of aquatic invasive species.

6. The provisions of this section do not apply to a person who operates a
vessel on the waters of:

(a) The Colorado River, Lake Mead or Lake Mohave if, as determined by the
Department, the vessel is registered in Arizona and Arizona has a program in effect
for the management of aquatic invasive species; or

(b) Lake Tahoe or Topaz Lake if, as determined by the Department, the vessel
is registered in California and California has a program in effect for the
management of aquatic invasive species.

Sec. 25. The provisions of subsection 1 of NRS 218D.380 do not apply to
any provision of this act which adds or revises a requirement to submit a report to
the Legislature.

Sec. 26. Any license, tag or permit to hunt, fish or trap issued or renewed by
the Department of Wildlife before January 1, 2018, remains valid for the period for
which the Department issued or renewed the license, tag or permit, if the holder of
the license, tag or permit otherwise remains qualified to hold the license, tag or
permit during that period.

Sec. 27. The amendatory provisions of sections 8, 11, 14 and 16 of this act do
not apply to Fiscal Year 2016-2017.

Sec. 28. NRS 502.083, 502.245, 502.292, 502.300 and 502.326 are hereby
repealed.

Sec. 29. ~~This~~

1. This section and section 6.5 of this act become effective upon passage
and approval.

2. Sections 1 to 6, inclusive, and 7 to 28, inclusive, of this act ~~becomes~~
become effective:

~~1-1~~ (a) Upon passage and approval for the purpose of adopting regulations or
performing any preparatory administrative tasks that are necessary to carry out the
provisions of this act; and

~~1-2~~ (b) On January 1, 2018, for all other purposes.

LEADLINES OF REPEALED SECTIONS

502.083 Issuance of 1-day fishing permits to groups; fees; regulations.

502.245 Fees for licenses for young person, elderly person or person who has severe physical disability.

502.292 Fee to hunt certain upland game birds: Requirements regarding documentation of payment; amount.

502.300 Duck stamps: Unlawful to hunt certain migratory game birds without stamp; exceptions; fees; form.

502.326 Trout stamps: Unlawful to take or possess trout without stamp or documentation; exceptions; fees; form.