



**ADVISORY BOARD
TO MANAGE WILDLIFE
CHURCHILL COUNTY, NEVADA**

155 N. Taylor Street, Suite 110

Fallon, Nevada 89406

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Contact Person: Pamela D. Moore,

Deputy Clerk of the Board

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Rena Pahalke, Deputy Clerk

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******NOTICE OF PUBLIC MEETING******

AGENDA

PLEASE POST

PLACE OF MEETING: Churchill County Administrative Building, Commission Chambers,
155 North Taylor Street, Suite 145, Fallon, Nevada

DATE & TIME: May 4, 2022 at 7:00 PM

TYPE OF MEETING: Regularly Scheduled Advisory Board to Manage Wildlife Meeting

If you wish to make public comment, you may provide them via telephone by joining the Zoom meeting or email comments no later than 4:30 PM the day before the meeting to:

pammoore@churchillcountynv.gov and rpahalke@churchillcountynv.gov.

Notes:

- I. *These meetings are subject to the provisions of Nevada Open Meeting Law (NRS Chapter 241). Except as otherwise provided for by law, these meetings are open and public.***
- II. *Action will be taken on all Agenda items, unless otherwise noted.***
- III. *The Agenda is a tentative schedule. The Advisory Board to Manage Wildlife may act upon Agenda items in a different order than is stated in this notice – so as to affect the people's business in the most efficient manner possible.***
- IV. *In the interest of time, the Advisory Board to Manage Wildlife reserves the right to impose uniform time limits upon matters devoted to public comment.***
- V. *Any statement made by a member of the Advisory Board to Manage Wildlife during the public meeting is absolutely privileged.***
- VI. *All persons participating in the meetings are put on notice that an audio and video recording is made of these meetings.***

AGENDA:

1. **Call to Order.**
2. **Pledge of Allegiance.**
3. **Public Comment.**
4. **Verification of the Posting of the Agenda.**
5. **Consideration and possible action re: Approval of Agenda as submitted or revised.**
6. **Consideration and possible action re: Approval of Minutes of the meeting held on:**
 - A. March 23, 2022.
7. **Appointments:**
 - A. Consideration and possible action re: Approval of previously submitted State Fiscal Year 2023 Travel Budget to the Nevada Department of Wildlife.
 - B. Consideration and possible action re: Commission Policy 3 - Appeals.
 - C. Consideration and possible action re: Commission Policy 4 - Petition Process and Adoption of Regulations.
 - D. Consideration and possible action re: Commission Policy 21 - Game and Furbearer Management Plans.
 - E. Consideration and possible action re: Commission Policy 22 - Exportation of Wildlife.
 - F. Consideration and possible action re: Commission Policy 25 - Wildlife Damage Management, First Reading.
 - G. Consideration and possible action re: Commission Policy 26 - Managing Rocky Mountain Elk Population.
 - H. Consideration and possible action re: Commission Policy 27 - Protection of Wildlife.
 - I. Consideration and possible action re: Commission Policy 28 - Transportation on Quota Setting, First Reading.
 - J. Consideration and possible action re: Commission Policy 29 - Elk Arbitration, First Reading.
 - K. Consideration and possible action re: Commission Policy 40 - Statewide Boating Safety, Second Reading.
 - L. Consideration and possible action re: Commission Policy 51 - Wayne E. Kirch Conservation Award.
 - M. Consideration and possible action re: Commission Policy 63 - Protecting Wildlife from Toxic Ponds, Third Reading.
 - N. Consideration and possible action re: Commission General Regulation 501 - Tag Transfers, NAC 502.385
 - O. Consideration and possible action re: Commission General Regulation 505 -

First Come First Serve Prevention Unfair Advantages.

- P. Consideration and possible action re: Commission General Regulation 507 - Petition Process.
- Q. Consideration and possible action re: Commission Regulation 22-11 - Big Game Quotas for the 2022-2023 Season.
- R. Consideration and possible action re: Commission Regulation 22-09 - Amendment 1 to the 2022 Black Bear Quotas and Harvest Limits.

8. Informational Items:

- A. Consideration and possible action re: Items listed on the Nevada Board of Wildlife Commissioners' Agenda for May 6 and 7, 2022, which is attached as Exhibit "A".

9. Consider Future Agenda Items.

10. Public Comment.

11. Adjournment.

12. Affidavit of Posting:

STATE OF NEVADA)
 : ss.
County of Churchill)

*I, **Pamela D. Moore, Deputy Clerk to the Board**, do hereby affirm that I posted, or caused to be posted, a copy of this notice of public meeting, on or before the **27th day of April, 2022, between the hours of 8:00 and 10:00 AM**, at the following locations in Churchill County, Nevada:*

- 1. Churchill County Administration Building, 155 N. Taylor St., Fallon, NV;
- 2. The Churchill County Website @ www.churchillcountynv.gov;
- 3. The State of Nevada Website @ <https://notice.nv.gov/>.



Pamela D. Moore, Deputy Clerk to the Board

Pamela D. Moore, Deputy Clerk to the Board, who was subscribed and sworn to before me this **27th day of April, 2022**.

Renae Paholke

Renae Paholke, Deputy Clerk

Endnotes:

Disclosures:

**Churchill County is an equal opportunity provider and employer.*

Accommodations/Nondiscrimination:

**In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its agencies, offices, employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies or complaint filing deadlines vary by program or incident. Persons with disabilities who require alternative means of communication for program information (e.g. Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible agency [(775)423-4092] or USDA's TARGET Center at (202)720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800)877-8339. Additionally, program information may be available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at: http://www.ascr.usda.gov/complaint_filing_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the Complaint Form, call (866)632-9992. Submit your completed form or letter to USDA by:*

- 1. Mail: U.S. Department of Agriculture
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410;*
- 2. Fax: (202)690-7442; or*
- 3. Email: program.intake@usda.gov.*

Procedures:

**The public meetings may be conducted according to rules of parliamentary procedure.*

**Persons providing public comment will be asked to state their name for the record.*

**The Advisory Board to Manage Wildlife reserves the right to restrict participation by persons in the public meeting where the conduct of such persons is willfully disruptive to the people's business.*

**All supporting materials for this Agenda, previous Agendas, or Minutes are available by requesting a copy from the Clerk's office, 775-423-4092. During the meeting, there will be one copy available for public inspection. Additional copies are available by making the request from the Clerk's office. You are entitled to one copy of the supporting materials free of charge.*

Nevada Board of Wildlife Commissioners' Meeting Agenda

Meeting Location

Washoe County Chambers
1001 E. Ninth Street, Building A
Reno, NV 89512

The meeting will be broadcast live at the NDOW Commission YouTube page:

<https://www.youtube.com/channel/UCrFHgHLM0MZA2Hx7og8pFcQ>

If you wish to make public comment, please use this link for Friday, May 6, 2022.

<https://us02web.zoom.us/j/88581645956?pwd=QytkMjdHdnIPYINmWCtVTk53S0RuZz09>

Passcode: 288776

If you wish to make public comment, please use this link Saturday, May 7, 2022.

<https://us02web.zoom.us/j/86748138847?pwd=TFdkcFVSS81SmRjcldGS0ZzQWpnZz09>

Passcode: 310270

Meeting materials are available at: http://www.ndow.org/Public_Meetings/Com/Agenda/

Public comment will be taken on each action item following Commission discussion and before any action is taken. **Persons attending virtually wishing to comment are invited to raise their virtual hands in the virtual meeting forum during the appropriate time; each person offering public comment during this period will be limited to not more than 3 minutes.** The Chair may allow persons representing groups to speak for six minutes. Persons may not allocate unused time to other speakers. Persons are invited to submit written comments on items prior to the meeting at wildlifecommission@ndow.org or attend in person or virtually and make comment during the meeting. Public comment will not be restricted based on viewpoint. To ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments to avoid the appearance of deliberation on topics not listed for action on the agenda. Minutes of the meeting will be produced in summary format. All persons present are asked to sign-in, whether speaking or not.

FORUM RESTRICTIONS AND ORDERLY BUSINESS: The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of public comment that may be reasonably limited.

Friday, May 6, 2022 – 9:00 a.m.

If you wish to make public comment, please use this link:

<https://us02web.zoom.us/j/88581645956?pwd=QytkMjdHdnIPYINmWCtVTk53S0RuZz09>

1. **Call to Order, Pledge of Allegiance, Roll Call of Commission Members and County Advisory Board Members to Manage Wildlife (CABMW) – Chairwoman East**
2. **Approval of Agenda – Chairwoman East – For Possible Action**
The Commission will review the agenda and may take action to approve the agenda. The Commission may remove items from the agenda, continue items for consideration or take items out of order.

- 3.* **Approval of Minutes – Chairwoman East – For Possible Action**
Commission minutes from the March 25 and 26, 2022 may be approved.
4. **Member Items/Announcements and Correspondence – Chairwoman East – Informational**
Commissioners may present emergent items. No action may be taken by the Commission. Any item requiring Commission action may be scheduled on a future Commission agenda. The Commission will review and may discuss correspondence sent or received by the Commission since the last regular meeting and may provide copies for the exhibit file (Commissioners may provide hard copies of their correspondence for the written record). Correspondence sent or received by Secretary Wasley may also be discussed.
5. **County Advisory Boards to Manage Wildlife (CABMW) Member Items – Informational**
CABMW members may present emergent items by raising their hand in the virtual forum. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.
6. **Reports – Informational**
- A. **Department Activity Report – Secretary Wasley and Division Administrators**
A report will be provided on Nevada Department of Wildlife activities.
- B. **Wildlife Heritage Committee Report – Heritage Committee Chairman Tom Barnes - Informational**
A report will be provided on the recent Heritage Committee Meeting.
- C. **Litigation Report – Senior Deputy Attorney General Craig Burkett – Informational**
A report will be provided on Nevada Department of Wildlife litigation.
7. **Appeal – Mr. James Collard – Sub-Guide Denial - Senior Deputy Attorney General Craig Burkett – For Possible Action**
This item is a continuation of the prior March hearing regarding this appeal. The Commission will consider adopting and issuing oral findings of fact and conclusion of law, based on the evidence heard and considered at the March 2022 hearing.
- 8.* **Administrative Procedures, Regulations and Policy (APRP) Committee Report – Committee Chairman David McNinch**
A report will be provided on the recent APRP Committee meeting.
- A.* **Commission Policy 3 – Appeals – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 3, Appeals, and may make any necessary changes and may decide to move it to a second reading.
- B.* **Commission Policy 4 – Petition Process and Adoption of Regulations – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 4, Petition Process and Adoption of Regulations, and may make any necessary changes and may decide to move it to a second reading.

- C.* Commission Policy 21 – Game and Furbearer Management Plans – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 21, Game and Furbearer Management, and may make any necessary changes and may decide to move it to a second reading.
- D.* Commission Policy 22 – Introduction, Transplanting, and Exportation of Wildlife – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 22, Introduction, Transplanting, and Exportation of Wildlife, and may make any necessary changes and may decide to move it to a second reading.
- E.* Commission Policy 25 – Wildlife Damage Management – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 25, Wildlife Damage Management, and may make any necessary changes and may decide to move it to a second reading.
- F.* Commission Policy 26 – Managing Rocky Mountain Elk Population– First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 26, Managing Rocky Mountain Elk Populations, and may make any necessary changes and may decide to move it to a second reading.
- G.* Commission Policy 27 – Protection of Wildlife – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 27, Protection of Wildlife, and may make any necessary changes and may decide to move it to a second reading.
- H.* Commission Policy 28 – Transparency on Quota Setting – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 28, Transparency on Quota Setting, and may make any necessary changes and may decide to move it to a second reading.
- I.* Commission Policy 29 – Elk Arbitration – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 29, Elk Arbitration, and may make any necessary changes and may decide to move it to a second reading.
- J.* Commission Policy 40 – Statewide Boating Safety – Second Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a second reading of Commission Policy 40, Statewide Boating Safety, and may make any necessary changes and may decide to repeal, revise or adopt the policy.
- K.* Commission Policy 51 – Wayne E. Kirch Conservation Award – First Reading – APRP Committee Chairman David McNinch – For Possible Action**
The Commission will have a first reading of Commission Policy 51, Wayne E. Kirch Conservation Award, and may make any necessary changes and may decide to move it to a second reading.

L.* Commission Policy 63 – Protecting Wildlife from Toxic Ponds – Third Reading – APRP Committee Chairman David McNinch – For Possible Action

The Commission will have a third reading of Commission Policy 63, Protecting Wildlife from Toxic Ponds, and may take action to repeal, revise or adopt the policy.

9. Final Fiscal Year 2023 Predation Management Plan – Wildlife Staff Specialist Pat Jackson – For Possible Action

The Commission will review the final draft of the Fiscal Year 2023 Draft Predation Management Plan with the Department. The Commission may take action to modify or endorse the plan.

10. Nevada Department of Wildlife Project Updates – Secretary Wasley – Informational

The Commission has requested that the Department provide regular project updates for ongoing projects and programs as appropriate based on geography and timing of meetings. These updates are intended to provide additional detail in addition to the summaries provided as part of the regular Department Activity Report and are intended to educate the Commission and public as to the Department's ongoing duties and responsibilities.

11. Public Comment Period

Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future commission agenda.

Friday, May 6, 2022 – Tour will begin at the close of Agenda Item #11

The Commission will tour Lennar Pond. An informational presentation will be made, but no action will be taken by the Commission. The public is invited to participate and will be required to provide their own transportation. The group will depart from the meeting location.

Saturday, May 7, 2022 – 9:00 a.m.

If you wish to make public comment, please use this link:

<https://us02web.zoom.us/j/86748138847?pwd=TFdkcFVSS81SmRjclldGS0ZzQWpnZz09>

12. Call to Order, Pledge of Allegiance, Roll Call of Commission Members and County Advisory Board Members to Manage Wildlife (CABMW) – Chairwoman East

13. Approval of Agenda – Chairwoman East – For Possible Action

The Commission will review the agenda and may take action to approve the agenda. The Commission may remove items from the agenda, continue items for consideration or take items out of order.

14. Member Items/Announcements and Correspondence – Chairwoman East – Informational

Commissioners may present emergent items. No action may be taken by the Commission. Any item requiring Commission action may be scheduled on a future Commission agenda. The Commission will review and may discuss correspondence sent or received by the Commission since the last regular meeting and may provide copies for the exhibit file (Commissioners may provide hard copies of their correspondence for the written record). Correspondence sent or received by Secretary Wasley may also be discussed.

15. County Advisory Boards to Manage Wildlife (CABMW) Member Items – Informational

CABMW members may present emergent items by raising their hand in the virtual forum. No action may be taken by the Commission. Any item requiring Commission action will be scheduled on a future Commission agenda.

16. Commission General Regulations – Workshop/Public Comment Allowed

A.* Commission General Regulation 501, NAC 502.385, Tag Transfer – Management Analyst Megan Manfredi – For Possible Action

The Commission will hold a workshop to consider amending Nevada Administrative Code (NAC) 502.385 that would allow the transfer of a game tag to a non-profit organization and determine the status of the tag if the Department is notified of the tag holder's death. This regulation was created after the passage of Assembly Bill 89 of the 81st Legislative Session.

B.* Commission General Regulation 505, NAC 502.4215, First Come First Served Prevention of Unfair Advantages – Management Analyst Megan Manfredi – For Possible Action

The Commission will hold a workshop to consider amending NAC 502.4215 that would allow for the suspension of a person from the First Come First Served program for attempting to create an unfair advantage to obtain a big game tag.

C.* Commission General Regulation 507, LCB File No. R045-22 - Petition Process – Management Analyst Kailey Musso – For Possible Action

The Commission will consider adopting changes to NAC 501.195 recommended by the Administrative Procedures, Regulations and Policy Committee. The regulation was approved by the Committee at their March meeting and will be considered by the Commission for the first workshop.

17. Commission Regulations – For Possible Action/Adoption – Public Comment Allowed

A.* Commission Regulation 22-11, Big Game Quotas for the 2022-2023 Season – Wildlife Staff Specialists Mike Cox, Cody Schroeder, and Cody McKee – For Possible Action

The Commission will establish regulations for the numbers of tags to be issued for mule deer, pronghorn antelope, elk, bighorn sheep, and mountain goats for the 2022 - 2023 seasons.

B.* Commission Regulation 22-09, Amendment #1, 2022 Black Bear Quotas and Harvest Limits – Wildlife Staff Specialist Pat Jackson – For Possible Action

The Commission will consider adopting the 2022 hunting season dates, open management units, hunting hours, quotas, harvest limits, special regulations, animal sex, legal requirements, hunt boundary restrictions, and dates and times for indoctrination courses for black bear.

18. Future Commission Meetings and Commission Committee Assignments – Secretary Wasley and Chairwoman East – For Possible Action

The next Commission meeting is scheduled for June 24 and 25, 2022. The Commission will review and discuss potential agenda items for that meeting. The Commission may change the date, time, and meeting location at this time. The chairwoman may designate and adjust committee assignments and add or dissolve committees, as necessary at this time. Any anticipated committee meetings that may occur prior to the next Commission meeting may be discussed.

19. Public Comment Period

Public comment will be limited to three minutes. No action can be taken by the Commission at this time; any item requiring Commission action may be scheduled on a future Commission agenda.

*Support material provided and posted to the NDOW website, and updates to support material will be posted at http://www.ndow.org/Public_Meetings/Com/Agenda/. Support material for this meeting may be requested from the Recording Secretary at (775) 688-1599 or wildlifecommission@ndow.org. In accordance with NRS 241.020 this agenda closes three days prior to the meeting date and has been posted on the NDOW website at http://www.ndow.org/Public_Meetings/Com/Agenda/.

Notice to the Public: Nevada Department of Wildlife receives Federal Aid in Fish and/or Wildlife Restoration. The U.S. Department of the Interior prohibits discrimination on the basis of race, color, national origin, age, gender, or disability. Individuals with hearing impairment may contact the Department at 775-688-1500 via a text telephone (TTY) telecommunications device by first calling the State of Nevada Relay Operator at 1-800-326-6868. Disabled individuals in need of special services should contact the Department prior to the meeting at (775) 688-1599 or wildlifecommission@ndow.org.