



## STATE OF NEVADA

## DEPARTMENT OF WILDLIFE

## Law Enforcement Division

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**MEMORANDUM****January 26, 2018**

**To:** Nevada Board of Wildlife Commissioners, County Advisory Boards to Manage Wildlife, and Interested Publics

**From:** Tyler Turnipseed, Chief Game Warden

**Title:** **Regulation Changes: Commission General Regulation 473**

**Description:** The Commission will consider amending Chapter 503 of the Nevada Administrative Code making it unlawful for a person to discharge a firearm, bow or crossbow within a certain distance of any occupied dwelling without the consent of the owner or occupant of the dwelling.

**Presenter:** Tyler Turnipseed, Chief Game Warden

**Agenda No:** 14A

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**CGR 473: Safe Hunting Distance.** This proposed change would add a new section to NAC 503.

Over the years, we have had complaints from several parts of the state regarding hunters hunting in close proximity to residential areas and homes. These complaints have escalated in recent years with the increased urbanization of some parts of Nevada, especially in wildland interface areas where deer and other wildlife are living in and around residential neighborhoods.

The proposed regulation change would prohibit the discharge of a shotgun, the draw or release of an arrow from a bow, or the draw or release of a bolt from a crossbow within 1000 feet of an occupied dwelling (while hunting) without the consent of the owner or occupant of the dwelling.

The proposed regulation would prohibit the discharge of any other firearm within 5000 feet of an occupied dwelling (while hunting) without the consent of the owner or occupant of the dwelling.

For the purposes of this regulation, "firearm" does not include an air pistol, air rifle, or BB gun.

**PROPOSED REGULATION OF THE  
BOARD OF WILDLIFE COMMISSIONERS**

**LCB File No. R111-17**

October 19, 2017

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §1, NRS 501.105, 501.181 and 503.150.

A REGULATION relating to hunting; making it unlawful for a person, during any period in which he or she engages in hunting, to discharge a firearm, to draw or release an arrow from a bow or to draw or release a crossbow arrow or bolt from a crossbow within a certain distance of any occupied dwelling under certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law: (1) requires the Board of Wildlife Commissioners to adopt regulations necessary to preserve, protect, manage and restore wildlife and its habitat and to carry out the provisions of title 45 of NRS governing wildlife, including the manner and means of taking wildlife; and (2) sets forth the circumstances under which it is unlawful for a person to engage in hunting using certain bows, guns or rifles, unless otherwise specified by a regulation adopted by the Commission. (NRS 501.105, 501.181, 503.150) Existing law defines the term “hunting” to mean to “search for, pursue or attract any wildlife for the purpose and with the means of capturing, injuring or killing that wildlife, every attempt to capture, injure or kill wildlife, and every act of assistance to any other person in capturing, injuring or killing that wildlife.” (NRS 501.050) This regulation makes it unlawful for a person, during any period in which he or she engages in hunting, to discharge a firearm, to draw or release an arrow from a bow or to draw or release a crossbow arrow or bolt from a crossbow within a certain distance of any occupied dwelling without the consent of the owner or occupier of the dwelling.

**Section 1.** Chapter 503 of NAC is hereby amended by adding thereto a new section to read as follows:

- 1. During any period in which a person engages in hunting, it is unlawful for the person:*
  - (a) Except as otherwise provided in paragraph (b), to discharge a firearm within 5,000 feet of any occupied dwelling without the consent of the owner or occupier of the dwelling; or*

*(b) To discharge any shotgun, to draw or release an arrow from a bow or to draw or release a crossbow arrow or bolt from a crossbow, within 1,000 feet of any occupied dwelling without the consent of the owner or occupier of the dwelling.*

*2. As used in this section, "firearm" does not include an air pistol, air rifle or BB gun.*