



STATE OF NEVADA
DEPARTMENT OF WILDLIFE
Data and Technology Services Division

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8A

MEMORANDUM

25 January 2019

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

From: Chet Van Dellen, Data and Technology Services Division Administrator

Title: **Commission General Regulation 482, LCB File No. R192-18, Public and Sellable Lists Workshop**

Description: The Commission will review and recommend draft regulation for revising Nevada Administrative Code (NAC) Chapters 488.050 and 502.211 to clarify the authority of the Department to make customer name, address, phone number and other personal information confidential and to remove such information from any list sold or distributed by the Department upon request.

Agenda No: 8-A

Summary

This regulation clarifies the authority of the Department to remove specific personal information from any list sold or distributed by the Department or the Department's licensing vendor and makes it confidential. The regulation also simplifies how a person can request that their personal information remain confidential by removing the requirement that the request be in writing.

Brief Explanation of the Proposed Regulation

Proposed revisions to regulation pertaining to sellable lists of vessel owners and registrants (NAC 488.050):

1. Add language to include persons who applied for as well as obtained certificates of number or ownership.
2. Add language to make name, address, phone number and other personal information confidential.
3. Add language to allow the removal upon request of name, address, phone number and other personal information from any list distributed by the Department or the Department's licensing vendor, sold or otherwise.
4. Remove language requiring the request to remove information from distributed list be written.

Proposed revisions to regulation pertaining to sellable lists of license, permit and tag holders (NAC 502.211):

1. Add language to include persons who applied for as well as obtained licenses, permits, tags or other licensing documents.
2. Add language to make name, address, phone number and other personal information confidential.
3. Add language to allow the removal upon request of name, address, phone number and other personal information from any list distributed by the Department or the Department's licensing vendor, sold or otherwise.
4. Remove language requiring the request to remove information from distributed list be written.

Recommendation

The Department recommends that the Commission moves to present the regulation for adoption as written.

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

LCB File No. R192-18

August 28, 2018

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

AUTHORITY: §1, NRS 488.045 and 501.181; §2, NRS 501.181.

A REGULATION relating to wildlife; revising requirements relating to the removal of personal information from certain lists distributed by the Department of Wildlife; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the Board of Wildlife Commissioners to adopt regulations relating to watercraft and the management of wildlife in this State. (NRS 488.045, 501.181) Under existing regulations, the Department of Wildlife is required to remove from any list sold by the Department the name and other personal information of a person who has obtained a certificate of number or ownership of a vessel or a wildlife license, permit, tag or other licensing document if the person submits a written request for such removal. (NAC 488.050, 502.211) This regulation: (1) removes the requirement that the request to remove personal information from a list be in writing; and (2) requires the Department to remove personal information from a list sold or distributed by the Department or a licensing vendor of the Department.

Section 1. NAC 488.050 is hereby amended to read as follows:

488.050 Upon the ~~[written]~~ request of a person who has *applied for or* obtained a certificate of number or a certificate of ownership, ~~[the Department shall remove]~~ the name , *address, phone number* and other personal information of the person *is confidential and the Department shall remove the name, address, phone number and other personal information* from any list sold *or distributed* by the Department ~~[]~~ *or a licensing vendor of the Department.*

Sec. 2. NAC 502.211 is hereby amended to read as follows:

502.211 Upon the ~~written~~ request of a person who has *applied for or* obtained a license, permit, tag or other licensing document from the Department pursuant to title 45 of NRS, or any regulations adopted pursuant thereto, ~~the Department shall remove~~ the name , *address, phone number* and other personal information of the person *is confidential and the Department shall remove the name, address, phone number and other personal information* from any list sold *or distributed* by the Department ~~or~~ *or a licensing vendor of the Department.*