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HOUSE BILL 180

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

George Dodge, Jr.

AN ACT

RELATING TO GAME AND FISH; ESTABLISHING AN ACTIVE-DUTY MILITARY
DISCOUNT FOR A TEMPORARY SMALL GAME LICENSE AND TEMPORARY
FISHING LICENSE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 17-3-2 NMSA 1978 (being Laws 1964 (1st
S.S.), Chapter 17, Section 2, as amended) is amended to read:

"17-3-2. CLASSES OF LICENSES.--

A. As used with reference to licenses in Chapter 17
NMSA 1978:

(1) "fishing" entitles the licensee to fish
for game fish during the open seasons for each species;

(2) "small game" entitles the licensee to hunt
game birds, other than wild turkey, and squirrel during the
open seasons for each;

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1 (3) "deer" entitles the licensee to hunt deer
2 during the open season;

3 (4) "general hunting" entitles the licensee to
4 hunt deer, squirrel and game birds during the open seasons for
5 each;

6 (5) "general hunting and fishing" entitles the
7 licensee to hunt deer, squirrel and game birds and to fish for
8 game fish during the open seasons for each;

9 (6) "antelope" entitles the licensee to hunt
10 antelope during the open season;

11 (7) "elk" entitles the licensee to hunt elk
12 during the open season;

13 (8) "bighorn sheep" entitles the licensee to
14 hunt bighorn sheep during the open season;

15 (9) "Barbary sheep" entitles the licensee to
16 hunt Barbary sheep during the open season;

17 (10) "javelina" entitles the licensee to hunt
18 javelina during the open season;

19 (11) "bear" entitles the licensee to hunt bear
20 during the open season;

21 (12) "nongame" entitles the licensee to hunt
22 or take any animal or bird not protected by law;

23 (13) "temporary fishing" entitles the licensee
24 to fish for game fish during a specific period of time
25 indicated on the license;

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1 (14) "oryx" entitles the licensee to hunt oryx
2 during the open season;

3 (15) "ibex" entitles the licensee to hunt ibex
4 during the open season;

5 (16) "cougar" entitles the licensee to hunt
6 cougar during the open season;

7 (17) "turkey" entitles the licensee to hunt
8 turkey during the open season;

9 (18) "special season turkey" entitles the
10 licensee to hunt turkey during special seasons designated by
11 the state game commission;

12 (19) "quality elk" entitles the licensee to
13 hunt elk during a special quality elk season, to be established
14 by the state game commission, when the timing of the season and
15 hunter density is specially regulated and the elk population is
16 managed with an intent to provide the licensee an increased
17 opportunity to take a mature elk;

18 (20) "quality deer" entitles the licensee to
19 hunt deer during a special quality deer season, to be
20 established by the state game commission, when the timing of
21 the season and hunter density is specially regulated and the
22 deer population is managed with an intent to provide the
23 licensee an increased opportunity to take a mature deer;

24 (21) "temporary small game" entitles the
25 licensee to hunt game birds, except wild turkey, and squirrel

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1 during a specific period of time indicated on the license;

2 (22) "second rod" entitles the licensee to
3 fish using two fishing rods to fish for game fish during the
4 open seasons for each species; and

5 (23) "fishing and small game combination"
6 entitles the licensee to hunt squirrel and game birds, other
7 than wild turkey, and to fish for game fish during the open
8 season for each.

9 B. A hunting license does not entitle the licensee
10 to hunt, kill or take game animals or birds within or upon a
11 park or enclosure licensed or posted as provided by law or
12 within or upon a privately owned enclosure without consent of
13 the owner or within or upon a game refuge or game management
14 area.

15 C. A fishing license does not entitle the licensee
16 to fish for or take fish within or upon a park or enclosure
17 licensed or posted as provided by law or within or upon a
18 privately owned enclosure without consent of the owner or in or
19 on closed waters.

20 D. A junior fishing license may be purchased by a
21 resident who has reached the age of twelve years but has not
22 reached the age of eighteen years. A junior fishing license
23 entitles the licensee to fish for game fish during the open
24 season for each species.

25 E. A senior fishing license may be purchased by a

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1 resident who has reached the age of sixty-five years. A senior
2 fishing license entitles the licensee to fish for game fish
3 during the open season for each species.

4 F. A nonresident junior fishing license may be
5 purchased by a nonresident who has reached the age of twelve
6 years but has not reached the age of eighteen years. A
7 nonresident junior fishing license entitles the licensee to
8 fish for game fish during the open season for each species.

9 G. A senior general hunting license may be
10 purchased by a resident who has reached the age of sixty-five
11 years. A senior general hunting license entitles the licensee
12 to hunt for deer, squirrel and game birds during the open
13 seasons for each species.

14 H. A junior general hunting license may be
15 purchased by a resident who has not reached the age of eighteen
16 years. A junior general hunting license entitles the licensee
17 to hunt for deer, squirrel and game birds during the open
18 seasons for each species.

19 I. A handicapped fishing license may be purchased
20 by a resident who has a severe physical impairment that
21 substantially limits one or more major life activities and who
22 can furnish adequate proof of this disability to the state game
23 commission. A handicapped fishing license may be purchased by
24 a resident who has a developmental disability as defined in
25 Subsection H of Section 43-1-3 NMSA 1978 and who can furnish

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1 adequate proof of this disability to the state game commission.
2 A handicapped fishing license entitles the licensee to fish for
3 game fish during the open season for each species.

4 J. A handicapped general hunting license may be
5 purchased by a resident who has a severe physical impairment
6 that substantially limits one or more major life activities and
7 who can furnish adequate proof of this disability to the state
8 game commission. A handicapped general hunting license
9 entitles the licensee to hunt for deer, squirrel and game birds
10 during the open season for each species.

11 K. A fishing license may be obtained at no cost by
12 a resident who has reached the age of seventy years.

13 L. A second rod validation may be purchased by
14 either a resident or nonresident. A second rod validation
15 entitles the licensee to fish using two rods for game fish
16 during the open season for each species.

17 M. A junior-senior elk license may be purchased by
18 a resident who has not reached the age of eighteen years or by
19 a resident who has reached the age of sixty-five years. A
20 junior-senior elk license entitles the licensee to hunt for elk
21 during the open season for that species.

22 N. A junior-senior deer license may be purchased by
23 a resident who is younger than eighteen years or older than
24 sixty-five years. A junior-senior deer license entitles the
25 licensee to hunt for deer during the open season for that

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1 species.

2 O. A junior-senior fishing and small game
3 combination license may be purchased by a resident who is
4 younger than eighteen years or older than sixty-five years. A
5 junior-senior fishing and small game combination license
6 entitles the licensee to fish for game fish or hunt for
7 squirrel and game birds, other than wild turkey, during the
8 open seasons for each species.

9 P. A disabled veteran fishing and small game
10 combination license may be purchased by a resident who has been
11 granted a disability by the federal department of veterans
12 affairs as a result of having served in the armed forces of the
13 United States if the resident submits to the state game
14 commission satisfactory proof that the resident was disabled as
15 a result of having served in the armed forces of the United
16 States. A disabled veteran fishing and small game combination
17 license entitles the licensee to fish for game fish or hunt for
18 squirrel and game birds, other than wild turkey, during the
19 open season for each species.

20 Q. A military general hunting and fishing license
21 may be purchased by a member of the armed forces of the United
22 States who, for a period of not less than ninety days
23 immediately preceding the date of application for the license,
24 has been domiciled in New Mexico and has not claimed residency
25 elsewhere for any purpose. A military general hunting and

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1 fishing license entitles the licensee to hunt deer, squirrel
2 and game birds and to fish for game fish during the open
3 seasons for each species.

4 R. A temporary active-duty fishing license or a
5 temporary active-duty small game license may be purchased by a
6 member of the armed forces of the United States or national
7 guard who is domiciled in New Mexico and does not claim
8 residency elsewhere for any purpose, if the member submits to
9 the state game commission satisfactory proof that the member is
10 a resident on active duty with the armed forces of the United
11 States or national guard stationed outside of New Mexico and is
12 currently on leave for thirty days or less. A temporary
13 active-duty fishing license entitles the licensee to fish for
14 game fish during a specific period of time indicated on the
15 license. A temporary active-duty small game license entitles
16 the licensee to hunt game birds, except wild turkey, and
17 squirrel during a specific period of time indicated on the
18 license."

19 SECTION 2. Section 17-3-13 NMSA 1978 (being Laws 1964
20 (1st S.S.), Chapter 17, Section 5, as amended) is amended to
21 read:

22 "17-3-13. LICENSE FEES.--

23 A. The director of the department of game and fish
24 shall keep a record of all money received and licenses and
25 permits issued by the department, numbering each class

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1 separately. Upon satisfactory proof that a license or permit
2 has been lost before its expiration, the director may issue a
3 duplicate and collect a just and reasonable fee for it as
4 determined by regulation of the state game commission.

5 B. The director of the department of game and fish
6 shall collect the following fees for each license of the class
7 indicated:

8	Resident, fishing	\$25.00
9	Resident, small game	20.00
10	Resident, deer	36.00
11	Resident, junior-senior, deer	24.00
12	Resident, general hunting	40.00
13	Resident, general hunting and fishing	59.00
14	Resident, senior, handicapped, military, 15 general hunting and fishing	28.00
16	Resident, junior, general 17 hunting and fishing	20.00
18	Resident, fishing and small game combination . . .	33.00
19	Resident, junior-senior, fishing and small game 20 combination	16.00
21	Resident, disabled veteran, fishing and small game 22 combination	10.00
23	Resident, antelope	50.00
24	Resident, elk cow	50.00
25	Resident, elk bull or either sex	80.00

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1	Resident, junior-senior, elk	48.00
2	Resident, bighorn sheep, ram	150.00
3	Resident, bighorn sheep, ewe	75.00
4	Resident, Barbary sheep	100.00
5	Resident, bear	44.00
6	Resident, turkey	25.00
7	Resident, cougar	40.00
8	Resident, oryx	150.00
9	Resident, ibex	100.00
10	Resident, javelina	55.00
11	Resident, fur dealer	15.00
12	Resident, trapper	20.00
13	Resident, junior trapper	9.00
14	Nonresident, fishing	56.00
15	Nonresident, junior fishing	28.00
16	Nonresident, small game	90.00
17	Nonresident, deer	260.00
18	Nonresident, quality deer	345.00
19	Nonresident, bear	250.00
20	Nonresident, cougar	280.00
21	Nonresident, turkey	100.00
22	Nonresident, antelope	260.00
23	Nonresident, elk cow	315.00
24	Nonresident, elk bull or either sex	525.00
25	Nonresident, quality elk	750.00

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1	Nonresident, bighorn sheep	3,150.00
2	Nonresident, Barbary sheep	350.00
3	Nonresident, oryx	1,600.00
4	Nonresident, ibex	1,600.00
5	Nonresident, javelina	155.00
6	Nonresident, fur dealer	125.00
7	Nonresident, trapper	345.00
8	Nonresident, nongame	65.00
9	Resident, senior, handicapped,	
10	fishing	8.00
11	Resident, junior fishing	5.00
12	<u>Temporary active-duty fishing, five days</u>	<u>12.00</u>
13	Temporary fishing, one day	12.00
14	Temporary fishing, five days	24.00
15	Resident, senior, handicapped,	
16	general hunting	24.00
17	Resident, junior general hunting	15.00
18	<u>Temporary active-duty small game, four days</u>	<u>16.00</u>
19	Temporary small game, four days	33.00
20	Second rod validation	4.00."

21 SECTION 3. EFFECTIVE DATE.--The effective date of the
22 provisions of this act is April 1, 2012.