

# AGENDA ITEM NO. 17

**Update the Commission, and seek your direction on the repeal and replacement of the Revocation Rule (19.31.2 NMAC)**



# INTRODUCTION

- **Chapter 17 NMSA, gives the Commission authority to revoke or suspend the following:**
  - **Hunting, fishing and trapping licenses (up to three years)**
  - **Certificates, permits or other agreements**



# TYPES OF REVOCATIONS

- **3 year average (2008-2010) by type:**
    - Hunting and Fishing Violations (20+ pts) 63/year
    - Fail to pay Penalty Assess. 540/year
    - Parental Responsibility Act 285/year
    - Wildlife Violators Compact 3/year
    - Outfitters/Guides 8/year
    - Landowner Agreements >1/year
- TOTAL: approx 900/year





# REASONS TO REPEAL/REPLACE RULE

- Current rule contains references to specific Rules that no longer apply
- Re-evaluate and ensure that the commission and the department are fully in compliance with other laws and agreements
- Evaluate and define the “point categories” to ensure fairness while maintaining a deterrence
- Seek to improve procedures for processing suspensions to reduce costs, minimize the burden on the Commission while protecting the rights of potential revokees
- May include additional modifications as identified during the Rule development and public input process



# WHAT'S NEXT?

- Develop and post a draft rule
- Seek public input on the proposed draft
- Revise the draft in response to public input
- Present the draft rule at the June, 2012 Commission meeting for possible action



# Commission Direction

No motion required at this time

- Questions or comments?



Law Enforcement Division