

**New Mexico State Game Commission**

**New Mexico Department of Game and Fish**

 **AGENDA**

**NEW MEXICO STATE GAME COMMISSION**

**This agenda is available on the NMDGF Website**

**http://www.wildlife.state.nm.us/commission/meeting-agendas/**

**Friday, January 13, 2023**

**Location TBD**

**9:00 a.m. – 4:00 p.m.**

VIRTUAL MEETING LOCATION

http://www.wildlife.state.nm.us/commission/webcast/

**Summary of changes between Draft 2.0 to Draft 3.0:** Described Morning, Working Lunch, and Afternoon Sessions. Moved General Public Comments to begin earlier in the Morning Session. Moved Executive Session to Working Lunch Session. In the Afternoon Session, reordered rule hearings (first Manner and Method Rule, then Elk Rule, then Deer Rule) and remaining agenda items.

**The following are approximate times.** The meeting will be adjourned upon completion of the Agenda. Any items not discussed at this meeting will be considered for the next meeting’s Agenda. The Agenda is subject to change up to 72 hours prior to the scheduled meeting date and time as deemed necessary by the New Mexico State Game Commission Chair (NMSGC Chair). To inquire about Agenda changes, please contact the Office of the New Mexico Department of Game and Fish (DGF) at (505) 476-8000. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Ryan Darr at (505) 476-8004 at least 3 working days before the meeting date. Public documents, including the Agenda and Minutes can be provided in various accessible forms. Please contact Mr. Darr if a summary or other type of accessible form is needed.

**Public testimony and comment:** All those interested in participating and providing comments are encouraged to pre-register to attend the meeting on the Zoom Webinar platform. When you register, you will be asked if you wish to provide public comment. This will assist the NMSGC Chair to manage more effective public communication. Comments may be allowed on each item at the NMSGC Chair’s discretion. Those who desire to address the Commission and who claim to represent an organization must provide the following information: the number of members in the organization, frequency of the organization’s meeting and either a signed statement from that organization’s president that states the organization has discussed the topic and approved the position that the representative is presenting, or proof that they are a registered lobbyist for the organization. No props or costumes will be permitted.

**AT THEIR DISCRETION, THE COMMISSION MAY TAKE ACTION ON ANY AGENDA ITEM.**

**MORNING SESSION 9:00 AM to 12:00 PM**

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| **No.** | **Presented by** | **Discussion** |
| **1.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **Meeting Called to Order**  |
| **2.** | **Michael Sloane,****DGF Director**  | **Roll Call**  |
| **3.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **Introduction of Guests**  |
| **4.** | **Sharon Salazar Hickey,** **NMSGC Chair**  | **Approval of Agenda (Action Item)** |
| **5.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **Consent Agenda (Action Item)** 1. **Approval of minutes from December 8, 2022 Meeting**
2. **Revocations**
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| **6.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **General Public Comments**  |
| **7.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **Election of Chair and Vice Chair (Action Item)** |
| **8.** | **Valerie Joe,** **Assistant Attorney General** | **Open Meetings Act Resolution (Action Item)** |
| **9.** | **Michael Sloane,** **Director** | **Meeting dates and locations for 2023 meetings**  |
| **10.** | **Laura Beltran- Schmitz****CLA Auditor** | **Department Fiscal year 2022 Statement and Audit (Action Item)** |
| **11.** | **Stewart Liley**  | **Migratory Bird Rule 19.31.6 NMAC** |
| **12.** | **DGF Chiefs** | **2022 Year in Review** |
| **Afternoon Session 1:15-3:00 PM** |
| **No.** | **Presented by** | **Discussion** |
| **13.** | **NMSGC** | **Executive Session (Closed to the Public)**  |
|  | 1.
 | **Pursuant to Section 10-15-1(H)(7) NMSA 1978, Attorney-Client Privilege, Litigation Update (Discussion)** |
|  |  | 1. *Michael Sloane, Dept. of Game and Fish v. NM State Game Commission* (D-101-CV-2020-00621) First Judicial District Court
2. *Adobe Whitewater Club of NM, NM Wildlife Federation, and NM Chapter of Backcountry Hunters & Anglers v. State Game Commission* *and Chama Troutstalkers, LLC; Rio Dulce Ranch; Z&T Cattle Company, LLC; River Bend Ranch; Chama III, LLC; Fenn Farm; Three Rivers Cattle Ltd., Co.; Flying H. Ranch Inc.; Spur Lake Cattle Co.; Ballard Ranch; Dwayne and Cressie Brown; Cotham Ranch; Wapiti River Ranch; Mulcock Ranch; Wilbanks Cattle Co., 130 Ranch; WCT Ranch; The NM Farm and Livestock Bureau; Chama Peak Land Alliance; NM Cattle Growers’ Ass’n; NM Council of Outfitters and Guides; and Upper Pecos Watershed Ass’n* (S-1-SC-38195) Supreme Court
3. *Rancho Del Oso Pardo, Inc., River Bend Ranch, LLC, and Chama III, LLC, dba Canones Creek Ranch, Fenn Farm and Three Rivers Cattle, Ltd. Co v. New Mexico Department of Game and Fish; Director Michael Sloane, Director of the New Mexico Department of Game and Fish, in his individual and official capacity; and New Mexico Game Commission, et. al.* (1:20-CV-00427-SCY-KK) U.S. District Court, District New Mexico
4. *Three Rivers Ltd. Cattle Co. v.* *NM Game Commission* (D-101-CV-2021-02136) First Judicial District Court
5. *River Bend Ranch, LLC v.* *NM Game Commission* (D-101-CV-2021-02137) First Judicial District Court
6. *Rancho Del Oso Pardo, Inc. v.* *NM Game Commission* (D-101-CV-2021-02139) First Judicial District Court
7. *Fenn Farms Ranch v.* *NM Game Commission* (D-101-CV-2021-02141) First Judicial District Court
8. *Chama III, LLC v.* *NM Game Commission* (D-101-CV-2021- 2137) First Judicial District Court
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|  | **B.**  | **Pursuant to Section 10-15-1(H)(8) NMSA 1978 Purchase, Acquisition or Disposal (Discussion/Action)** |
|  |  | 1. **Rio Arriba County, Record No. 22-201, Disposition of Laguna del Campo Property, Los Ojos, NM**
2. **Rio Arriba County, Record No. 22-203, Access on Humphries WMA**
3. **Santa Fe County, Record 22-202, Disposition of Richards Avenue Property, Santa Fe, NM**
4. **Albuquerque Office Property, Record 22-204, Lease Agreement on Albuquerque, NM**
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|  | **C.**  | **Pursuant to Section 10-15-1(H)(2) NMSA 1978 Personnel Matters, Record No. 22-302** |
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| **No.** | **Presented by** | **Discussion** |
| **14.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **Action on Items from Executive Session (Action Item)** |
| **15.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **General Public Comments** |
| **16.** | **Sharon Salazar Hickey,** **NMSGC Chair** | **New Business**  |
| **17.** | **Sharon Salazar Hickey,** **NMSGC** | **Adjourn** |
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