

A G E N D A
NEW MEXICO STATE GAME COMMISSION
Friday, November 30, 2018
Roswell Convention and Civic Center
Exhibit Hall
912 N Main St. Roswell, NM 88201
8:00 a.m. – 5:00 p.m.

Public testimony and comment: All those interested in providing oral comments on Agenda Items are encouraged to prepare a "Speaker's Card" for each item on which they will comment. These cards assist the Commission Chair to manage more effective public communication. Comments may be allowed on each item at the Commission Chair's discretion, regardless of card completion. 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.

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

AGENDA ITEM NO. 1: Meeting Called to Order

AGENDA ITEM NO. 2: Roll Call

AGENDA ITEM NO. 3: Pledge of Allegiance

AGENDA ITEM NO. 4: Approval of Agenda

AGENDA ITEM NO. 5: Introduction of Guests

AGENDA ITEM NO. 6: Approval of Minutes of November 8, 2018 Albuquerque, NM Special Meeting

NEW BUSINESS:

AGENDA ITEM NO. 7: Request to Dispose of Assets.

Presented by Chris Chadwick – The Department is requesting Commission approval to dispose of assets that are worn out, obsolete, or have reached the end of their service life, as per § 13-6-1, 13-6-2 NMSA 1978 Comp.

AGENDA ITEM NO. 8: Revocations

Presented by Darrell Cole – The Department will present a list of individuals that meet established criteria for initiation of the suspension process for license privileges per the Parental Responsibility Act, Wildlife Violators Compact, and failure to pay Penalty Assessment.

AGENDA ITEM NO. 9: Special Hunt Draw Deadlines 2019-2020 License Year

Presented by Chad Nelson – The Department will make a recommendation to the Commission regarding the application deadline dates for the special hunt lottery draws for the 2019-2020 license year.

AGENDA ITEM NO. 10: United States Fish and Wildlife Service's 2019 Mexican Gray Wolf Translocation Plan

Presented by Stewart Liley – The Department will present the United States Fish and Wildlife Service's 2019 Mexican Gray Wolf Translocation Plan to the Commission.

AGENDA ITEM NO. 11: Trapping and Furbearer Rule 19.32.2 NMAC

Presented by Stewart Liley – The Department will present proposed changes to the Trapping and Furbearer Rule 19.32.2 NMAC for Commission discussion and direction. Proposed changes include mandatory trapper education, increasing set back requirements, allowance for closure of areas to trapping, signage, and further defining the definition of trail.

PUBLIC RULE HEARING OPEN

All individuals wishing to provide comment or submit information at the rule making hearing are required to prepare a "Speaker's Card" and sign in on the "Sign in Sheet" for the specific Hearing Item for each item on which they will provide comment on prior to commencement of the hearing item. Individuals must state their name and any relevant affiliation for the record and to be recognized before presenting by the hearing officer. The individual providing information or comment at the hearing may be questioned by the hearing officer or other members of the Commission.

HEARING ITEM NO. 1a (Informational): Rule Making Hearing on Final Rule Changes to the Deer Rule – 19.31.13 NMAC for the 2019-2023 seasons.

Presented by Stewart Liley – The Department will present the final amendments to the Deer Rule (19.31.13 NMAC) which has a 4 year cycle and is expiring March 31, 2019.

Action Item No. 1b: *The Commission will vote on the Final Amendments to Deer Rule 19.31.13 NMAC after closing of the hearing item.*

HEARING ITEM NO. 2a (Informational): Rule Making Hearing on Final Rule Changes to the Hunting and Fishing Manner and Method Rule – 19.31.10 NMAC.

Presented by Robert Griego – The Department will present the final amendments to the Hunting and Fishing Manner and Method Rule (19.31.10 NMAC).

Action Item No. 2b: *The Commission will vote on the final amendments to Hunting and Fishing Manner and Method Rule 19.31.10 NMAC after closing of the hearing item.*

HEARING ITEM NO. 3a (Informational): Rule Making Hearing on Final Rule Changes to the Private Land Elk License Allocation System – 19.30.5 NMAC.

Presented by Stewart Liley – The Department will present the final amendments to the Private Land Elk License Allocation System (19.30.5 NMAC).

Action Item No. 3b: *The Commission will vote on the Final Amendments to the Private Land Elk License Allocation System (19.30.5 NMAC) after closing of the hearing item.*

HEARING ITEM NO. 4a (Informational): Rule Making Hearing on Final Rule Changes to the Elk Rule – 19.31.14 NMAC for the 2019-2023 seasons.

Presented by Stewart Liley – The Department will present the final amendments to the Elk Rule (19.31.14 NMAC) which has a 4 year cycle and is expiring March 31, 2019.

Action Item No. 4b: *The Commission will vote on the Final Amendments to Elk Rule 19.31.14 NMAC after closing of the hearing item.*

HEARING ITEM NO. 5a (Informational): Rule Making Hearing on Final Rule Changes to the Revocation Rule – 19.31.2 NMAC.

Presented by Ty Jackson – The Department will present the final amendments to the Revocation Rule (19.31.2 NMAC).

Action Item No. 5b: *The Commission will vote on the Final Amendments to Revocation Rule 19.31.2 NMAC after closing of the hearing item.*

HEARING ITEM NO. 6a (Informational): Rule Making Hearing on Final Rule Changes to the Hunting and Fishing Licenses and Application Rule – 19.31.3 NMAC.

Presented by Chad Nelson – The Department will present the final amendments to the Hunting and Fishing Licenses Application Rule (19.31.3 NMAC).

Action Item No. 6b: *The Commission will vote on the final amendments to the Hunting and Fishing Licenses Application Rule 19.31.3 NMAC after closing of the hearing item.*

PUBLIC RULE HEARING CLOSED

AGENDA ITEM NO. 12: General Public Comments (Comments Limited to 2 Minutes per speaker and overall General Public Comments limited to a total of 30 minutes. At the conclusion of 30 minutes, General Public Comment will end.)

AGENDA ITEM NO. 13: Closed Executive Session

The State Game Commission will vote as to whether it will adjourn into Executive Session closed to the public; pursuant to 10-15-1(H)(2) NMSA 1978, to discuss limited personnel matters relating to complaints and discipline; pursuant to Section 10-15-1(H)(8) NMSA 1978, to discuss the property acquisition; and pursuant to Section 10-15-1(H)(7); on matters subject to the attorney-client privilege relating to threatened or pending litigation.

A. Personnel Matters

B. Property

1. Potential purchase of 160 acres of the Kizer property in Roosevelt County, adjacent to our Crossroads #1 Prairie Chicken Area.

C. Attorney-Client Privilege/Litigation

1. APNM v. N.M. Game Commission No. D-101-CV-2016-01227 (First Judicial Court).
2. APNM v. N.M. Game Commission No. A-1-CA-35441 (N.M. Court of Appeals).
3. Humane Society, et al. v. NM Commission, et al. 2:16-cv-00724-WJ-SMV.
4. A Dunn v New Mexico Department of Game and Fish No. D-722-CV-2017-00104.
5. Center for Biological Diversity, et al. v. Sally Jewell, et al. Case No. 1:16-CV-01932-WYD.
6. Center for Biological Diversity, et al. v. Ryan Zinke, et al. Case No. 4:18-CV-00047-BGM & WildEarth Guardians, et al. v. Ryan Zinke, et al. Case No. 4:18-CV-00048.
7. Rinsler and Agnew v. New Mexico Department of Game and Fish, D-608-CV-2018-00071.
8. Davis v. New Mexico Department of Game and Fish et al., D-117-CV-2018-00152 (First Judicial Court NM).
9. Darr v. NMDGF, No. 1:18-CV-00672-GBW-SCY
10. NM Legislative Council v. EMNRD, State Parks, NMDGF, Public Lands Commissioner No. D-101-CV-2018-02067.
11. Lamonaca v. State Game Commission and DGF, No D-101-CV-2018-01758.
12. DGF v. Davis, D-1329-CV-2018-02270.
13. DGF v. Lester, M-17-CV-2018-00269.

AGENDA ITEM NO. 14: Adjourn.

NOTE: The meeting will be adjourned upon completion of the agenda or up to those items that time allows. Any items not discussed will be on the following 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 Chairman. To inquire about agenda changes, please contact the Office of the Director 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 Human Resources at (505) 476-8000 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 Human Resources if a summary or other type of accessible form is needed.

