



New Mexico State Game Commission

New Mexico Department of Game and Fish

AGENDA

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

Thursday, April 30, 2020

VIRTUAL MEETING LOCATION

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

TIME

9:00 AM to 5:00 PM

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 Tristanna Bickford at (505) 476-8027 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 Ms. Bickford 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.

9:00 AM

Agenda 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 **Approval of Agenda (Action Item)**
4. Roberta Salazar-Henry, NMSGC Vice Chair **Consent Agenda (Action Items, A and B)**
 - A. **Approval of minutes of April 20, 2020, Special Meeting (Virtual)**
 - B. **Approval of License Revocations**
5. Stewart Liley, DGF **Rule Making Hearing on Amendments to the Hunting and Fishing Manner and Method Rule 19.31.10 NMAC (Action Item, C)**
 - A. **Rule Hearing Comments** - All individuals wishing to provide comment or submit information at the rule making hearing are required to register to attend the meeting on the Zoom Webinar platform and complete all required registration fields prior to commencement of the hearing item. Individuals must provide their name and any relevant affiliation for the record and to be recognized before presenting before NMSGC Chair (Hearing Officer). The individual providing information or comment at the hearing may be questioned by the Hearing Officer or other Commissioners.
 - B. **Discussion** – Amendments to the Hunting and Fishing Manner and Method Rule 19.31.10 NMAC to align with the Bear and Cougar Rule that was adopted on November 2019.
 - C. **Action** – Commissioners will vote on the Amendments to the Hunting and Fishing Manner and Method Rule 19.31.10 NMAC.
6. Stewart Liley, DGF **Subsequent Discussion on the Migratory Bird Rule for 2020-2021 Hunting Season (Discussion)** – Subsequent discussion on proposed season dates and bag limits for migratory birds for the 2020-2021 license year.
7. Sharon Salazar Hickey, NMSGC Chair **General Public Comments (Discussion)** – Comments are limited to 2 minutes per speaker, with total public comments not to exceed 30 minutes. At the conclusion of 30 minutes, General Public Comment will end. Individuals may only make comment during one of the two scheduled General Public Comment items.
Next meeting – June 19, 2020, Santa Fe, NM
8. Sharon Salazar Hickey, NMSGC Chair **Executive Session (Closed to the Public)** – Commissioners will vote on whether to adjourn into Executive Session.
 - A. **Pursuant to Sections 10-15-1 (H)(7) NMSA 1978, Attorney-Client Privilege, Litigation Update and Section 10-15-1(H)(8) NMSA 1978: Purchase, Acquisition or Disposal of Real Property (Discussion):**
 - 1) *Center for Biological Diversity v. USDOJ/USFWS*, 1:16-cv-1932, Federal Court Colorado
 - 2) *Center for Biological Diversity v. USFWS*, 4:18-cv-00047, Federal Court Arizona
 - 3) *Bryan and Katrina Davis v. DGF*, 1:18-cv-00415
 - 4) *Darr, Margaret (Peggy) v. DGF*, D-101-CV-2018-01708, First Judicial District Court

- 5) *DGF v. Cody Davis*, D-1329-CV-2018-01708, First Judicial District
- 6) *Mark and Mary Miller v. DGF*, D-608-CV-2019-00351, Sixth Judicial District Court
- 7) *Dunn and Whitehead v. Bickford et al.*, D-722-CV-2020-00076, Seventh Judicial District Court
- 8) Potential Land Acquisition in Rio Arriba County

B. Pursuant to Sections 10-15-1 (H)(7) NMSA 1978, Attorney-Client Privilege, Litigation Update (Discussion):

- 1) *Michael Sloane, Department of Game and Fish v. NM State Game Commission*, D-101-CV-202000621, First Judicial District Court
- 2) *Adobe Whitewater Club of NM, NM Wildlife Federation, and NM Chapter of Backcountry Hunters & Anglers v. Honorable Michelle Lujan Grisham, Governor, and State Game Commission*, S-1-SC-38195, Supreme Court
- 3) *Motion to Intervene or File Amicus Real Parties in Interest*, Supreme Court
- 4) *Response Brief of Additional Respondents – Real Parties in Interest*, Supreme Court
- 5) *Governor Lujan Grisham’s Response to Petition for Mandamus Original Jurisdiction*, Supreme Court
- 6) *State Game Commission’s Amended Response to Verified Petition for Mandamus Original Jurisdiction*, Supreme Court
- 7) *Rancho Del Oso Pardo, Inc., River Bend Ranch, LLC, and Chama III, LLC, dba Canones Creek Ranch v. New Mexico Department of Game and Fish; Michael Sloane, Director of the New Mexico Department of Game and Fish, in his individual and official capacity; et. al.*, D-101-CV-202000939, First Judicial District Court

9. Sharon Salazar Hickey, NMSGC Chair **Return from Executive Session.** The Commission, at its discretion, may take action on any of the items discussed during the Executive Session upon returning to the public session.
10. Sharon Salazar Hickey, NMSGC Chair **Commission Business (Action Item, A and B)**
 - A. **Strategic Planning: Committees**
 - B. **Commission Calendar for remaining calendar year 2020**
11. Sharon Salazar Hickey, NMSGC Chair **Adjourn (Action Item)**