

New Mexico State Game Commission New Mexico
Department of Game and Fish

Aug. 25, 2023

AGENDA ITEM NO. 1: Meeting Called to Order

09:13:42 a.m. (00:00:00)

Called to order by Vice-chairman Tirzio Lopez.

AGENDA ITEM NO. 2: Roll Call

09:13:55 a.m. (00:00:13)

Present in person: Vice-chairman Lopez, Commissioner Garcia, Commissioner Clemente and Commissioner Salazar Hickey.

Present virtually: Commissioner Fulfer.

AGENDA ITEM NO. 3: Introduction of Guests

09:14:21 a.m. (00:00:39)

AGENDA ITEM NO. 4: Approval of Agenda (Action Item)

09:14:44 a.m. (00:01:02)

Motion: Move to approve the agenda as written.

Motion by: Commissioner Clemente.

Seconded by: Commissioner Salazar Hickey.

Approved: Unanimous - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

AGENDA ITEM NO. 5: Consent Agenda (Action Item)

09:15:13 a.m. (00:01:31)

Motion: To approve the minutes from the July 21, 2023 meeting as submitted by the Department.

Motion by: Commissioner Salazar Hickey.

Seconded by: Commissioner Clemente.

Approved: Unanimous - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

Motion: To approve the FY24 Disposal List as submitted by the Department.

Motion by: Commissioner Salazar Hickey.

Seconded by: Commissioner Clemente.

Approved: Unanimous - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

The Department notified the Commission of the revocations or suspensions carried out pursuant to the Parental Responsibility Act, those who have failed to pay a penalty assessment citation within 30 days, those who failed to appear in court on a wildlife citation, individuals who have pending civil assessments and the Interstate Wildlife Violator Compact. The Department also presented the individuals that meet established criteria for the revocation of their hunting, fishing, trapping, guiding and outfitting privileges or other privileges or authorities granted by an agreement, license or permit issued by the Department.

Motion: To accept the revocation recommendations as submitted by the Department.

Motion by: Commissioner Salazar Hickey.

Seconded by: Commissioner Clemente.

Approved: Unanimous - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

AGENDA ITEM NO. 6: General Public Comments

09:19:06 AM (00:05:24)

AGENDA ITEM NO. 7: Subsequent Discussion of Bear and Cougar Rule 19.31.11 NMAC

10:13:35 AM (00:48:16)

The Department presented proposed changes to the Bear and Cougar rule (19.31.11 NMAC) based on public comment, harvest data and biological data collected from research in New Mexico and recent literature. Proposed changes will include aligning harvest limits with recent biological data.

AGENDA ITEM NO. 8: Subsequent Discussion of the Furbearers Rule 19.32.2 NMAC

11:13:33 AM (01:42:10)

The Department presented proposed changes to the Trapping and Furbearer rule (19.32.2 NMAC) based on public comment, harvest and biological data collected and information from recent literature. The initial proposed change is to make the Trapping and Furbearer rule a permanently closed rule.

AGENDA ITEM NO. 9: Initial Discussion of Hunter Education Rule 19.36.3 NMAC

11:25:11 a.m. (01:53:48)

The Department presented and discussed the Hunter Education rule (19.36.3 NMAC). Rule clarification is needed to address recent advances in available technology that allow very young children to take and pass an online Hunter Education course and apply for the big game draw in New Mexico.

AGENDA ITEM NO. 10: Initial Discussion of Updates to the State Wildlife Action Plan

11:55:59 a.m. (02:24:36)

The Department notified the Commission of the start of the New Mexico State Wildlife Action Plan review and revision process.

AGENDA ITEM NO. 11: Financial Overview and Budget Request Approval (Action Item)

1:15:54 p.m. (02:31:37)

The Department presented financial data for discussion purposes. The presentation included operating budget expenditures and revenue data related to license sales, federal revenue and other revenue generated by the Department. In addition, the Department presented and discussed the proposed Fiscal Year (FY) 2025 Operating Budget Request for Commission review, approval and certification. The Department must seek final approval from the Commission for submission by the statutory deadline of Sept. 1, 2023.

Motion: To approve the Department's Fiscal Year 2025 Operating Budget and allow Department staff to make technical adjustments and changes necessary to incorporate assessment rate changes provided to the Department and other executive agencies after this meeting, and prior to the statutory deadline.

Motion by: Commissioner Fulfer.

Seconded by: Commissioner Salazar Hickey.

Approved: Approved – Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

Opposed: Vice-chairman Lopez.

Motion passes.

AGENDA ITEM NO. 12: Fisheries Rule 19.31.4 NMAC Hearing (Action Item)

1:45:23 p.m. (03:01:06)

The passage of HB 197 during the 2023 Legislative Session expanded the number of days by which the Director may designate, with Game Commission approval, free fishing in New Mexico. This agenda item was a rule-making hearing for the Commission to amend the Fisheries rule to comply with this newly enacted law.

Motion: To amend the 19.31.4.16 NMAC of the Fisheries rule as presented by the Department with an effective date of Sept. 12, 2023, and allow the Department to make minor corrections to comply with filing this rule with State Records and Archives.

Motion by: Commissioner Salazar Hickey.

Seconded by: Commissioner Clemente.

Approved: Unanimous - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

AGENDA ITEM NO. 13: Shooting Preserve Application – Caprock Roosters, LLC (Action Item)

1:55:47 p.m. (03:11:30)

Under 17-3-36 NMSA 1978, the State Game Commission may issue licenses authorizing the establishment and operation of regulated propagated game bird shooting preserves on private lands when in the judgment of the Commission such areas will not conflict with any reasonable prior interest. Caprock Roosters, LLC. has applied for such a shooting preserve.

Motion: To approve a shooting preserve on 160 acres of the Soryn Wands property (Caprock Roosters, LLC.) located in Quay County, as presented by the Department.

Motion by: Commissioner Salazar Hickey.

Seconded by: Commissioner Clemente.

Approved: Unanimous - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer, Commissioner Garcia and Commissioner Salazar Hickey.

AGENDA ITEM NO. 14: Summary of Stream Access Discussion with Water and Natural Resources Interim Committee

2:03:34 p.m. (03:19:17)

The Department presented a summary of recent testimony before the Water and Natural Resource Interim Legislative Committee regarding stream access.

AGENDA ITEM NO. 15: General Public Comments

2:26:18 p.m. (03:42:01)

AGENDA ITEM NO. 16: Executive Session (Closed to the Public)

2:29:52 p.m. (03:45:35)

Motion: Move to adjourn into executive session, closed to the public, pursuant to Section 10-15-1(H)(8) NMSA 1978, to discuss property purchase, acquisition or disposal; Section 10-15-1(H)(7) NMSA 1978, attorney-client privilege, litigation update (discussion).

Motion by: Commissioner Clemente.

Seconded by: Commissioner Garcia.

Approved: Approved - Vice-chairman Lopez, Commissioner Clemente, Commissioner Fulfer and Commissioner Garcia.

Absent: Commissioner Salazar Hickey.

AGENDA ITEM NO. 17: Actions on Items from Executive Session (Action Item)

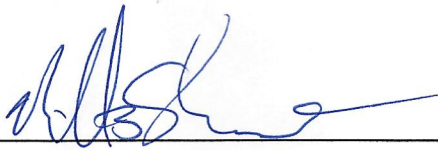
2:52:23 p.m. (03:46:36)

AGENDA ITEM NO. 18: Adjourn

2:52:56 p.m. (03:47:09)

APPROVAL OF MINUTES
NEW MEXICO STATE GAME COMMISSION

August 25, 2023
City of Raton Commission Chambers
224 Savage Avenue
Raton, New Mexico 87740



Michael B. Sloane, Director

10/27/2023

Date



Tirzio Lopez, Vice Chair

New Mexico State Game Commission

10-27-23

Date