

STATE GAME COMMISSION MEETING AND RULE MAKING NOTICE

The New Mexico State Game Commission (“Commission”) will be hosting a meeting and rule hearing on Thursday August 12, 2021 beginning at 9:00 a.m. at the New Mexico State Capital, 490 Old Santa Fe Trail, Santa Fe, NM 87501. The purpose of this meeting is to hear and consider action as appropriate on the following: presentation of proposed changes to the Migratory Game Bird rule.

Synopsis:

The proposal is to amend the Migratory Game Bird rule, 19.31.6 NMAC, which will become effective September 1, 2021. The most recent Migratory Game Bird rule expired on March 31, 2021.

The proposed new rule will include changes to regular waterfowl season dates, and an increase to the sandhill crane allocation based on fall population data.

A full text of changes will be available on the Department’s website at: www.wildlife.state.nm.us.

Interested persons may submit comments on the proposed changes to the Migratory Game Bird rule at DGF-waterfowl@state.nm.us; or individuals may submit written comments to the physical address below. Comments are due by 8:00 a.m. on August 11, 2021. The final proposed rule will be voted on by the Commission during a public meeting on August 12, 2021. Interested persons may also provide data, views or arguments, orally or in writing, at the public rule hearing to be held on August 12, 2021.

Full copies of text of the proposed new rule, technical information related to proposed rule changes, and the agenda can be obtained from the Office of the Director, New Mexico Department of Game and Fish, 1 Wildlife Way, Santa Fe, New Mexico 87507, or from the Department’s website at www.wildlife.state.nm.us/commission/proposals-under-consideration/. This agenda is subject to change up to 72 hours prior to the meeting. Please contact the Director’s Office at (505) 476-8000, or the Department’s website at www.wildlife.state.nm.us for updated information.

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 the Department at (505) 476-8000 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Department at 505-476-8000 if a summary or other type of accessible format is needed.

Legal authority for this rulemaking can be found in the General Powers and Duties of the State Game Commission 17-1-14, et seq. NMSA 1978; Commission’s Power to establish rules and regulations 17-1-26, et seq. NMSA 1978.

Clean copy – Initial Proposed Rule

**TITLE 19 NATURAL RESOURCES AND WILDLIFE
CHAPTER 31 HUNTING AND FISHING
PART 6 MIGRATORY GAME BIRD**

19.31.6.1 ISSUING AGENCY: New Mexico department of game and fish.
[19.31.6.1 NMAC - Rp, 19.31.6.1 NMAC, 9/1/2021]

19.31.6.2 SCOPE: Sportspersons interested in migratory game bird management and hunting. Additional requirements may be found in Chapter 17 NMSA 1978 and Title 19 NMAC.
[19.31.6.2 NMAC - Rp, 19.31.6.2 NMAC, 9/1/2021]

19.31.6.3 STATUTORY AUTHORITY: Section 17-1-14 and 17-1-26 NMSA 1978 provide that the New Mexico state game commission has the authority to establish rules and regulations that it may deem necessary to carry out the purpose of Chapter 17 NMSA 1978 and all other acts pertaining to protected mammals, birds and fish.
[19.31.6.3 NMAC - Rp, 19.31.6.3 NMAC, 9/1/2021]

19.31.6.4 DURATION: September 1, 2021 - March 31, 2022.
[19.31.6.4 NMAC - Rp, 19.31.6.4 NMAC, 9/1/2021]

19.31.6.5 EFFECTIVE DATE: September 1, 2021, unless a later date is cited at the end of a section.
[19.31.6.5 NMAC - Rp, 19.31.6.5 NMAC, 9/1/2021]

19.31.6.6 OBJECTIVE: Establishing open hunting seasons, regulations, rules and procedures governing the issuance of migratory game bird licenses and permits by the department.
[19.31.6.6 NMAC - Rp, 19.31.6.6 NMAC, 9/1/2021]

19.31.6.7 DEFINITIONS:

A. "Bernardo pond unit" shall mean that portion of Bernardo wildlife management area 600 feet south of U.S. 60 and west of the unit 7 drain.

B. "Bernardo youth unit" shall mean that portion of Bernardo wildlife management area immediately south of the Quagmire and east of the unit 7 drain.

C. "Central flyway" shall mean that portion of New Mexico east of the continental divide.

D. "Dark goose" shall mean Canada goose or white-fronted goose.

E. "Department" shall mean the New Mexico department of game and fish.

F. "Director" shall mean the director of the New Mexico department of game and fish.

G. "Dove north zone" or "north zone" shall mean that portion of New Mexico north of Interstate 40 from the Arizona-New Mexico border to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

H. "Dove south zone" or "south zone" shall mean that portion of New Mexico south of Interstate 40 from the Arizona-New Mexico border to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

I. "Eastern New Mexico sandhill crane hunt area" or "eastern" shall mean that area in the following counties: Chaves, Curry, De Baca, Eddy, Lea, Quay and Roosevelt.

J. "Estancia valley sandhill crane hunt area" or "EV" shall mean that area beginning at Mountainair bounded on the west by N.M. highway 55 north to N.M. 337, north to N.M. 14, and north to Interstate 25; on the north by Interstate 25 east to U.S. 285; on the east by U.S. 285 south to U.S. 60; and on the south by U.S. 60 from U.S. 285 west to N.M. 55 in Mountainair.

K. "Falconry" shall mean hunting migratory game birds using raptors.

L. "Federal youth waterfowl hunting days" shall mean the special seasons where only those 17 years of age and younger may hunt ducks and geese. A supervising adult at least 18 years of age must accompany the youth hunter. The adult may not hunt ducks, but may participate in other seasons that are open on the special youth days.

M. "Light geese" shall mean snow geese, blue phase snow geese and Ross's geese.

N. "Light goose conservation order" shall mean those methods, bag and possession limits, and dates approved by the U.S. fish and wildlife service towards reducing over-abundant light goose populations.

O. "Middle Rio Grande valley (MRGV) dark goose hunt area" shall mean Sierra, Socorro and Valencia counties.

P. "Middle Rio Grande valley (MRGV) sandhill crane hunt area" shall mean Valencia and Socorro counties.

Q. "Migratory game bird" shall mean band-tailed pigeon, mourning dove, white-winged dove, sandhill crane, American coot, common moorhen/gallinule, snipe, ducks, geese, sora, purple gallinule and Virginia rail.

R. "North zone" shall mean that portion of the Pacific flyway north of Interstate 40, and that portion of the central flyway north of Interstate 40 from the continental divide to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

S. "Pacific flyway" shall mean that portion of New Mexico west of the continental divide.

T. "Possession limit" shall mean the number of birds in a person's possession regardless of the location stored.

U. "Quagmire" shall mean that portion of Bernardo wildlife management area 600 feet south of U.S. 60 and east of the unit 7 drain.

V. "South zone" shall mean that portion of the Pacific flyway south of Interstate 40, and that portion of the central flyway south of Interstate 40 from the continental divide to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

W. "Southwest band-tailed pigeon hunting area" or "southwest BPHA" shall mean that portion of New Mexico both south of U.S. 60 and west of Interstate 25.

X. "Southwest New Mexico sandhill crane hunt area" or "SW" shall mean that area bounded on the south by the New Mexico-Mexico border; on the west by the New Mexico-Arizona border north to Interstate 10; on the north by Interstate 10 east to U.S. 180, north to N.M. 26, east to N.M. 27, north to N.M. 152, and east to Interstate 25; on the east by Interstate 25 south to Interstate 10, west to the Luna county line, and south to the New Mexico-Mexico border.

Y. "Wildlife management areas" or "WMAs" shall mean those areas as described in 19.34.5 NMAC, Wildlife Management Areas.

[19.31.6.7 NMAC - Rp, 19.31.6.7 NMAC, 9/1/2021]

19.31.6.8 ADJUSTMENT OF SANDHILL CRANE PERMITS: The director, with verbal concurrence of the chairperson or their designee, may adjust the number of permits to address significant changes in harvest levels. This adjustment may be applied to any or all of the entry hunt codes.

[19.31.6.8 NMAC - Rp, 19.31.6.8 NMAC, 9/1/2021]

19.31.6.9 LICENSE AND APPLICATION REQUIREMENTS:

A. License: A Harvest Information Program (HIP) number shall be required. Waterfowl hunters 16 years of age and older are required to have in their possession a federal migratory bird hunting and conservation stamp (duck stamp). It shall be unlawful to take or attempt to take migratory birds without a HIP number, or duck stamp if required.

(1) Any person taking or attempting to take sandhill cranes in the eastern hunt area must have a valid license and a free sandhill crane hunting permit obtained from department offices or website.

(2) For EV sandhill crane, MRGV sandhill crane, MRGV youth-only sandhill crane and SW sandhill crane: in addition to a valid license, a special permit obtained by drawing shall be required.

(3) For the light goose conservation order: in addition to a valid license, a free light goose conservation order permit obtained from department offices or website shall be required.

(4) For band-tailed pigeon hunting: in addition to a valid license, a free band-tailed pigeon permit obtained from department offices or website shall be required.

B. Valid dates of license or permit: All permits and licenses shall be valid only for the dates, legal sporting arms, bag limit and area printed on the permit or license.

C. Applications: Applications for EV sandhill crane, MRGV sandhill crane, SW sandhill crane and MRGV youth-only sandhill crane hunt permits shall be submitted via the department website.

(1) No more than four persons may apply per application. For the MRGV youth-only sandhill crane hunt, no more than two persons may apply per application.

(2) Applicants may apply for a first, second and third choice of seasons, if applicable. A maximum of one permit per species hunt code will be awarded to successful applicants unless otherwise specifically allowed by rule.

(3) The application deadline date for the EV, MRGV, MRGV youth-only and SW sandhill crane hunt permits shall be on date(s) set by the state game commission. If any permits are available after the drawing, those permits may be sold online via a secondary sale.

D. Youth hunts: Only applicants who have not reached their 18th birthday by the opening day of the hunt are eligible to apply for or participate in a youth-only hunt.
[19.31.6.9 NMAC - Rp, 19.31.6.9 NMAC, 9/1/2021]

19.31.6.10 MANNER AND METHODS FOR MIGRATORY GAME BIRDS:

A. Hours: Migratory game birds may be hunted or taken only during the period from one-half hour before sunrise to sunset, unless otherwise specifically allowed or restricted by rule.

(1) On the Bottomless lakes overflow, and Bernardo, Casa Colorada, Jackson lake, La Joya and W.S. Huey WMAs, hunting hours shall mean from one-half hour before sunrise to 1:00 p.m. unless otherwise stated in rule. For hunting September teal on Bernardo and La Joya WMAs, hunting hours are from one-half hour before sunrise to sunset.

(2) During the light goose conservation order hunt dates, hunting hours shall mean from one-half hour before sunrise to one-half hour after sunset, excluding the WMAs listed in Paragraph (1) above.

B. Seizure: Any officer authorized to enforce Chapter 17 NMSA 1978 and state game commission rules shall seize any migratory game birds or parts that are illegally obtained or possessed.

C. Lands and waters owned, administered, controlled, or managed by the state game commission:

(1) State wildlife management areas open, species that can be hunted, and days open for hunting (use of vehicles will be restricted to designated areas):

(a) Bernardo WMA:

(i) That portion of the Bernardo WMA south of U.S. 60 is open to teal hunting each day of the September teal season and the federal youth waterfowl days. That portion of the Bernardo WMA north of U.S. 60 is closed except during the light goose conservation order.

(ii) The Quagmire shall be open only on Tuesday, Thursday and Sunday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(iii) The Bernardo pond unit shall be open for general waterfowl hunting on Monday, Wednesday and Saturday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(iv) The Bernardo youth unit shall be open for youth waterfowl hunting on Monday, Wednesday and Saturday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(b) The Edward Sargent, W. A. Humphries, Rio Chama, Urraca, Colin Neblett, Water canyon, Marquez and Elliot S. Barker WMAs shall be open for hunting dove and band-tailed pigeon during established seasons.

(c) The portion of Jackson lake WMA west of N.M. 170 shall be open on Mondays, Wednesdays and Saturdays to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe. The portion of Jackson lake WMA east of N.M. 170 shall be open to falconry-only migratory game bird hunting during established seasons.

(d) The lesser prairie-chicken management areas shall be open to hunt dove during established seasons.

(e) La Joya WMA:

(i) the entire La Joya WMA shall be open to teal hunting each day of the September teal season and each day of the federal youth waterfowl days;

(ii) that portion of La Joya WMA north of the main east/west entrance road and west of the railroad tracks shall be open on Saturdays, Mondays and Wednesdays to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule;

(iii) that portion of La Joya WMA south of the main east/west entrance road and west of the railroad tracks shall be open on Sunday, Tuesday and Thursday to hunt ducks, geese, Virginia rail,

sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule;

(iv) that portion of La Joya WMA east of the railroad tracks shall be open to hunt dove, ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons.

(f) The Charette lake, McAllister lake, Wagon Mound, Tucumcari and Socorro-Escondida WMAs shall be open for all migratory game bird hunting during established seasons.

(g) The William S. Huey WMA shall be open for dove hunting on Monday, Wednesday and Saturday during established seasons.

(2) The Hammond tract and Retherford tract WMAs shall be open for waterfowl hunting during established seasons.

(3) All WMAs shall be open to falconry waterfowl hunting each day of the established falconry season, unless otherwise restricted by rule.

[19.31.6.10 NMAC - Rp, 19.31.6.10 NMAC, 9/1/2021]

19.31.6.11 SPECIES, OPEN AREAS, SEASON DATES AND DAILY BAG LIMITS: 2021-2022 season, all dates are 2021 unless otherwise specified. Possession limits are three times the daily bag limit unless otherwise specified.

species	open areas	season dates	daily bag limit
mourning and white-winged dove	north zone	Sept. 1 - Nov. 29	15 (singly or in aggregate)
	south zone	Sept. 1 - Oct. 28 and Dec. 1 - Jan. 1, 2022	
band-tailed pigeon	southwest BPHA	Oct. 1 - 14	2
	statewide except southwest BPHA	Sept. 1 - 14	
regular season sandhill crane (free permit required)	eastern	Oct. 30 - Jan. 30, 2022	3 (6 in possession)
CENTRAL FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.			
species		season dates	daily bag limit
September teal: blue-winged teal, green-winged teal, and cinnamon teal		Sept. 11 - 19	6 (singly or in the aggregate)
ducks	north zone:	Oct. 9 - Jan. 12, 2022	6 (singly or in the aggregate); that consists of no more than 5 mallard of which only 2 may be female mallard, (Mexican-like ducks are included towards the mallard bag limit), 3 wood duck, 3 scaup, 2 redhead, 2 hooded merganser, 1 pintail and 2 canvasback
	south zone:	Oct. 28 - Jan. 31, 2022	
youth waterfowl days	north zone:	Sept. 25 - 26	
	south zone:	Oct. 2 - 3	
American coot	north zone:	Oct. 9 - Jan. 12, 2022	15
	south zone:	Oct. 28 - Jan. 31, 2022	
common moorhen/gallinule and purple gallinule		Sept. 11 - Nov. 19	1
snipe		Oct. 9 - Jan. 23, 2022	8
Virginia rail & sora		Sept. 11 - Nov. 19	10 (singly or in the aggregate); 20 in possession
dark goose: Canada & white-fronted geese (regular season closed in Sierra, Socorro and Valencia counties)		Oct. 17 - Jan. 31, 2022	5
dark goose: special MRGV season		Dec. 19 - Jan. 31, 2022	2 (2 per season)
light goose: Ross's & snow geese		Oct. 17 - Jan. 31, 2022	50 (no possession limit)

light goose conservation order	Feb. 1 - Mar. 10, 2022	no bag or possession limit
PACIFIC FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.		
species	season dates	daily bag limit
youth waterfowl days	Oct. 2 - 3	7 (singly or in the aggregate); that consists of no more than 2 female mallard, 2 redhead, 1 pintail and 2 canvasback
ducks	Oct. 19 - Jan. 31, 2022	
scaup	Oct. 19 - Jan. 12, 2022	2 (as part of the aggregate duck bag)
American coot and common moorhen/gallinule	Oct. 19 - Jan. 31, 2022	25 daily (singly or in the aggregate)
snipe	Oct. 17 - Jan. 31, 2022	8
Virginia rail & sora	Sept. 11 - Nov. 19	25 daily (singly or in the aggregate)
goose	north zone: Sept. 25 - Oct. 10 and Nov. 2 - Jan. 31, 2022	4 Canada geese, 10 white-fronted geese and 20 light geese
	south zone: Oct. 17 - Jan. 31, 2022	

[19.31.6.11 NMAC - Rp, 19.31.6.11 NMAC, 9/1/2021]

19.31.6.12 FALCONRY SEASONS: 2021-2022 season, all dates are 2021 unless otherwise specified. Bag limits are three singly or in the aggregate and nine in possession unless otherwise specified.

CENTRAL FLYWAY		
species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2022
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2022
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
sora and Virginia rail	all	Sept. 11 - Dec. 26
snipe	all	Oct. 9 - Jan. 23, 2022
common moorhen/gallinule and purple gallinule	all	Sept. 11 - Dec. 26
ducks	north	Sept. 11 - 19 and Oct. 9 - Jan 12, 2022
	south	Sept. 11 - 19 and Oct. 28 - Jan 31, 2022
goose (light and dark)	all	Oct. 17 - Jan. 31, 2022
goose (dark)	MRGV	Dec. 19 - Jan. 31, 2022
sandhill crane	regular (eastern)	Oct. 16 - Jan. 30, 2022; 3 (6 in possession)
	Estancia valley	Oct. 30 - Dec. 28; 3 (6 in possession)
PACIFIC FLYWAY		
species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2022
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2022
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
ducks	all	Oct. 19 - Jan. 31, 2022
scaup	all	Oct. 19 - Jan. 12, 2022
goose (all)	north	Sept. 25 - Oct. 10 and Nov. 2 - Jan. 31, 2022
	south	Oct. 17 - Jan. 31, 2022
snipe	all	Oct. 17 - Jan. 31, 2022
coots and common moorhen/gallinule	all	Oct. 19 - Jan. 31, 2022
sora and Virginia rail	all	Sept. 11 - Nov. 19

[19.31.6.12 NMAC - Rp, 19.31.6.12 NMAC, 9/1/2021]

19.31.6.13 FEDERAL YOUTH WATERFOWL HUNTING DAYS: Requirements for youth hunters to participate in this hunt are as follows:

A. An adult, 18 years of age or older, must accompany the youth hunter in the field (the adult may not hunt ducks but may participate in other seasons that are open on the special youth days).

B. Only ducks, coots, and common moorhens/gallinules may be taken by the youth hunter (sandhill cranes, geese or any other migratory game bird species may not be taken unless the season is open).

[19.31.6.13 NMAC - Rp, 19.31.6.13 NMAC, 9/1/2021]

19.31.6.14 REQUIREMENTS FOR THE SPECIAL BERNARDO YOUTH WATERFOWL UNIT:

Blind selection will be available on a first-come, first-serve basis from one-half hour before sunrise to 1:00 p.m. Youth hunters must be accompanied by a supervising adult who may not hunt. A maximum of four people is allowed per blind, at least half of which must be youth hunters.

[19.31.6.14 NMAC - Rp, 19.31.6.14 NMAC, 9/1/2021]

19.31.6.15 SEASON DATES, OPEN AREAS, BAG LIMITS, HUNT CODES AND PERMIT NUMBERS FOR THE SPECIAL ESTANCIA VALLEY, MIDDLE RIO GRANDE VALLEY AND SOUTHWEST NEW MEXICO SANDHILL CRANE SEASONS:

A. The daily bag limit is 3. The possession limit is twice the daily bag limit, except for the MRGV youth-only hunt where the bag and possession limits are 3. The hunting seasons for 2021-2022 are:

hunt location	hunt dates	hunt code	permits
EV	Oct. 30 - Nov. 2 and Nov. 4 - Nov. 7	SCR-0-101	65
MRGV	Nov. 13 - 14	SCR-0-102	75
MRGV	Nov. 27 - Nov. 28	SCR-0-103	70
MRGV	Dec. 11 - 12	SCR-0-104	70
MRGV	Jan. 8 - 9, 2022	SCR-0-105	65
MRGV	Jan. 15 - 16, 2022	SCR-0-106	65
MRGV, youth-only	Nov. 20	SCR-0-107	24
SW	Oct. 30 - Nov. 7	SCR-0-108	70
SW	Jan. 8 - 9, 2022	SCR-0-109	60

B. Hunters who participate in the MRGV season shall be required to check-out at designated check stations when they harvest any sandhill cranes.

C. The department may cancel one or more EV, MRGV or SW sandhill crane hunts if harvest is expected to exceed our federal allocation of greater sandhill cranes.

[19.31.6.15 NMAC - Rp, 19.31.6.15 NMAC, 9/1/2021]

HISTORY OF 19.31.6 NMAC:

Pre-NMAC Filing History: The material in this part was derived from that previously filed with the State Records Center & Archives under: Regulation No. 486, Establishing 1967 Seasons On Quail, Pheasants, Prairie Chickens, and Lesser Sandhill (Little Brown) Crane And Additional Seasons On Migratory Waterfowl, filed 9/22/67; Regulation No. 494, Establishing 1968 Seasons On Migratory Waterfowl, Common Snipe, Lesser Sandhill Crane, Scaled, Gambel's, And Bobwhite Quail, Pheasants, And Prairie Chickens, filed 10/2/68; Regulation No. 508, Establishing 1969 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Scaled, Gambel's And Bobwhite Quail, Pheasants, And Prairie Chickens, filed 9/19/69; Regulation No. 527, Establishing 1971 Seasons On Migratory Waterfowl And Lesser Sandhill Cranes, filed 9/10/71; Regulation No. 540, Establishing 1972 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, And Wilson's Swipe, filed 9/26/72; Regulation No. 551, Establishing

1973 Seasons On Migratory Waterfowl And Lesser Sandhill Crane, filed 8/20/73; Regulation No. 560, Establishing 1974 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 8/21/74; Regulation No. 570, Establishing 1975 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 9/5/75; Regulation No. 578, Establishing 1976 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 8/31/1976; Regulation No. 588, Establishing 1977 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 9/6/1977; Regulation No. 594, Establishing 1978 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/11/1978; Regulation No. 601, Establishing 1979 Seasons on Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 8/30/1979; Regulation No. 606, Establishing 1980 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/3/80; Regulation No. 611, Establishing 1981 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/4/1981; Regulation No. 616, Establishing 1982 Seasons On Migratory Waterfowl, Quail, Pheasants, And Prairie Chickens, filed 9/3/1982; Regulation No. 626, Establishing 1983 Seasons On Migratory Waterfowl, Quail, Pheasants, And Prairie Chickens, filed 9/7/1983; Regulation No. 631, Establishing 1984 Seasons On Migratory Waterfowl, filed 8/31/1984; Regulation No. 638, Establishing 1985 Seasons On Migratory Waterfowl, filed 9/11/1985; Regulation No. 643, Establishing 1986-1987 Seasons On Migratory Birds, filed 8/24/1987; Regulation No. 660, Establishing 1988-1989 Seasons On Migratory Birds, filed 6/28/1988; Regulation No. 669, Establishing 1989-1990 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Sandhill Crane, Band-tailed Pigeon, Dove, And Setting Falconry Seasons, filed 10/5/1989; Regulation No. 680, Establishing 1990-1991 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 9/28/1990; Regulation No. 687, Establishing 1991-1992 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 8/6/1991; Regulation No. 698, Establishing 1991-92 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 8/6/1991; Regulation No. 698, Establishing 1992-1993 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry seasons, filed 9/15/1992; Regulation No. 704, Establishing 1993-1994 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 3/11/1993; Regulation No. 707, Establishing The 1994-1995, 1995-1996, 1996-1997 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe, And Setting Falconry Seasons, filed 7/28/1994; Regulation No. 708, Establishing The 1994-1995, 1995-1996, And 1996-1997 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe, And Setting Falconry Seasons, filed 9/7/1994.

NMAC History:

19 NMAC 31.6, Waterfowl, filed 8/31/1995
19.31.6 NMAC, Waterfowl, filed 8/15/2000
19.31.6 NMAC, Waterfowl, filed 8/26/2002
19.31.6 NMAC, Waterfowl, filed 8/12/2003
19.31.6 NMAC, Waterfowl, filed 8/2/2004
19.31.6 NMAC, Waterfowl, filed 8/8/2005
19.31.6 NMAC, Waterfowl, filed 8/1/2006
19.31.6 NMAC, Waterfowl, filed 8/16/2007
19.31.6 NMAC, Migratory Game Bird, filed 8/13/2008
19.31.6 NMAC, Migratory Game Bird, filed 8/17/2009
19.31.6 NMAC, Migratory Game Bird, filed 8/2/2010
19.31.6 NMAC, Migratory Game Bird, filed 8/1/2011
19.31.6 NMAC, Migratory Game Bird, filed 8/14/2012
19.31.6 NMAC, Migratory Game Bird, filed 8/29/2013

History of Repealed Material:

19.31.6 NMAC, Waterfowl, filed 8/15/2000 - duration expired 3/31/2002
19.31.6 NMAC, Waterfowl, filed 8/26/2002 - duration expired 3/31/2003
19.31.6 NMAC, Waterfowl, filed 8/12/2003 - duration expired 3/31/2004
19.31.6 NMAC, Waterfowl, filed 8/2/2004 - duration expired 3/31/2005
19.31.6 NMAC, Waterfowl, filed 8/8/2005 - duration expired 3/31/2006
19.31.6 NMAC, Waterfowl, filed 8/1/2006 - duration expired 3/31/2007

19.31.6 NMAC, Waterfowl, filed 8/16/2007 - duration expired 3/31/2008
19.31.6 NMAC, Migratory Game Bird, filed 8/13/2008 - duration expired 3/31/2009
19.31.6 NMAC, Migratory Game Bird, filed 8/17/2009 - duration expired 3/31/2010
19.31.6 NMAC, Migratory Game Bird, filed 8/2/2010 - duration expired 3/31/2011
19.31.6 NMAC, Migratory Game Bird, filed 8/1/2011 - duration expired 3/31/2012
19.31.6 NMAC, Migratory Game Bird, filed 8/14/2012 - duration expired 3/31/2013
19.31.6 NMAC, Migratory Game Bird, filed 8/29/2013 - duration expired 3/31/2014
19.31.6 NMAC, Migratory Game Bird, filed 8/31/2014 - duration expired 3/31/2015
19.31.6 NMAC, Migratory Game Bird, filed 9/1/2015 - duration expired 3/31/2016
19.31.6 NMAC, Migratory Game Bird, filed 6/30/2016 - duration expired 3/31/2017
19.31.6 NMAC, Migratory Game Bird, filed 7/27/2017 - duration expired 3/31/2018
19.31.6 NMAC, Migratory Game Bird, filed 7/2/2018 - duration expired 3/31/2019
19.31.6 NMAC, Migratory Game Bird, filed 8/28/2019 - duration expired 3/31/2020
19.31.6 NMAC, Migratory Game Bird, filed 8/13/20- duration expired 3/31/2021

Initial Proposed Rule

TITLE 19 NATURAL RESOURCES AND WILDLIFE CHAPTER 31 HUNTING AND FISHING PART 6 MIGRATORY GAME BIRD

19.31.6.1 ISSUING AGENCY: New Mexico department of game and fish.
[19.31.6.1 NMAC - Rp, 19.31.6.1 NMAC, 9/1/2021]

19.31.6.2 SCOPE: Sportspersons interested in migratory game bird management and hunting. Additional requirements may be found in Chapter 17 NMSA 1978 and Title 19 NMAC.
[19.31.6.2 NMAC - Rp, 19.31.6.2 NMAC, 9/1/2021]

19.31.6.3 STATUTORY AUTHORITY: Section 17-1-14 and 17-1-26 NMSA 1978 provide that the New Mexico state game commission has the authority to establish rules and regulations that it may deem necessary to carry out the purpose of Chapter 17 NMSA 1978 and all other acts pertaining to protected mammals, birds and fish.
[19.31.6.3 NMAC - Rp, 19.31.6.3 NMAC, 9/1/2021]

19.31.6.4 DURATION: September 1, ~~2020~~2021 - March 31, ~~2021~~2022.
[19.31.6.4 NMAC - Rp, 19.31.6.4 NMAC, 9/1/2021]

19.31.6.5 EFFECTIVE DATE: September 1, ~~2020~~2021, unless a later date is cited at the end of a section.
[19.31.6.5 NMAC - Rp, 19.31.6.5 NMAC, 9/1/2021]

19.31.6.6 OBJECTIVE: Establishing open hunting seasons, regulations, rules and procedures governing the issuance of migratory game bird licenses and permits by the department.
[19.31.6.6 NMAC - Rp, 19.31.6.6 NMAC, 9/1/2021]

19.31.6.7 DEFINITIONS:

A. "Bernardo pond unit" shall mean that portion of Bernardo wildlife management area 600 feet south of U.S. 60 and west of the unit 7 drain.

B. "Bernardo youth unit" shall mean that portion of Bernardo wildlife management area immediately south of the Quagmire and east of the unit 7 drain.

C. "Central flyway" shall mean that portion of New Mexico east of the continental divide.

D. "Dark goose" shall mean Canada goose or white-fronted goose.

E. "Department" shall mean the New Mexico department of game and fish.

F. "Director" shall mean the director of the New Mexico department of game and fish.

G. "Dove north zone" or "north zone" shall mean that portion of New Mexico north of Interstate 40 from the Arizona-New Mexico border to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

H. "Dove south zone" or "south zone" shall mean that portion of New Mexico south of Interstate 40 from the Arizona-New Mexico border to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

I. "Eastern New Mexico sandhill crane hunt area" or "eastern" shall mean that area in the following counties: Chaves, Curry, De Baca, Eddy, Lea, Quay and Roosevelt.

J. "Estancia valley sandhill crane hunt area" or "EV" shall mean that area beginning at Mountainair bounded on the west by N.M. highway 55 north to N.M. 337, north to N.M. 14, and north to Interstate 25; on the north by Interstate 25 east to U.S. 285; on the east by U.S. 285 south to U.S. 60; and on the south by U.S. 60 from U.S. 285 west to N.M. 55 in Mountainair.

K. "Falconry" shall mean hunting migratory game birds using raptors.

L. "Federal youth waterfowl hunting days" shall mean the special seasons where only those 17 years of age and younger may hunt ducks and geese. A supervising adult at least 18 years of age must accompany the youth hunter. The adult may not hunt ducks, but may participate in other seasons that are open on the special youth days.

M. "Light geese" shall mean snow geese, blue phase snow geese and Ross's geese.

N. "Light goose conservation order" shall mean those methods, bag and possession limits, and dates approved by the U.S. fish and wildlife service towards reducing over-abundant light goose populations.

O. "Middle Rio Grande valley (MRGV) dark goose hunt area" shall mean Sierra, Socorro and Valencia counties.

P. "Middle Rio Grande valley (MRGV) sandhill crane hunt area" shall mean Valencia and Socorro counties.

Q. "Migratory game bird" shall mean band-tailed pigeon, mourning dove, white-winged dove, sandhill crane, American coot, common moorhen/gallinule, snipe, ducks, geese, sora, purple gallinule and Virginia rail.

R. "North zone" shall mean that portion of the Pacific flyway north of Interstate 40, and that portion of the central flyway north of Interstate 40 from the continental divide to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

S. "Pacific flyway" shall mean that portion of New Mexico west of the continental divide.

T. "Possession limit" shall mean the number of birds in a person's possession regardless of the location stored.

U. "Quagmire" shall mean that portion of Bernardo wildlife management area 600 feet south of U.S. 60 and east of the unit 7 drain.

V. "South zone" shall mean that portion of the Pacific flyway south of Interstate 40, and that portion of the central flyway south of Interstate 40 from the continental divide to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

W. "Southwest band-tailed pigeon hunting area" or "southwest BPHA" shall mean that portion of New Mexico both south of U.S. 60 and west of Interstate 25.

X. "Southwest New Mexico sandhill crane hunt area" or "SW" shall mean that area bounded on the south by the New Mexico-Mexico border; on the west by the New Mexico-Arizona border north to Interstate 10; on the north by Interstate 10 east to U.S. 180, north to N.M. 26, east to N.M. 27, north to N.M. 152, and east to Interstate 25; on the east by Interstate 25 south to Interstate 10, west to the Luna county line, and south to the New Mexico-Mexico border.

Y. "Wildlife management areas" or "WMAs" shall mean those areas as described in 19.34.5 NMAC, Wildlife Management Areas.

[19.31.6.7 NMAC - Rp, 19.31.6.7 NMAC, 9/1/2021]

19.31.6.8 ADJUSTMENT OF SANDHILL CRANE PERMITS: The director, with verbal concurrence of the chairperson or their designee, may adjust the number of permits to address significant changes in harvest levels. This adjustment may be applied to any or all of the entry hunt codes.

[19.31.6.8 NMAC - Rp, 19.31.6.8 NMAC, 9/1/2021]

19.31.6.9 LICENSE AND APPLICATION REQUIREMENTS:

A. License: A Harvest Information Program (HIP) number shall be required. Waterfowl hunters 16 years of age and older are required to have in their possession a federal migratory bird hunting and conservation stamp (duck stamp). It shall be unlawful to take or attempt to take migratory birds without a HIP number, or duck stamp if required.

(1) Any person taking or attempting to take sandhill cranes in the eastern hunt area must have a valid license and a free sandhill crane hunting permit obtained from department offices or website.

(2) For EV sandhill crane, MRGV sandhill crane, MRGV youth-only sandhill crane and SW sandhill crane: in addition to a valid license, a special permit obtained by drawing shall be required.

(3) For the light goose conservation order: in addition to a valid license, a free light goose conservation order permit obtained from department offices or website shall be required.

(4) For band-tailed pigeon hunting: in addition to a valid license, a free band-tailed pigeon permit obtained from department offices or website shall be required.

B. Valid dates of license or permit: All permits and licenses shall be valid only for the dates, legal sporting arms, bag limit and area printed on the permit or license.

C. Applications: Applications for EV sandhill crane, MRGV sandhill crane, SW sandhill crane and MRGV youth-only sandhill crane hunt permits shall be submitted via the department website.

(1) No more than four persons may apply per application. For the MRGV youth-only sandhill crane hunt, no more than two persons may apply per application.

(2) Applicants may apply for a first, second and third choice of seasons, if applicable. A maximum of one permit per species hunt code will be awarded to successful applicants unless otherwise specifically allowed by rule.

(3) The application deadline date for the EV, MRGV, MRGV youth-only and SW sandhill crane hunt permits shall be on date(s) set by the state game commission. If any permits are available after the drawing, those permits may be sold online via a secondary sale.

D. Youth hunts: Only applicants who have not reached their 18th birthday by the opening day of the hunt are eligible to apply for or participate in a youth-only hunt.
[19.31.6.9 NMAC - Rp, 19.31.6.9 NMAC, 9/1/2021]

19.31.6.10 MANNER AND METHODS FOR MIGRATORY GAME BIRDS:

A. Hours: Migratory game birds may be hunted or taken only during the period from one-half hour before sunrise to sunset, unless otherwise specifically allowed or restricted by rule.

(1) On the Bottomless lakes overflow, and Bernardo, Casa Colorada, Jackson lake, La Joya and W.S. Huey WMAs, hunting hours shall mean from one-half hour before sunrise to 1:00 p.m. unless otherwise stated in rule. For hunting September teal on Bernardo and La Joya WMAs, hunting hours are from one-half hour before sunrise to sunset.

(2) During the light goose conservation order hunt dates, hunting hours shall mean from one-half hour before sunrise to one-half hour after sunset, excluding the WMAs listed in Paragraph (1) above.

B. Seizure: Any officer authorized to enforce Chapter 17 NMSA 1978 and state game commission rules shall seize any migratory game birds or parts that are illegally obtained or possessed.

C. Lands and waters owned, administered, controlled, or managed by the state game commission:

(1) State wildlife management areas open, species that can be hunted, and days open for hunting (use of vehicles will be restricted to designated areas):

(a) Bernardo WMA:

(i) That portion of the Bernardo WMA south of U.S. 60 is open to teal hunting each day of the September teal season and the federal youth waterfowl days. That portion of the Bernardo WMA north of U.S. 60 is closed except during the light goose conservation order.

(ii) The Quagmire shall be open only on Tuesday, Thursday and Sunday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(iii) The Bernardo pond unit shall be open for general waterfowl hunting on Monday, Wednesday and Saturday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(iv) The Bernardo youth unit shall be open for youth waterfowl hunting on Monday, Wednesday and Saturday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(b) The Edward Sargent, W. A. Humphries, Rio Chama, Urraca, Colin Neblett, Water canyon, Marquez and Elliot S. Barker WMAs shall be open for hunting dove and band-tailed pigeon during established seasons.

(c) The portion of Jackson lake WMA west of N.M. 170 shall be open on Mondays, Wednesdays and Saturdays to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe. The portion of Jackson lake WMA east of N.M. 170 shall be open to falconry-only migratory game bird hunting during established seasons.

(d) The lesser prairie-chicken management areas shall be open to hunt dove during established seasons.

(e) La Joya WMA:

(i) the entire La Joya WMA shall be open to teal hunting each day of the September teal season and each day of the federal youth waterfowl days;

(ii) that portion of La Joya WMA north of the main east/west entrance road and west of the railroad tracks shall be open on Saturdays, Mondays and Wednesdays to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule;

(iii) that portion of La Joya WMA south of the main east/west entrance road and west of the railroad tracks shall be open on Sunday, Tuesday and Thursday to hunt ducks, geese, Virginia rail,

sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule;

(iv) that portion of La Joya WMA east of the railroad tracks shall be open to hunt dove, ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons.

(f) The Charette lake, McAllister lake, Wagon Mound, Tucumcari and Socorro-Escondida WMAs shall be open for all migratory game bird hunting during established seasons.

(g) The William S. Huey WMA shall be open for dove hunting on Monday, Wednesday and Saturday during established seasons.

(2) The Hammond tract and Retherford tract WMAs shall be open for waterfowl hunting during established seasons.

(3) All WMAs shall be open to falconry waterfowl hunting each day of the established falconry season, unless otherwise restricted by rule.

[19.31.6.10 NMAC - Rp, 19.31.6.10 NMAC, 9/1/2021]

19.31.6.11 SPECIES, OPEN AREAS, SEASON DATES AND DAILY BAG LIMITS: 20202021-20212022 season, all dates are 20202021 unless otherwise specified. Possession limits are three times the daily bag limit unless otherwise specified.

species	open areas	season dates	daily bag limit
mourning and white winged dove	north zone	Sept. 1 – Nov. 29	15 (singly or in aggregate)
	south zone	Sept. 1 – Oct. 28 and Dec. 1 – Jan. 1, 2021	
band tailed pigeon	southwest BPHA	Oct. 1 – 14	2
	statewide except southwest BPHA	Sept. 1 – 14	
regular season sandhill crane (free permit required)	eastern	Oct. 24 – Jan. 24, 2021	3 (6 in possession)
CENTRAL FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.			
species		season dates	daily bag limit
September teal: blue-winged teal, green-winged teal, and cinnamon teal		Sept. 12 – 20	6 (singly or in the aggregate)
ducks	north zone:	Oct. 10 – Jan. 13, 2021	6 (singly or in the aggregate); that consists of no more than 5 mallard of which only 2 may be female mallard, (Mexican like ducks are included towards the mallard bag limit), 3 wood duck, 3 scaup, 2 redhead, 2 hooded merganser, 1 pintail and 2 canvasback
	south zone:	Oct. 28 – Jan. 31, 2021	
youth waterfowl days	north zone:	Sept. 26 – 27	
	south zone:	Oct. 3 – 4	
American coot	north zone:	Oct. 10 – Jan. 13, 2021	15
	south zone:	Oct. 28 – Jan. 31, 2021	
common moorhen/gallinule and purple gallinule		Sept. 12 – Nov. 20	1
snipe		Oct. 10 – Jan. 24, 2021	8
Virginia rail & sora		Sept. 12 – Nov. 20	10 (singly or in the aggregate); 20 in possession
dark goose: Canada & white-fronted geese (regular season closed in Sierra, Socorro and Valencia counties)		Oct. 17 – Jan. 31, 2021	5
dark goose: special MRGV season		Dec. 19 – Jan. 31, 2021	2 (2 per season)
light goose: Ross's & snow geese		Oct. 17 – Jan. 31, 2021	50 (no possession limit)

light goose conservation order	Feb. 1 – Mar. 10, 2021	no bag or possession limit
PACIFIC FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.		
species	season dates	daily bag limit
youth waterfowl days	Oct. 3 – 4	7 (singly or in the aggregate); that consists of no more than 2 female mallard, 2 redhead, 1 pintail and 2 canvasback
ducks	Oct. 19 – Jan. 31, 2021	
seaup	Oct. 17 – Jan. 10, 2021	2 (as part of the aggregate duck bag)
American coot and common moorhen/gallinule	Oct. 19 – Jan. 31, 2021	25 daily (singly or in the aggregate)
snipe	Oct. 17 – Jan. 31, 2021	8
Virginia rail & sora	Sept. 12 – Nov. 20	25 daily (singly or in the aggregate)
goose	north zone: Sept. 26 – Oct. 11 and Nov. 2 – Jan. 31, 2021 south zone: Oct. 17 – Jan. 31, 2021	4 Canada geese, 10 white fronted geese and 20 light geese

species	open areas	season dates	daily bag limit
mourning and white-winged dove	north zone south zone	Sept. 1 - Nov. 29 Sept. 1 - Oct. 28 and Dec. 1 - Jan. 1, 2022	15 (singly or in aggregate)
band-tailed pigeon	southwest BPHA statewide except southwest BPHA	Oct. 1 - 14 Sept. 1 - 14	2
regular season sandhill crane (free permit required)	eastern	Oct. 30 - Jan. 30, 2022	3 (6 in possession)

CENTRAL FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.		
species	season dates	daily bag limit
September teal: blue-winged teal, green-winged teal, and cinnamon teal	Sept. 11 - 19	6 (singly or in the aggregate)
ducks	north zone: Oct. 9 - Jan. 12, 2022 south zone: Oct. 28 - Jan. 31, 2022	6 (singly or in the aggregate); that consists of no more than 5 mallard of which only 2 may be female mallard. (Mexican-like ducks are included towards the mallard bag limit), 3 wood duck, 3 scaup, 2 redhead, 2 hooded merganser, 1 pintail and 2 canvasback
youth waterfowl days	north zone: Sept. 25 - 26 south zone: Oct. 2 - 3	
American coot	north zone: Oct. 9 - Jan. 12, 2022 south zone: Oct. 28 - Jan. 31, 2022	15
common moorhen/gallinule and purple gallinule	Sept. 11 - Nov. 19	1
snipe	Oct. 9 - Jan. 23, 2022	8
Virginia rail & sora	Sept. 11 - Nov. 19	10 (singly or in the aggregate); 20 in possession
dark goose: Canada & white-fronted geese (regular season closed in Sierra, Socorro and Valencia counties)	Oct. 17 - Jan. 31, 2022	5
dark goose: special MRGV season	Dec. 19 - Jan. 31, 2022	2 (2 per season)
light goose: Ross's & snow geese	Oct. 17 - Jan. 31, 2022	50 (no possession limit)
light goose conservation order	Feb. 1 - Mar. 10, 2022	no bag or possession limit

PACIFIC FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.		
species	season dates	daily bag limit
youth waterfowl days	Oct. 2 - 3	7 (singly or in the aggregate); that consists of no more than 2 female mallard, 2 redhead, 1 pintail and 2 canvasback
ducks	Oct. 19 - Jan. 31, 2022	
scaup	Oct. 19 - Jan. 12, 2022	2 (as part of the aggregate duck bag)
American coot and common moorhen/gallinule	Oct. 19 - Jan. 31, 2022	25 daily (singly or in the aggregate)
snipe	Oct. 17 - Jan. 31, 2022	8
Virginia rail & sora	Sept. 11 - Nov. 19	25 daily (singly or in the aggregate)
goose	north zone: Sept. 25 - Oct. 10 and Nov. 2 - Jan. 31, 2022	4 Canada geese, 10 white-fronted geese and 20 light geese
	south zone: Oct. 17 - Jan. 31, 2022	

[19.31.6.11 NMAC - Rp, 19.31.6.11 NMAC, 9/1/2021]

19.31.6.12 FALCONRY SEASONS: ~~2020~~**2021-2021-2022** season, all dates are ~~2020~~**2021** unless otherwise specified. Bag limits are three singly or in the aggregate and nine in possession unless otherwise specified.

CENTRAL FLYWAY		
species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2021
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2021
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
sora and Virginia rail	all	Sept. 12 - Dec. 27
snipe	all	Oct. 10 - Jan. 24, 2021
common moorhen/gallinule and purple gallinule	all	Sept. 12 - Dec. 27
ducks	north	Sept. 12 - 20 and Oct. 10 - Jan. 13, 2021
	south	Sept. 12 - 20 and Oct. 28 - Jan. 31, 2021
goose (light and dark)	all	Oct. 17 - Jan. 31, 2021
goose (dark)	MRGV	Dec. 19 - Jan. 31, 2021
sandhill crane	regular (eastern)	Oct. 10 - Jan. 24, 2021; 3 (6 in possession)
	Estancia valley	Oct. 24 - Dec. 22; 3 (6 in possession)
PACIFIC FLYWAY		
species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2021
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2021
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
ducks	all	Oct. 19 - Jan. 31, 2021
scaup	all	Oct. 17 - Jan. 10, 2021
goose (all)	north	Sept. 26 - Oct. 11 and Nov. 2 - Jan. 31, 2021
	south	Oct. 17 - Jan. 31, 2021
snipe	all	Oct. 17 - Jan. 31, 2021
coots and common moorhen/gallinule	all	Oct. 19 - Jan. 31, 2021
sora and Virginia rail	all	Sept. 12 - Nov. 20
CENTRAL FLYWAY		

species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2022
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2022
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
sora and Virginia rail	all	Sept. 11 - Dec. 26
snipe	all	Oct. 9 - Jan. 23, 2022
common moorhen/gallinule and purple gallinule	all	Sept. 11 - Dec. 26
ducks	north	Sept. 11 - 19 and Oct. 9 - Jan 12, 2022
	south	Sept. 11 - 19 and Oct. 28 - Jan 31, 2022
goose (light and dark)	all	Oct. 17 - Jan. 31, 2022
goose (dark)	MRGV	Dec. 19 - Jan. 31, 2022
sandhill crane	regular (eastern)	Oct. 16 - Jan. 30, 2022; 3 (6 in possession)
	Estancia valley	Oct. 30 - Dec. 28; 3 (6 in possession)
PACIFIC FLYWAY		
species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2022
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2022
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
ducks	all	Oct. 19 - Jan. 31, 2022
scaup	all	Oct. 19 - Jan. 12, 2022
goose (all)	north	Sept. 25 - Oct. 10 and Nov. 2 - Jan. 31, 2022
	south	Oct. 17 - Jan. 31, 2022
snipe	all	Oct. 17 - Jan. 31, 2022
coots and common moorhen/gallinule	all	Oct. 19 - Jan. 31, 2022
sora and Virginia rail	all	Sept. 11 - Nov. 19

[19.31.6.12 NMAC - Rp, 19.31.6.12 NMAC, 9/1/2021]

19.31.6.13 FEDERAL YOUTH WATERFOWL HUNTING DAYS: Requirements for youth hunters to participate in this hunt are as follows:

- A. An adult, 18 years of age or older, must accompany the youth hunter in the field (the adult may not hunt ducks but may participate in other seasons that are open on the special youth days).
- B. Only ducks, coots, and common moorhens/gallinules may be taken by the youth hunter (sandhill cranes, geese or any other migratory game bird species may not be taken unless the season is open).

[19.31.6.13 NMAC - Rp, 19.31.6.13 NMAC, 9/1/2021]

19.31.6.14 REQUIREMENTS FOR THE SPECIAL BERNARDO YOUTH WATERFOWL UNIT:

Blind selection will be available on a first-come, first-serve basis from one-half hour before sunrise to 1:00 p.m. Youth hunters must be accompanied by a supervising adult who may not hunt. A maximum of four people is allowed per blind, at least half of which must be youth hunters.

[19.31.6.14 NMAC - Rp, 19.31.6.14 NMAC, 9/1/2021]

19.31.6.15 SEASON DATES, OPEN AREAS, BAG LIMITS, HUNT CODES AND PERMIT NUMBERS FOR THE SPECIAL ESTANCIA VALLEY, MIDDLE RIO GRANDE VALLEY AND SOUTHWEST NEW MEXICO SANDHILL CRANE SEASONS:

- A. The daily bag limit is 3. The possession limit is twice the daily bag limit, except for the MRGV youth-only hunt where the bag and possession limits are 3. The hunting seasons for ~~20202021~~ ~~20212022~~ are:

hunt location	hunt dates	hunt code	permits
EV	Oct 24 - Oct 27 and Oct. 29 - Nov. 1	SCR-0-101	65
MRGV	Nov. 7 - 8	SCR-0-102	60
MRGV	Nov. 28 - Nov. 29	SCR-0-103	55
MRGV	Dec. 5 - 6	SCR-0-104	55
MRGV	Jan. 2 - 3, 2021	SCR-0-105	50
MRGV	Jan. 9 - 10, 2021	SCR-0-106	50
MRGV, youth-only	Nov. 21	SCR-0-107	24
SW	Oct. 24 - Nov. 1	SCR-0-108	70
SW	Jan. 2 - 3, 2021	SCR-0-109	60

hunt location	hunt dates	hunt code	permits
EV	Oct. 30 - Nov. 2 and Nov. 4 - Nov. 7	SCR-0-101	65
MRGV	Nov. 13 - 14	SCR-0-102	75
MRGV	Nov. 27 - Nov. 28	SCR-0-103	70
MRGV	Dec. 11 - 12	SCR-0-104	70
MRGV	Jan. 8 - 9, 2022	SCR-0-105	65
MRGV	Jan. 15 - 16, 2022	SCR-0-106	65
MRGV, youth-only	Nov. 20	SCR-0-107	24
SW	Oct. 30 - Nov. 7	SCR-0-108	70
SW	Jan. 8 - 9, 2022	SCR-0-109	60

B. Hunters who participate in the MRGV season shall be required to check-out at designated check stations when they harvest any sandhill cranes.

C. The department may cancel one or more EV, MRGV or SW sandhill crane hunts if harvest is expected to exceed our federal allocation of greater sandhill cranes.

[19.31.6.15 NMAC - Rp, 19.31.6.15 NMAC, 9/1/2021]

HISTORY OF 19.31.6 NMAC:

Pre-NMAC Filing History: The material in this part was derived from that previously filed with the State Records Center & Archives under: Regulation No. 486, Establishing 1967 Seasons On Quail, Pheasants, Prairie Chickens, and Lesser Sandhill (Little Brown) Crane And Additional Seasons On Migratory Waterfowl, filed 9/22/67; Regulation No. 494, Establishing 1968 Seasons On Migratory Waterfowl, Common Snipe, Lesser Sandhill Crane, Scaled, Gambel's, And Bobwhite Quail, Pheasants, And Prairie Chickens, filed 10/2/68; Regulation No. 508, Establishing 1969 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Scaled, Gambel's And Bobwhite Quail, Pheasants, And Prairie Chickens, filed 9/19/69; Regulation No. 527, Establishing 1971 Seasons On Migratory Waterfowl And Lesser Sandhill Cranes, filed 9/10/71; Regulation No. 540, Establishing 1972 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, And Wilson's Swipe, filed 9/26/72; Regulation No. 551, Establishing 1973 Seasons On Migratory Waterfowl And Lesser Sandhill Crane, filed 8/20/73; Regulation No. 560, Establishing 1974 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed

8/21/74; Regulation No. 570, Establishing 1975 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 9/5/75; Regulation No. 578, Establishing 1976 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 8/31/1976; Regulation No. 588, Establishing 1977 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 9/6/1977; Regulation No. 594, Establishing 1978 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/11/1978; Regulation No. 601, Establishing 1979 Seasons on Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 8/30/1979; Regulation No. 606, Establishing 1980 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/3/80; Regulation No. 611, Establishing 1981 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/4/1981; Regulation No. 616, Establishing 1982 Seasons On Migratory Waterfowl, Quail, Pheasants, And Prairie Chickens, filed 9/3/1982; Regulation No. 626, Establishing 1983 Seasons On Migratory Waterfowl, Quail, Pheasants, And Prairie Chickens, filed 9/7/1983; Regulation No. 631, Establishing 1984 Seasons On Migratory Waterfowl, filed 8/31/1984; Regulation No. 638, Establishing 1985 Seasons On Migratory Waterfowl, filed 9/11/1985; Regulation No. 643, Establishing 1986-1987 Seasons On Migratory Birds, filed 8/24/1987; Regulation No. 660, Establishing 1988-1989 Seasons On Migratory Birds, filed 6/28/1988; Regulation No. 669, Establishing 1989-1990 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Sandhill Crane, Band-tailed Pigeon, Dove, And Setting Falconry Seasons, filed 10/5/1989; Regulation No. 680, Establishing 1990-1991 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 9/28/1990; Regulation No. 687, Establishing 1991-1992 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 8/6/1991; Regulation No. 698, Establishing 1991-92 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 8/6/1991; Regulation No. 698, Establishing 1992-1993 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry seasons, filed 9/15/1992; Regulation No. 704, Establishing 1993-1994 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 3/11/1993; Regulation No. 707, Establishing The 1994-1995, 1995-1996, 1996-1997 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe, And Setting Falconry Seasons, filed 7/28/1994; Regulation No. 708, Establishing The 1994-1995, 1995-1996, And 1996-1997 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe, And Setting Falconry Seasons, filed 9/7/1994.

NMAC History:

19 NMAC 31.6, Waterfowl, filed 8/31/1995
19.31.6 NMAC, Waterfowl, filed 8/15/2000
19.31.6 NMAC, Waterfowl, filed 8/26/2002
19.31.6 NMAC, Waterfowl, filed 8/12/2003
19.31.6 NMAC, Waterfowl, filed 8/2/2004
19.31.6 NMAC, Waterfowl, filed 8/8/2005
19.31.6 NMAC, Waterfowl, filed 8/1/2006
19.31.6 NMAC, Waterfowl, filed 8/16/2007
19.31.6 NMAC, Migratory Game Bird, filed 8/13/2008
19.31.6 NMAC, Migratory Game Bird, filed 8/17/2009
19.31.6 NMAC, Migratory Game Bird, filed 8/2/2010
19.31.6 NMAC, Migratory Game Bird, filed 8/1/2011
19.31.6 NMAC, Migratory Game Bird, filed 8/14/2012
19.31.6 NMAC, Migratory Game Bird, filed 8/29/2013

History of Repealed Material:

19.31.6 NMAC, Waterfowl, filed 8/15/2000 - duration expired 3/31/2002
19.31.6 NMAC, Waterfowl, filed 8/26/2002 - duration expired 3/31/2003
19.31.6 NMAC, Waterfowl, filed 8/12/2003 - duration expired 3/31/2004
19.31.6 NMAC, Waterfowl, filed 8/2/2004 - duration expired 3/31/2005
19.31.6 NMAC, Waterfowl, filed 8/8/2005 - duration expired 3/31/2006
19.31.6 NMAC, Waterfowl, filed 8/1/2006 - duration expired 3/31/2007
19.31.6 NMAC, Waterfowl, filed 8/16/2007 - duration expired 3/31/2008
19.31.6 NMAC, Migratory Game Bird, filed 8/13/2008 - duration expired 3/31/2009

19.31.6 NMAC, Migratory Game Bird, filed 8/17/2009 - duration expired 3/31/2010
19.31.6 NMAC, Migratory Game Bird, filed 8/2/2010 - duration expired 3/31/2011
19.31.6 NMAC, Migratory Game Bird, filed 8/1/2011 - duration expired 3/31/2012
19.31.6 NMAC, Migratory Game Bird, filed 8/14/2012 - duration expired 3/31/2013
19.31.6 NMAC, Migratory Game Bird, filed 8/29/2013 - duration expired 3/31/2014
19.31.6 NMAC, Migratory Game Bird, filed 8/31/2014 - duration expired 3/31/2015
19.31.6 NMAC, Migratory Game Bird, filed 9/1/2015 - duration expired 3/31/2016
19.31.6 NMAC, Migratory Game Bird, filed 6/30/2016 - duration expired 3/31/2017
19.31.6 NMAC, Migratory Game Bird, filed 7/27/2017 - duration expired 3/31/2018
19.31.6 NMAC, Migratory Game Bird, filed 7/2/2018 - duration expired 3/31/2019
19.31.6 NMAC, Migratory Game Bird, filed 8/28/2019 - duration expired 3/31/2020
19.31.6 NMAC, Migratory Game Bird, filed DATE - duration expired 3/31/2021

NMAC

Transmittal Form

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Volume: Issue: Publication date: Number of pages: (ALD Use Only) Sequence No.

Issuing agency name and address: Agency DFA code:

Contact person's name: Phone number: E-mail address:

Type of rule action: New Amendment Repeal Emergency Renumber (ALD Use) Recent filing date:

Title number: Title name:

Chapter number: Chapter name:

Part number: Part name:

Amendment description (If filing an amendment):
Amendment's NMAC citation (If filing an amendment):

Are there any materials incorporated by reference? Yes No Please list attachments or Internet sites if applicable.

If materials are attached, has copyright permission been received? Yes No Public domain

Specific statutory or other authority authorizing rulemaking:

Notice date(s): Hearing date(s): Rule adoption date: Rule effective date:

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Concise Explanatory Statement For Rulemaking Adoption:

Findings required for rulemaking adoption:

Findings MUST include:

- Reasons for adopting rule, including any findings otherwise required by law of the agency, and a summary of any independent analysis done by the agency;
- Reasons for any change between the published proposed rule and the final rule; and
- Reasons for not accepting substantive arguments made through public comment.

The rulemaking was undertaken to adopt a new Migratory Game Bird rule, 19.31.6 NMAC, which will become effective September 1, 2021. The most recent Migratory Game Bird rule expired on March 31, 2021.

The new rule will include changes to regular waterfowl season dates based on public comment and calendar dates, and increasing sandhill crane permits by 75 in MRGV (based on population survey data) to be distributed among existing hunts.

There have been no changes between the published proposed rule and the final rule. There were no substantive arguments made through public comment that were not accepted. To view public comments, please visit www.wildlife.state.nm.us/commission/meeting-agendas/ and click on the Hearing Archive tab. The resulting rule was based on what was best for the resource and overall hunter satisfaction.

Issuing authority (If delegated, authority letter must be on file with ALD):

Name:

Michael B. Sloane

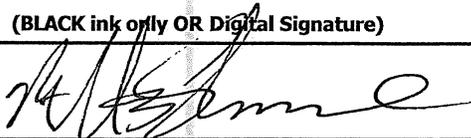
Check if authority has been delegated

Title:

Director, New Mexico Department of Game and Fish

Signature: (BLACK ink only OR Digital Signature)

Date signed:



8/12/2021

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TITLE 19 NATURAL RESOURCES AND WILDLIFE
CHAPTER 31 HUNTING AND FISHING
PART 6 MIGRATORY GAME BIRD

19.31.6.1 ISSUING AGENCY: New Mexico department of game and fish.
[19.31.6.1 NMAC - Rp, 19.31.6.1 NMAC, 9/1/2021]

19.31.6.2 SCOPE: Sportspersons interested in migratory game bird management and hunting. Additional requirements may be found in Chapter 17 NMSA 1978 and Title 19 NMAC.
[19.31.6.2 NMAC - Rp, 19.31.6.2 NMAC, 9/1/2021]

19.31.6.3 STATUTORY AUTHORITY: Section 17-1-14 and 17-1-26 NMSA 1978 provide that the New Mexico state game commission has the authority to establish rules and regulations that it may deem necessary to carry out the purpose of Chapter 17 NMSA 1978 and all other acts pertaining to protected mammals, birds and fish.
[19.31.6.3 NMAC - Rp, 19.31.6.3 NMAC, 9/1/2021]

19.31.6.4 DURATION: September 1, 2021 - March 31, 2022.
[19.31.6.4 NMAC - Rp, 19.31.6.4 NMAC, 9/1/2021]

19.31.6.5 EFFECTIVE DATE: September 1, 2021, unless a later date is cited at the end of a section.
[19.31.6.5 NMAC - Rp, 19.31.6.5 NMAC, 9/1/2021]

19.31.6.6 OBJECTIVE: Establishing open hunting seasons, regulations, rules and procedures governing the issuance of migratory game bird licenses and permits by the department.
[19.31.6.6 NMAC - Rp, 19.31.6.6 NMAC, 9/1/2021]

19.31.6.7 DEFINITIONS:

A. "Bernardo pond unit" shall mean that portion of Bernardo wildlife management area 600 feet south of U.S. 60 and west of the unit 7 drain.

B. "Bernardo youth unit" shall mean that portion of Bernardo wildlife management area immediately south of the Quagmire and east of the unit 7 drain.

C. "Central flyway" shall mean that portion of New Mexico east of the continental divide.

D. "Dark goose" shall mean Canada goose or white-fronted goose.

E. "Department" shall mean the New Mexico department of game and fish.

F. "Director" shall mean the director of the New Mexico department of game and fish.

G. "Dove north zone" or "north zone" shall mean that portion of New Mexico north of Interstate 40 from the Arizona-New Mexico border to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

H. "Dove south zone" or "south zone" shall mean that portion of New Mexico south of Interstate 40 from the Arizona-New Mexico border to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

I. "Eastern New Mexico sandhill crane hunt area" or "eastern" shall mean that area in the following counties: Chaves, Curry, De Baca, Eddy, Lea, Quay and Roosevelt.

J. "Estancia valley sandhill crane hunt area" or "EV" shall mean that area beginning at Mountainair bounded on the west by N.M. highway 55 north to N.M. 337, north to N.M. 14, and north to Interstate 25; on the north by Interstate 25 east to U.S. 285; on the east by U.S. 285 south to U.S. 60; and on the south by U.S. 60 from U.S. 285 west to N.M. 55 in Mountainair.

K. "Falconry" shall mean hunting migratory game birds using raptors.

L. "Federal youth waterfowl hunting days" shall mean the special seasons where only those 17 years of age and younger may hunt ducks and geese. A supervising adult at least 18 years of age must accompany the youth hunter. The adult may not hunt ducks, but may participate in other seasons that are open on the special youth days.

M. "Light geese" shall mean snow geese, blue phase snow geese and Ross's geese.

N. "Light goose conservation order" shall mean those methods, bag and possession limits, and dates approved by the U.S. fish and wildlife service towards reducing over-abundant light goose populations.

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O. "Middle Rio Grande valley (MRGV) dark goose hunt area" shall mean Sierra, Socorro and Valencia counties.

P. "Middle Rio Grande valley (MRGV) sandhill crane hunt area" shall mean Valencia and Socorro counties.

Q. "Migratory game bird" shall mean band-tailed pigeon, mourning dove, white-winged dove, sandhill crane, American coot, common moorhen/gallinule, snipe, ducks, geese, sora, purple gallinule and Virginia rail.

R. "North zone" shall mean that portion of the Pacific flyway north of Interstate 40, and that portion of the central flyway north of Interstate 40 from the continental divide to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

S. "Pacific flyway" shall mean that portion of New Mexico west of the continental divide.

T. "Possession limit" shall mean the number of birds in a person's possession regardless of the location stored.

U. "Quagmire" shall mean that portion of Bernardo wildlife management area 600 feet south of U.S. 60 and east of the unit 7 drain.

V. "South zone" shall mean that portion of the Pacific flyway south of Interstate 40, and that portion of the central flyway south of Interstate 40 from the continental divide to Tucumcari and U.S. 54 at its junction with Interstate 40 at Tucumcari to the New Mexico-Texas border.

W. "Southwest band-tailed pigeon hunting area" or "southwest BPHA" shall mean that portion of New Mexico both south of U.S. 60 and west of Interstate 25.

X. "Southwest New Mexico sandhill crane hunt area" or "SW" shall mean that area bounded on the south by the New Mexico-Mexico border; on the west by the New Mexico-Arizona border north to Interstate 10; on the north by Interstate 10 east to U.S. 180, north to N.M. 26, east to N.M. 27, north to N.M. 152, and east to Interstate 25; on the east by Interstate 25 south to Interstate 10, west to the Luna county line, and south to the New Mexico-Mexico border.

Y. "Wildlife management areas" or "WMAs" shall mean those areas as described in 19.34.5 NMAC, Wildlife Management Areas.

[19.31.6.7 NMAC - Rp, 19.31.6.7 NMAC, 9/1/2021]

19.31.6.8 ADJUSTMENT OF SANDHILL CRANE PERMITS: The director, with verbal concurrence of the chairperson or their designee, may adjust the number of permits to address significant changes in harvest levels. This adjustment may be applied to any or all of the entry hunt codes.

[19.31.6.8 NMAC - Rp, 19.31.6.8 NMAC, 9/1/2021]

19.31.6.9 LICENSE AND APPLICATION REQUIREMENTS:

A. License: A Harvest Information Program (HIP) number shall be required. Waterfowl hunters 16 years of age and older are required to have in their possession a federal migratory bird hunting and conservation stamp (duck stamp). It shall be unlawful to take or attempt to take migratory birds without a HIP number, or duck stamp if required.

(1) Any person taking or attempting to take sandhill cranes in the eastern hunt area must have a valid license and a free sandhill crane hunting permit obtained from department offices or website.

(2) For EV sandhill crane, MRGV sandhill crane, MRGV youth-only sandhill crane and SW sandhill crane: in addition to a valid license, a special permit obtained by drawing shall be required.

(3) For the light goose conservation order: in addition to a valid license, a free light goose conservation order permit obtained from department offices or website shall be required.

(4) For band-tailed pigeon hunting: in addition to a valid license, a free band-tailed pigeon permit obtained from department offices or website shall be required.

B. Valid dates of license or permit: All permits and licenses shall be valid only for the dates, legal sporting arms, bag limit and area printed on the permit or license.

C. Applications: Applications for EV sandhill crane, MRGV sandhill crane, SW sandhill crane and MRGV youth-only sandhill crane hunt permits shall be submitted via the department website.

(1) No more than four persons may apply per application. For the MRGV youth-only sandhill crane hunt, no more than two persons may apply per application.

(2) Applicants may apply for a first, second and third choice of seasons, if applicable. A maximum of one permit per species hunt code will be awarded to successful applicants unless otherwise specifically allowed by rule.

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(3) The application deadline date for the EV, MRGV, MRGV youth-only and SW sandhill crane hunt permits shall be on date(s) set by the state game commission. If any permits are available after the drawing, those permits may be sold online via a secondary sale.

D. Youth hunts: Only applicants who have not reached their 18th birthday by the opening day of the hunt are eligible to apply for or participate in a youth-only hunt.
[19.31.6.9 NMAC - Rp, 19.31.6.9 NMAC, 9/1/2021]

19.31.6.10 MANNER AND METHODS FOR MIGRATORY GAME BIRDS:

A. Hours: Migratory game birds may be hunted or taken only during the period from one-half hour before sunrise to sunset, unless otherwise specifically allowed or restricted by rule.

(1) On the Bottomless lakes overflow, and Bernardo, Casa Colorada, Jackson lake, La Joya and W.S. Huey WMAs, hunting hours shall mean from one-half hour before sunrise to 1:00 p.m. unless otherwise stated in rule. For hunting September teal on Bernardo and La Joya WMAs, hunting hours are from one-half hour before sunrise to sunset.

(2) During the light goose conservation order hunt dates, hunting hours shall mean from one-half hour before sunrise to one-half hour after sunset, excluding the WMAs listed in Paragraph (1) above.

B. Seizure: Any officer authorized to enforce Chapter 17 NMSA 1978 and state game commission rules shall seize any migratory game birds or parts that are illegally obtained or possessed.

C. Lands and waters owned, administered, controlled, or managed by the state game commission:

(1) State wildlife management areas open, species that can be hunted, and days open for hunting (use of vehicles will be restricted to designated areas):

(a) Bernardo WMA:

(i) That portion of the Bernardo WMA south of U.S. 60 is open to teal hunting each day of the September teal season and the federal youth waterfowl days. That portion of the Bernardo WMA north of U.S. 60 is closed except during the light goose conservation order.

(ii) The Quagmire shall be open only on Tuesday, Thursday and Sunday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(iii) The Bernardo pond unit shall be open for general waterfowl hunting on Monday, Wednesday and Saturday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(iv) The Bernardo youth unit shall be open for youth waterfowl hunting on Monday, Wednesday and Saturday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule.

(b) The Edward Sargent, W. A. Humphries, Rio Chama, Urraca, Colin Neblett, Water canyon, Marquez and Elliot S. Barker WMAs shall be open for hunting dove and band-tailed pigeon during established seasons.

(c) The portion of Jackson lake WMA west of N.M. 170 shall be open on Mondays, Wednesdays and Saturdays to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe. The portion of Jackson lake WMA east of N.M. 170 shall be open to falconry-only migratory game bird hunting during established seasons.

(d) The lesser prairie-chicken management areas shall be open to hunt dove during established seasons.

(e) La Joya WMA:

(i) the entire La Joya WMA shall be open to teal hunting each day of the September teal season and each day of the federal youth waterfowl days;

(ii) that portion of La Joya WMA north of the main east/west entrance road and west of the railroad tracks shall be open on Saturdays, Mondays and Wednesdays to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule;

(iii) that portion of La Joya WMA south of the main east/west entrance road and west of the railroad tracks shall be open on Sunday, Tuesday and Thursday to hunt ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons, unless otherwise specifically allowed by rule;

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(iv) that portion of La Joya WMA east of the railroad tracks shall be open to hunt dove, ducks, geese, Virginia rail, sora, common moorhen/gallinule, American coot and snipe during established seasons.

(f) The Charette lake, McAllister lake, Wagon Mound, Tucumcari and Socorro-Escondida WMAs shall be open for all migratory game bird hunting during established seasons.

(g) The William S. Huey WMA shall be open for dove hunting on Monday, Wednesday and Saturday during established seasons.

(2) The Hammond tract and Retherford tract WMAs shall be open for waterfowl hunting during established seasons.

(3) All WMAs shall be open to falconry waterfowl hunting each day of the established falconry season, unless otherwise restricted by rule.

[19.31.6.10 NMAC - Rp, 19.31.6.10 NMAC, 9/1/2021]

19.31.6.11 SPECIES, OPEN AREAS, SEASON DATES AND DAILY BAG LIMITS: 2021-2022 season, all dates are 2021 unless otherwise specified. Possession limits are three times the daily bag limit unless otherwise specified.

species	open areas	season dates	daily bag limit
mourning and white-winged dove	north zone	Sept. 1 - Nov. 29	15 (singly or in aggregate)
	south zone	Sept. 1 - Oct. 28 and Dec. 1 - Jan. 1, 2022	
band-tailed pigeon	southwest BPHA	Oct. 1 - 14	2
	statewide except southwest BPHA	Sept. 1 - 14	
regular season sandhill crane (free permit required)	eastern	Oct. 30 - Jan. 30, 2022	3 (6 in possession)

CENTRAL FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.

species	season dates	daily bag limit
September teal: blue-winged teal, green-winged teal, and cinnamon teal	Sept. 11 - 19	6 (singly or in the aggregate)
ducks	north zone: Oct. 9 - Jan. 12, 2022	6 (singly or in the aggregate); that consists of no more than 5 mallard of which only 2 may be female mallard, (Mexican-like ducks are included towards the mallard bag limit), 3 wood duck, 3 scaup, 2 redhead, 2 hooded merganser, 1 pintail and 2 canvasback
	south zone: Oct. 28 - Jan. 31, 2022	
youth waterfowl days	north zone: Sept. 25 - 26	6 (singly or in the aggregate); that consists of no more than 5 mallard of which only 2 may be female mallard, (Mexican-like ducks are included towards the mallard bag limit), 3 wood duck, 3 scaup, 2 redhead, 2 hooded merganser, 1 pintail and 2 canvasback
	south zone: Oct. 2 - 3	
American coot	north zone: Oct. 9 - Jan. 12, 2022	15
	south zone: Oct. 28 - Jan. 31, 2022	
common moorhen/gallinule and purple gallinule	Sept. 11 - Nov. 19	1
snipe	Oct. 9 - Jan. 23, 2022	8
Virginia rail & sora	Sept. 11 - Nov. 19	10 (singly or in the aggregate); 20 in possession
dark goose: Canada & white-fronted geese (regular season closed in Sierra, Socorro and Valencia counties)	Oct. 17 - Jan. 31, 2022	5
dark goose: special MRGV season	Dec. 19 - Jan. 31, 2022	2 (2 per season)
light goose: Ross's & snow geese	Oct. 17 - Jan. 31, 2022	50 (no possession limit)
light goose conservation order	Feb. 1 - Mar. 10, 2022	no bag or possession limit

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PACIFIC FLYWAY: possession limits are three times the daily bag limit unless otherwise specified.

species	season dates	daily bag limit
youth waterfowl days	Oct. 2 - 3	7 (singly or in the aggregate); that consists of no more than 2 female mallard, 2 redhead, 1 pintail and 2 canvasback
ducks	Oct. 19 - Jan. 31, 2022	
scaup	Oct. 19 - Jan. 12, 2022	2 (as part of the aggregate duck bag)
American coot and common moorhen/gallinule	Oct. 19 - Jan. 31, 2022	25 daily (singly or in the aggregate)
snipe	Oct. 17 - Jan. 31, 2022	8
Virginia rail & sora	Sept. 11 - Nov. 19	25 daily (singly or in the aggregate)
goose	north zone: Sept. 25 - Oct. 10 and Nov. 2 - Jan. 31, 2022	4 Canada geese, 10 white-fronted geese and 20 light geese
	south zone: Oct. 17 - Jan. 31, 2022	

[19.31.6.11 NMAC - Rp, 19.31.6.11 NMAC, 9/1/2021]

19.31.6.12 FALCONRY SEASONS: 2021-2022 season, all dates are 2021 unless otherwise specified. Bag limits are three singly or in the aggregate and nine in possession unless otherwise specified.

CENTRAL FLYWAY

species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2022
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2022
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
sora and Virginia rail	all	Sept. 11 - Dec. 26
snipe	all	Oct. 9 - Jan. 23, 2022
common moorhen/gallinule and purple gallinule	all	Sept. 11 - Dec. 26
ducks	north	Sept. 11 - 19 and Oct. 9 - Jan 12, 2022
	south	Sept. 11 - 19 and Oct. 28 - Jan 31, 2022
goose (light and dark)	all	Oct. 17 - Jan. 31, 2022
goose (dark)	MRGV	Dec. 19 - Jan. 31, 2022
sandhill crane	regular (eastern)	Oct. 16 - Jan. 30, 2022; 3 (6 in possession)
	Estancia valley	Oct. 30 - Dec. 28; 3 (6 in possession)

PACIFIC FLYWAY

species	open areas	season dates
mourning and white-winged dove	north	Sept. 1 - Dec. 4 and Dec. 21 - Jan. 1, 2022
	south	Sept. 1 - Nov. 5 and Nov. 22 - Jan. 1, 2022
band-tailed pigeon	southwest BPHA	Oct. 1 - 14
	statewide except southwest BPHA	Sept. 1 - 14
ducks	all	Oct. 19 - Jan. 31, 2022
scaup	all	Oct. 19 - Jan. 12, 2022
goose (all)	north	Sept. 25 - Oct. 10 and Nov. 2 - Jan. 31, 2022
	south	Oct. 17 - Jan. 31, 2022
snipe	all	Oct. 17 - Jan. 31, 2022
coots and common moorhen/gallinule	all	Oct. 19 - Jan. 31, 2022
sora and Virginia rail	all	Sept. 11 - Nov. 19

[19.31.6.12 NMAC - Rp, 19.31.6.12 NMAC, 9/1/2021]

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19.31.6.13 FEDERAL YOUTH WATERFOWL HUNTING DAYS: Requirements for youth hunters to participate in this hunt are as follows:

- A. An adult, 18 years of age or older, must accompany the youth hunter in the field (the adult may not hunt ducks but may participate in other seasons that are open on the special youth days).
 - B. Only ducks, coots, and common moorhens/gallinules may be taken by the youth hunter (sandhill cranes, geese or any other migratory game bird species may not be taken unless the season is open).
- [19.31.6.13 NMAC - Rp, 19.31.6.13 NMAC, 9/1/2021]

19.31.6.14 REQUIREMENTS FOR THE SPECIAL BERNARDO YOUTH WATERFOWL UNIT: Blind selection will be available on a first-come, first-serve basis from one-half hour before sunrise to 1:00 p.m. Youth hunters must be accompanied by a supervising adult who may not hunt. A maximum of four people is allowed per blind, at least half of which must be youth hunters.

[19.31.6.14 NMAC - Rp, 19.31.6.14 NMAC, 9/1/2021]

19.31.6.15 SEASON DATES, OPEN AREAS, BAG LIMITS, HUNT CODES AND PERMIT NUMBERS FOR THE SPECIAL ESTANCIA VALLEY, MIDDLE RIO GRANDE VALLEY AND SOUTHWEST NEW MEXICO SANDHILL CRANE SEASONS:

- A. The daily bag limit is 3. The possession limit is twice the daily bag limit, except for the MRGV youth-only hunt where the bag and possession limits are 3. The hunting seasons for 2021-2022 are:

hunt location	hunt dates	hunt code	permits
EV	Oct. 30 - Nov. 2 and Nov. 4 - Nov. 7	SCR-0-101	65
MRGV	Nov. 13 - 14	SCR-0-102	75
MRGV	Nov. 27 - Nov. 28	SCR-0-103	70
MRGV	Dec. 11 - 12	SCR-0-104	70
MRGV	Jan. 8 - 9, 2022	SCR-0-105	65
MRGV	Jan. 15 - 16, 2022	SCR-0-106	65
MRGV, youth-only	Nov. 20	SCR-0-107	24
SW	Oct. 30 - Nov. 7	SCR-0-108	70
SW	Jan. 8 - 9, 2022	SCR-0-109	60

- B. Hunters who participate in the MRGV season shall be required to check-out at designated check stations when they harvest any sandhill cranes.

- C. The department may cancel one or more EV, MRGV or SW sandhill crane hunts if harvest is expected to exceed our federal allocation of greater sandhill cranes.
- [19.31.6.15 NMAC - Rp, 19.31.6.15 NMAC, 9/1/2021]

HISTORY OF 19.31.6 NMAC:

Pre-NMAC Filing History: The material in this part was derived from that previously filed with the State Records Center & Archives under: Regulation No. 486, Establishing 1967 Seasons On Quail, Pheasants, Prairie Chickens, and Lesser Sandhill (Little Brown) Crane And Additional Seasons On Migratory Waterfowl, filed 9/22/67; Regulation No. 494, Establishing 1968 Seasons On Migratory Waterfowl, Common Snipe, Lesser Sandhill Crane, Scaled, Gambel's, And Bobwhite Quail, Pheasants, And Prairie Chickens, filed 10/2/68; Regulation No. 508, Establishing 1969 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Scaled, Gambel's And Bobwhite Quail, Pheasants, And Prairie Chickens, filed 9/19/69; Regulation No. 527, Establishing 1971 Seasons On Migratory Waterfowl And Lesser Sandhill Cranes, filed 9/10/71; Regulation No. 540, Establishing 1972 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, And Wilson's Swiipe, filed 9/26/72; Regulation No. 551, Establishing 1973 Seasons On Migratory Waterfowl And Lesser Sandhill Crane, filed 8/20/73; Regulation No. 560, Establishing

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1974 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 8/21/74; Regulation No. 570, Establishing 1975 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 9/5/75; Regulation No. 578, Establishing 1976 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 8/31/1976; Regulation No. 588, Establishing 1977 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Common Snipe, Quail, Pheasants, And Prairie Chickens, filed 9/6/1977; Regulation No. 594, Establishing 1978 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/11/1978; Regulation No. 601, Establishing 1979 Seasons on Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 8/30/1979; Regulation No. 606, Establishing 1980 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/3/80; Regulation No. 611, Establishing 1981 Seasons On Migratory Waterfowl, Lesser Sandhill Crane, Quail, Pheasants, And Prairie Chickens, filed 9/4/1981; Regulation No. 616, Establishing 1982 Seasons On Migratory Waterfowl, Quail, Pheasants, And Prairie Chickens, filed 9/3/1982; Regulation No. 626, Establishing 1983 Seasons On Migratory Waterfowl, Quail, Pheasants, And Prairie Chickens, filed 9/7/1983; Regulation No. 631, Establishing 1984 Seasons On Migratory Waterfowl, filed 8/31/1984; Regulation No. 638, Establishing 1985 Seasons On Migratory Waterfowl, filed 9/11/1985; Regulation No. 643, Establishing 1986-1987 Seasons On Migratory Birds, filed 8/24/1987; Regulation No. 660, Establishing 1988-1989 Seasons On Migratory Birds, filed 6/28/1988; Regulation No. 669, Establishing 1989-1990 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Sandhill Crane, Band-tailed Pigeon, Dove, And Setting Falconry Seasons, filed 10/5/1989; Regulation No. 680, Establishing 1990-1991 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 9/28/1990; Regulation No. 687, Establishing 1991-1992 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 8/6/1991; Regulation No. 698, Establishing 1991-92 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 8/6/1991; Regulation No. 698, Establishing 1992-1993 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry seasons, filed 9/15/1992; Regulation No. 704, Establishing 1993-1994 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe And Setting Falconry Seasons, filed 3/11/1993; Regulation No. 707, Establishing The 1994-1995, 1995-1996, 1996-1997 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe, And Setting Falconry Seasons, filed 7/28/1994; Regulation No. 708, Establishing The 1994-1995, 1995-1996, And 1996-1997 Seasons On Ducks, Geese, Virginia Rail, Sora, Common Moorhen, American Coot, Common Snipe, And Setting Falconry Seasons, filed 9/7/1994.

NMAC History:

- 19 NMAC 31.6, Waterfowl, filed 8/31/1995
- 19.31.6 NMAC, Waterfowl, filed 8/15/2000
- 19.31.6 NMAC, Waterfowl, filed 8/26/2002
- 19.31.6 NMAC, Waterfowl, filed 8/12/2003
- 19.31.6 NMAC, Waterfowl, filed 8/2/2004
- 19.31.6 NMAC, Waterfowl, filed 8/8/2005
- 19.31.6 NMAC, Waterfowl, filed 8/1/2006
- 19.31.6 NMAC, Waterfowl, filed 8/16/2007
- 19.31.6 NMAC, Migratory Game Bird, filed 8/13/2008
- 19.31.6 NMAC, Migratory Game Bird, filed 8/17/2009
- 19.31.6 NMAC, Migratory Game Bird, filed 8/2/2010
- 19.31.6 NMAC, Migratory Game Bird, filed 8/1/2011
- 19.31.6 NMAC, Migratory Game Bird, filed 8/14/2012
- 19.31.6 NMAC, Migratory Game Bird, filed 8/29/2013

History of Repealed Material:

- 19.31.6 NMAC, Waterfowl, filed 8/15/2000 - duration expired 3/31/2002
- 19.31.6 NMAC, Waterfowl, filed 8/26/2002 - duration expired 3/31/2003
- 19.31.6 NMAC, Waterfowl, filed 8/12/2003 - duration expired 3/31/2004
- 19.31.6 NMAC, Waterfowl, filed 8/2/2004 - duration expired 3/31/2005
- 19.31.6 NMAC, Waterfowl, filed 8/8/2005 - duration expired 3/31/2006
- 19.31.6 NMAC, Waterfowl, filed 8/1/2006 - duration expired 3/31/2007
- 19.31.6 NMAC, Waterfowl, filed 8/16/2007 - duration expired 3/31/2008

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- 19.31.6 NMAC, Migratory Game Bird, filed 8/13/2008 - duration expired 3/31/2009
- 19.31.6 NMAC, Migratory Game Bird, filed 8/17/2009 - duration expired 3/31/2010
- 19.31.6 NMAC, Migratory Game Bird, filed 8/2/2010 - duration expired 3/31/2011
- 19.31.6 NMAC, Migratory Game Bird, filed 8/1/2011 - duration expired 3/31/2012
- 19.31.6 NMAC, Migratory Game Bird, filed 8/14/2012 - duration expired 3/31/2013
- 19.31.6 NMAC, Migratory Game Bird, filed 8/29/2013 - duration expired 3/31/2014
- 19.31.6 NMAC, Migratory Game Bird, filed 8/31/2014 - duration expired 3/31/2015
- 19.31.6 NMAC, Migratory Game Bird, filed 9/1/2015 - duration expired 3/31/2016
- 19.31.6 NMAC, Migratory Game Bird, filed 6/30/2016 - duration expired 3/31/2017
- 19.31.6 NMAC, Migratory Game Bird, filed 7/27/2017 - duration expired 3/31/2018
- 19.31.6 NMAC, Migratory Game Bird, filed 7/2/2018 - duration expired 3/31/2019
- 19.31.6 NMAC, Migratory Game Bird, filed 8/28/2019 - duration expired 3/31/2020
- 19.31.6 NMAC, Migratory Game Bird, filed 8/13/20- duration expired 3/31/2021

Migratory Game Bird

19.31.6 NMAC

August 12, 2021

New Mexico State Game Commission Meeting
Santa Fe



Amend: Migratory Game Bird 19.31.6 NMAC

- **Adjust season dates and bag limits according to calendar and US Fish and Wildlife Service (USFWS) frameworks**
- **Proposed frameworks published in Federal Register in February.**
- **Details about proposed changes and supporting information posted on website**



Amend: Migratory Game Bird 19.31.6 NMAC

- **Change regular migratory game bird season dates based on calendar dates and public comment**
- **Increase sandhill crane permits based on increased allocation**
- **Pintail bag limit to remain at one**
- **No changes for dove seasons**



Public Comment

- 4 comments received as of August 10, 2021
- Public meeting held via Zoom on April 26th: two members of the public attended
- Comments received:
 - Support for proposed changes
 - Sandhill crane comment
 - Goose comment



Sandhill Crane Permits

- Greater sandhill crane harvest allotment increased for 2021-22 based on population surveys and crane management plan
- 2020-21 allocation: 535, 2021-22 allocation: 831
- Proposed changes to permit numbers:
 - Estancia Valley—stay the same
 - MRGV—add 75 permits
 - Southwest—stay the same



Questions?



Amend: Migratory Game Bird 19.31.6 NMAC

Proposed 2021-22 Pacific Flyway Seasons

Species	Zone	2020–2021		2021–2022	
		Open	Close	Open	Close
Ducks and coots	All Pacific Flyway	Oct. 19	Jan. 31	Oct. 19	Jan. 31
Scaup	All Pacific Flyway	Oct. 17	Jan. 10	Oct. 19	Jan. 12
Dark and light geese	North Zone	Sep. 26	Oct. 11	Sep. 25	Oct. 10
	North Zone	Nov. 2	Jan. 31	Nov. 2	Jan. 31
	South Zone	Oct. 17	Jan. 31	Oct. 17	Jan. 31
Sora and Virginia rail	All Pacific Flyway	Sep. 12	Nov. 20	Sep. 11	Nov. 19
Snipe	All Pacific Flyway	Oct. 17	Jan. 31	Oct. 17	Jan. 31
Youth waterfowl	All Pacific Flyway	Oct. 3	Oct. 4	Oct. 2	Oct. 3

- Includes falconry and youth waterfowl days



Amend: Migratory Game Bird 19.31.6 NMAC

Proposed 2021-22 Central Flyway Seasons

Species	Zone	2020–2021		2021–2022	
		Open	Close	Open	Close
Ducks and coots	North Zone	Oct. 10	Jan. 13	Oct. 9	Jan. 12
	South Zone	Oct. 28	Jan. 31	Oct. 28	Jan. 31
Dark geese	MRGV	Dec. 19	Jan. 31	Dec. 19	Jan. 31
	Rest of State	Oct. 17	Jan. 31	Oct. 17	Jan. 31
Light geese	All Central Flyway	Oct. 17	Jan. 31	Oct. 17	Jan. 31
Rails and moorhens	All Central Flyway	Sep. 12	Nov. 20	Sep. 11	Nov. 19
Snipe	All Central Flyway	Oct. 10	Jan. 24	Oct. 9	Jan. 23
Youth waterfowl	North Zone	Sep. 26	Sep. 27	Sep. 25	Sep. 26
	South Zone	Oct. 3	Oct. 4	Oct. 2	Oct. 3
September teal	All Central Flyway	Sep. 12	Sep. 20	Sep. 11	Sep. 19

- Includes falconry, youth waterfowl days, and September teal



“Move to repeal and replace 19.31.6 NMAC, as presented by the Department and allow the Department to make minor corrections to comply with filing this rule with State Records and Archives.”



Amend: Migratory Game Bird 19.31.6 NMAC Proposed Sandhill Crane Seasons

Hunt	2020–2021		2021–2022	
	Open	Close	Open	Close
Eastern	Oct. 24	Jan. 24	Oct. 30	Jan. 30
Youth	Nov. 21	Nov. 21	Nov. 20	Nov. 20
MRGV 1	Nov. 7	Nov. 8	Nov. 13	Nov. 14
MRGV 2	Nov. 28	Nov. 29	Nov. 27	Nov. 28
MRGV 3	Dec. 5	Dec. 6	Dec. 11	Dec. 12
MRGV 4	Jan. 2	Jan. 3	Jan. 8	Jan. 9
MRGV 5	Jan. 9	Jan. 10	Jan. 15	Jan. 16
Southwest 1	Oct. 24	Nov. 1	Oct. 30	Nov. 7
Southwest 2	Jan. 2	Jan. 3	Jan. 8	Jan. 9
Estancia Valley	Oct. 24	Nov. 1	Oct. 30	Nov. 7

- Add 75 permits to MRGV hunts, Estancia Valley hunt closed Nov 3.



PROPOSED MIGRATORY GAME BIRD RULE SUMMARY, 2021-2022

Season selections and bag limits are determined in conjunction with the US Fish and Wildlife Service working through the Central and Pacific Flyway Councils. Please note that seasons are not considered final until they have been published in the Federal Register.

Proposed amendments for the 2021–22 season include:

- Changes to regular waterfowl season dates based on public comment and calendar dates
- Based on population survey data, increase sandhill crane permits by 75 in MRGV, to be distributed among existing hunts
- Bag limit for northern pintail to remain at 1 per USFWS regulatory framework

Proposed Central Flyway Seasons. Includes falconry, youth waterfowl days, and a 9-day September teal season.

Species	Zone	Open	Close
Ducks and Mergansers:	North Zone	Oct. 9	Jan. 12
	South Zone	Oct. 28	Jan. 31
Geese:			
Dark Geese	MRGV	Dec. 19	Jan. 31
	Rest of State	Oct. 17	Jan. 31
Light Geese	North and South Zones	Oct. 17	Jan. 31

Proposed Pacific Flyway Seasons. Includes falconry and youth waterfowl days.

Species	Zone	Open	Close
Ducks and Mergansers:	North and South Zones	Oct. 19	Jan. 31
Scaup	North and South Zones	Oct. 19	Jan. 12
All Geese:	North 1	Sept. 25	Oct. 10
	North 2	Nov. 2	Jan. 31
	South	Oct. 17	Jan. 31

If you would like to comment on the proposal, send email to: DGF-waterfowl@state.nm.us



Technical Information for Migratory Game Bird Rule Development



Survey and Harvest Data

Migratory game bird management in the United States, including New Mexico, is a cooperative effort between state and federal governments. Management decisions are based on information gathered from bird population surveys, monitoring of harvest, hunter surveys, public comment, biological information, and environmental surveys. Migratory game bird banding and recovery data, surveys of birds on their breeding areas, as well as wetland condition surveys in waterfowl breeding areas provide the necessary information used to set hunting and harvest regulations for migratory game birds. In New Mexico, the establishment of migratory game bird hunting rules and regulations remains a cooperative process performed annually within the Flyway system. Both the Central and Pacific Flyways are involved in setting hunting regulations for migratory game birds in New Mexico and seasons are selected from within the guidelines of the U.S. Fish and Wildlife Service's federal season frameworks. Survey and harvest data used in setting hunting rules and regulations for New Mexico are included in Figures 1–4.

Mallard

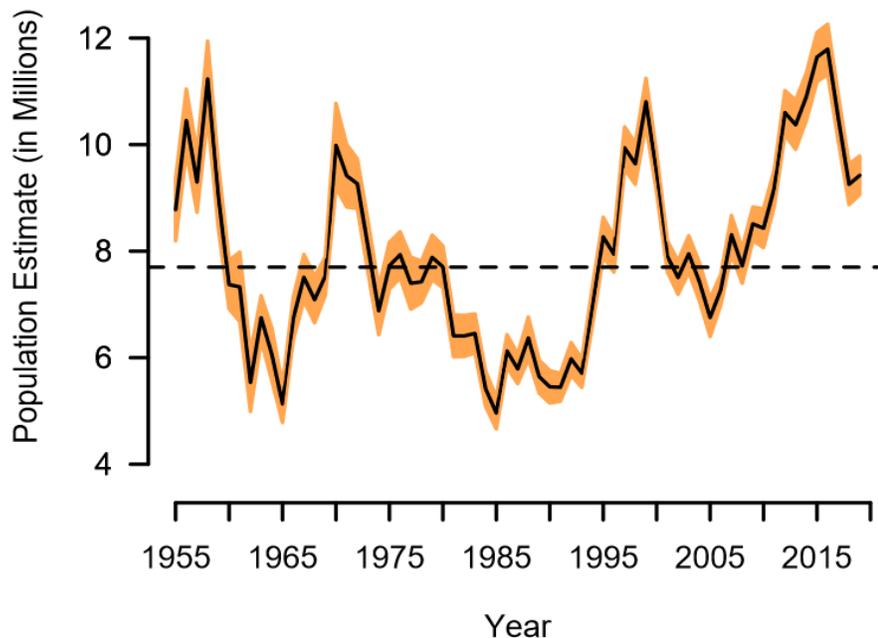


Figure 1. Breeding population estimate, 90% confidence interval, and North American Waterfowl Management Plan goal (dashed line) for mallards in the traditional survey area. Estimated mallard abundance for 2019 was 9.4 ± 0.3 million.

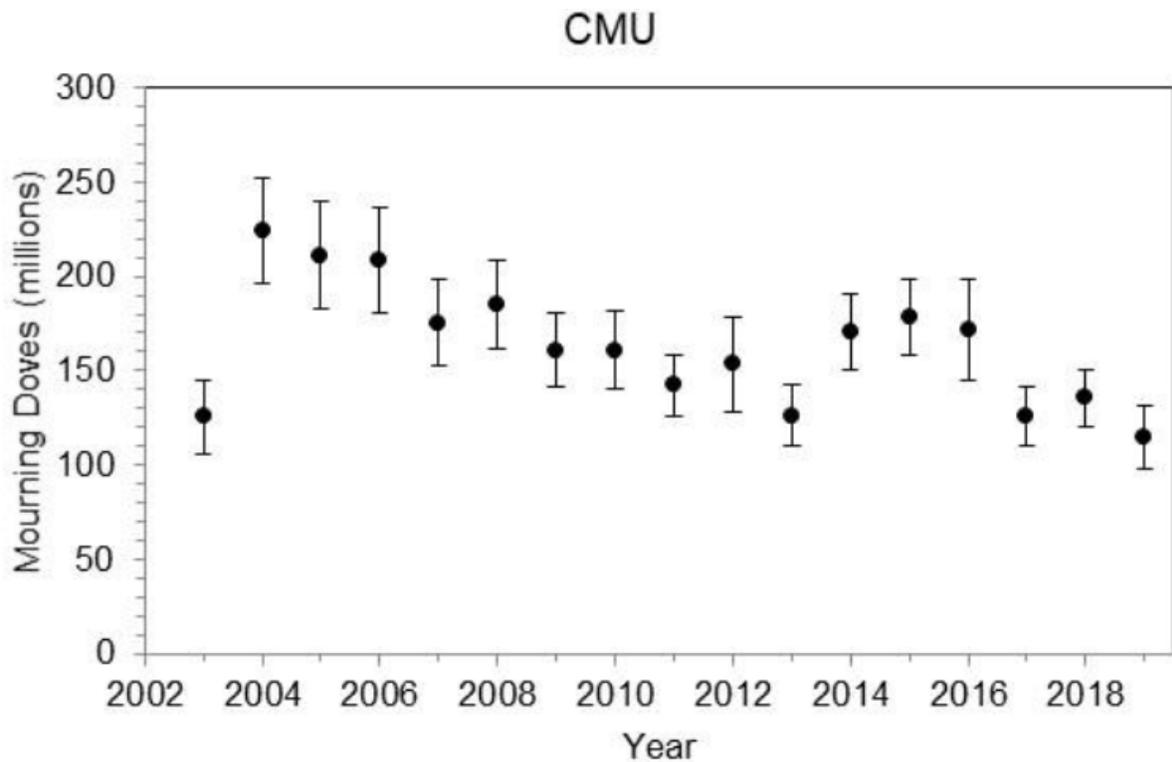


Figure 2. Estimates and 95% confidence intervals of mourning dove absolute abundance in the Central Management Unit (CMU; which includes New Mexico) by year, 2003–2019. Estimates are based on band recovery and harvest data.

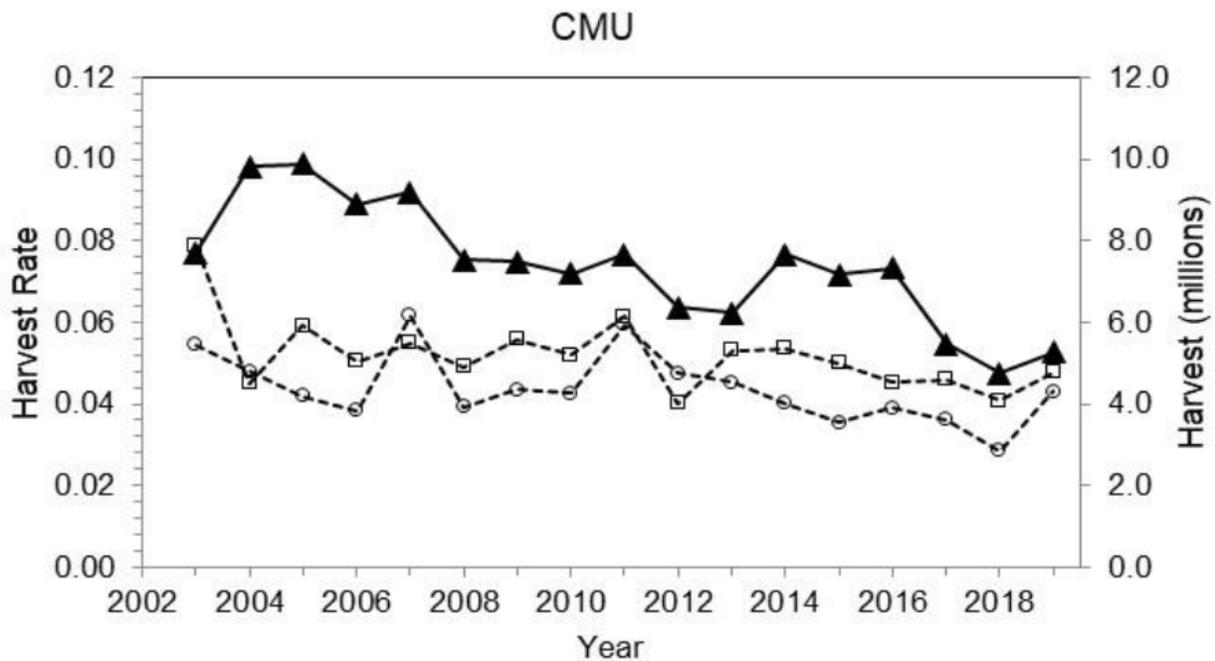


Figure 3. Estimated harvest (triangle) and harvest rates of mourning dove in the Central Management Unit (CMU; which includes New Mexico) by year, 2003–2019. Harvest rates are presented separately for hatch-year (square) and after-hatch-year (circle) doves.

YR	UT	CO	ID	WY	MT	TOTAL	3-YR AVG
1987	1,578	1,443	10,686	2,327	1,447	17,481	
1992	2,810	3,181	5,801	2,248	5,264	19,304	
1995	1,528	2,284	6,864	1,671	3,681	16,028	
1996	1,849	1,255	8,334	2,526	2,974	16,938	
1997 ^{1, 2}	2,450	1,604	8,132	2,255	3,595	18,036	17,001
1998	2,185	1,273	8,067	3,162	3,415	18,102	17,692
1999	2,292	1,102	8,761	4,205	3,141	19,501	18,546
2000	2,416	749	9,337	3,890	3,598	19,990	19,198
2001	1,522	666	7,160	2,626	4,585	16,559	18,683
2002	1,869	1,355	7,698	3,038	4,843	18,803	18,451
2003	2,546	745	7,822	3,446	4,964	19,523	18,295
2004	2,239	1,410	7,152	3,072	4,637	18,510	18,945
2005	2,646	1,052	7,668	3,911	5,588	20,865	19,633
2006 ³						NS	19,633
2007 ⁴	2,401	1,743	8,262	3,907	6,509	22,822	20,732
2008 ⁵	3,708	1,080	6,123	3,826	6,419	21,156	21,614
2009	2,283	1,162	6,934	3,613	6,329	20,321	21,433
2010	3,242	985	5,776	3,726	7,335	21,064	20,847
2011	1,498	1,347	5,029	2,978	6,642	17,494	19,626
2012	2,109	413	3,432	3,587	5,876	15,417	17,992
2013	2,732	1,594	5,228	3,588	7,218	20,360	17,757
2014	2,783	1,258	6,064	3,008	6,555	19,668	18,482
2015	3,698	1,089	6,454	3,596	9,493	24,330	21,453
2016 ⁶	3,298	1,135	5,445	4,879	7,507	22,264	22,087
2017	2,994	1,658	4,066	3,725	7,149	19,592	22,062
2018	2,770	1,908	4,469	5,101	7,553	21,801	21,219
2019	3,106	1,879	4,428	4,366	7,511	21,290	20,894

¹ Incomplete survey efforts in years prior might have resulted in lower estimates; the official count begins in 08/18/20

² In October 1997, a special survey was also conducted in the SLV, Colorado and other areas, which resulted in a total of 27,090 Rocky Mountain and Mid-Continent cranes being counted.

³ In 2006, the survey was not conducted due to mechanical issues with the survey plane. The 3-yr Avg for 2006 is calculated using 2003-05.

⁴ The 3-yr average for 2007 was calculated using 2004, 2005, and 2007 because there was no survey in 2006.

⁵ The 3-yr average for 2008 was calculated using 2005, 2007, and 2008 because there was no survey in 2006.

⁶ Beginning 1n 2016 Wyoming added six new survey areas as allowed in the management plan.

Figure 4. Fall pre-migration indices for Rocky Mountain sandhill cranes.

From: dsheft82@pvtn.net
To: [DGF-Waterfowl](#)
Subject: [EXT] proposal comments
Date: Wednesday, June 23, 2021 11:01:48 PM

Second year in a row I have brought up the issue of opening a crow season under the federal guidelines. Populations continue to increase and are even displacing ravens in this area. Past published research has also documented increases in the NE portion of the state. Department's failure to respond would seem to indicate issue needs to go higher up the political ladder. One species that even the NMGF can't mismanage.

David Heft
P.O. Box 13
Mayhill, N.M. 88339

From: [Chuck Biller](#)
To: [DGF-Waterfowl](#)
Subject: [EXT] Proposed changes
Date: Tuesday, April 13, 2021 11:03:05 AM
Attachments: [image001.png](#)

Morning Mason,

I hope this email finds you well.

Looks quiet on the front so to speak and I hear there is a ton of activity at Bernardo/ La Joya. That is really good to hear

Regarding next year, I propose that you open up La Joya and Bernardo to all day every day snow goose hunting during the LGCO

The pond just north of Hiway 60 pulls birds beyond 1:00 regularly.

When there is water south of 60, they use it as well in the afternoons

I think this would be an easy way to create opportunity for waterfowlers and really shouldn't be an enforcement challenge beyond what exists today

Actually, it might make things easier since there would be fewer restricted areas.

My two cents

We can talk more if you like at some point just wanted to launch it out there as I have been frustrated by the 1:00 quit time for a few years on the LGCO.

Take care,

Chuck

CHUCK BILLER
WESTERN REGION
CBILLER@CONVERGEONE.COM

o 651-796-6782

M 505-301-1032



9016B Washington NE
Albuquerque, NM 87113

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NOTICE: This email message and any attachments hereto may contain confidential information. Any unauthorized review, use, disclosure, or distribution of such information is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy the original message and all copies of it.

From: [Randy Peck](#)
To: [DGF-Waterfowl](#)
Subject: [EXT] PROPOSED MIGRATORY GAME BIRD RULE SUMMARY, 2021-2022
Date: Wednesday, April 14, 2021 12:29:25 PM

I am FOR the proposed changes.

Regards

Randy Peck

Sent from [Mail](#) for Windows 10

From: [Ephraim Ford](#)
To: [DGF-Waterfowl](#)
Subject: Support for increase in # of crane permits in MRGV
Date: Friday, July 16, 2021 9:17:36 AM

I'm writing to say that I strongly support the increase in the # of permits that may be drawn for sandhill crane in the MRGV area. Keep up the good work!

Ephraim Ford
Socorro



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

AGENDA

This agenda is available on the NMDGF Website
<http://www.wildlife.state.nm.us/commission/meeting-agendas/>

**Thursday, August 12, 2021
New Mexico State Capitol
Room 322**

**490 Old Santa Fe Trail
Santa Fe, NM 87501**

VIRTUAL MEETING LOCATION

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

For in-person attendance, face masks will be required if not vaccinated.

TIME

9:00 AM to 3:00 PM

All times are approximate. 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: In Person 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.

Those interested in participating and providing comments via Zoom 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 – 12:30 PM (3.5 hours)

Agenda Items 1-18

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.	Sharon Salazar Hickey, NMSGC Chair	General Public Comments – Comments are limited to 3 minutes per speaker.
5.	Sharon Salazar Hickey, NMSGC Chair	Consent Agenda (Action Items A -C) A. Approval of minutes from June 18, 2021 meeting B. Revocations C. Approval of Capital Item Disposal List
6.	Valerie Joe, NMAG	Conflict of Interest Analysis (Action)
7.	Sharon Salazar Hickey, NMSGC Chair	19.31.22.11 NMAC Applications for Landowner Certification of Non-Navigable Water (Action Items A-E) A. Chama III, LLC (Canones Creek Ranch) B. River Bend LLC C. Rancho del Oso Pardo, Inc. D. Fenn Farms Ranch E. Three Rivers Ltd. Cattle Company (Three Rivers Ranch)
8.	Michael Sloane, DGF Director	Director's Report (Discussion)
9.	Axie Navas, EDD	Outdoor Recreation in New Mexico (Discussion)
10.	Sarah Wood, EMNRD	New Mexico Youth Conservation Corps (Discussion)
11.	Paul Varela, DGF	Fiscal Year 2023 Budget Request (Action Item)
12.	Stewart Liley, DGF	Migratory Bird Rule 19.31.6 NMAC Hearing (Action Item)
13.	Stewart Liley, DGF	Subsequent Discussion of Upland Game Bird Rule 19.31.5 NMAC
14.	Stewart Liley, DGF	Initial Discussion of Furbearer Rule 19.32.2 NMAC
15.	Kirk Patten, DGF	Subsequent Discussion of the Fisheries Rule 19.31.4 NMAC
16.	Michael Sloane, DGF Director, and Kirk Patten DGF	Laguna Del Campo (Action Item)
17.	NMSGC Commissioners	Commissioner Reports (Discussion)

18. Michael Sloane,
DGF Director

2021 Online Special Hunt Auction (Discussion)

12:30 PM – 1:30 PM (1 hour)

Agenda Items 19-21

19. Sharon Salazar Hickey,
NMSGC Chair

General Public Comments- Comments are limited to 3 minutes per speaker

20. NMSGC

Executive Session (Closed to the Public) – Commissioners will vote on whether to adjourn into Executive Session.

**A. Pursuant to Section 10-15-1(H)(8) NMSA 1978
Purchase, Acquisition or Disposal
(Discussion/Action)**

1. McKinley and Sandoval Counties
2. Roosevelt and De Baca Counties
3. Catron County
4. Rio Arriba County

21. Sharon Salazar Hickey,
NMSGC Chair

Adjourn (Action Item)

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MIGRATORY BIRD RULE 19.31.6 NEW MEXICO ADMINISTRATIVE CODE

August 12, 2021

Videoconference

PRESENT:

- Sharon Salazar Hickey, Chairwoman
- Jeremy Vesbach, Vice-Chairman
- Tirzio Lopez, Commissioner
- Roberta Salazar-Henry, Commissioner
- Valerie Joe, New Mexico Attorney General's Office
- Michael Sloane, Director
- Lance Cherry, Information and Education Chief
- Tristanna Bickford, Communications Director
- Stewart Liley, Wildlife Management Division Chief



1 MS. SALAZAR HICKEY: Okay. For the record and those
2 of you that are tuning into today's session, we had
3 technical difficulties during the rule-making session,
4 which is, I think, Agenda Number 12, Migratory Bird Rule
5 19.31.6 New Mexico AC.

6 So because, by law, it must be recorded, we have asked
7 Chief Stewart Liley if we could please redo that portion of
8 our agenda, and for the record, I believe our IT folks are
9 going to record this. It's ready and rolling.

10 So Commissioners, please, if you could, go back to
11 your material for Agenda Item Number 12.

12 Chief, take it away.

13 MR. LILEY: Madam Chair, if you wouldn't mind,
14 probably opening up the rule-hearing portion of this --

15 MS. SALAZAR HICKEY: Yes.

16 MR. LILEY: -- in the spirit of -- we'll all get
17 going.

18 MS. SALAZAR HICKEY: Thank you. It's a lot of words,
19 but you're right, I have to do that.

20 So give me a minute to get my stuff together. Where
21 did I put it? I know. Thank you. Thank you. I didn't
22 think I'd find it here.

23 Okay. The hearing will please come to order. My name
24 is Sharon Salazar Hickey, Chair to the Commission. I will
25 be serving as the hearing officer and be advised by the



1 Commission's Counsel from the Office of Attorney General.

2 The purpose of this hearing is for the Commission to
3 receive public comment on repeal and replacing the
4 Migratory Game Bird Rule, Title 19, Chapter 31, part 6 of
5 the New Mexico Administrative Code which will become
6 effective on September 1st, 2021.

7 These hearings are being conducted in accordance with
8 the provisions of the Game and Fish Act and the State Rules
9 Act.

10 These hearings are being audio taped and video
11 recorded. Anyone interested in a copy of the audio tape or
12 video recording should contact Tristanna Bickford with the
13 Game and Fish Department.

14 Public notice of this hearing was advertised in the
15 New Mexico Register (ph.), the New Mexico Sunshine Portal,
16 and on the Department's website.

17 Copies of the proposed amendments have been available
18 on the Department's website. Those wishing to comment here
19 today must have registered to submit public comments on the
20 Zoom webinar platform.

21 The rule hearing will be conducted in the following
22 manner:

23 Staff will present pre-filed exhibits. Exhibits
24 admitted into evidence are available for review by the
25 public on the Department's website. After all exhibits are



1 entered, we will proceed to the presentation of the
2 proposed rule. After which, testimony will be taken from
3 the audience.

4 Participants are asked to raise their hand in the Zoom
5 webinar platform and wait until they are called upon to
6 speak.

7 In order to ensure that the hearing is accurately
8 recorded, only one person at a time shall be allowed to
9 speak. Any person recognized to speak is asked to first
10 identify herself or himself by name and who the person is
11 affiliated with, for the record, each time recognized and
12 to speak loudly and clearly to accurately record your
13 comments.

14 After person has offered comment, they will stand for
15 questions from the hearing officer and the audience may
16 also ask questions of anyone offering comments after being
17 recognized by me.

18 These hearings are not subject to judicial rules of
19 evidence; however, in the interest of efficiency, I reserve
20 the right to limit any testimony deemed irrelevant,
21 redundant, and unduly repetitious.

22 The Commission may discuss the proposed new rule after
23 the public comment portion of the hearing.

24 Final commission action, including adoption of the
25 rule, may occur after the conclusion of the presentations



1 and public comment period of each hearing.

2 Therefore, this hearing is now open.

3 Are there any exhibits for the proposed amendments to
4 19.31.6 for the record?

5 MR. LILEY: Madam Chair, I wish to enter 6 exhibits:
6 Exhibit 1, the notice of the rule-making that was posted
7 online; Exhibit 2, the proposed rule that we posted to our
8 website; Exhibit 3, the copy of the presentation I'll be
9 giving today; Exhibit 4, the summary of the proposed
10 changes; Exhibit 5, the technical information we use to
11 create the rule; and Exhibit 6, the four public comments
12 that were submitted online.

13 MS. SALAZAR HICKEY: Exhibits 1 through 6, as
14 described by Chief Liley, are hereby admitted into the
15 record.

16 Stewart, can you please introduce the proposed
17 amendments to 19.31.6?

18 MR. LILEY: Madam Chair, members of the Commission, as
19 we discussed at the previous meetings earlier, we are
20 adjusting our season dates according to the calendar and
21 what's set forth by the U.S. Fish and Wildlife Service in
22 terms of the federal frameworks for migratory birds.

23 The proposed preliminary frameworks were published in
24 February and final were published last month. Details
25 about our proposed changes have been posted on our website



1 and we were able to take comments on those as well.

2 The main changes that we were proposing is just
3 changing the regular migratory game bird species, such as
4 duck, geese, et cetera, on the calendar dates according to
5 the public comment.

6 For example, on the southern half of the state,
7 allowing the season to go as long as federally allowed and
8 into the end of January and in the northern tier of the
9 state, to open that a little bit sooner and close a little
10 bit sooner due to freeze-out conditions.

11 The biggest change that we're making for this rule is
12 increasing our sandhill crane permits based on our
13 increased allocation, which I'll get to in a second. And
14 then also, no changes for duck season and the bag limit,
15 which frequently changes on an annual basis, will remain at
16 one this year.

17 We did receive four public comments, like I stated.
18 We held one public meeting on Zoom where we had two members
19 of the public attend. The comments were generally in
20 support of the proposed changes, both for regular duck, et
21 cetera -- duck and goose seasons but mainly in support our
22 goose -- or excuse me, our crane increase in permits.

23 Here's what -- in terms of the sandhill crane, this is
24 the allocation. As you see, we increased allocation from
25 535 to 831 from the federal government allotted that. That



1 in turn, changed to 75 additional permits that were allowed
2 to draw for for the Middle Rio Grande Valley hunt, and then
3 also widen those dates to where they'll probably be more
4 successful.

5 Again, it's not proportional, so there's fewer hunters
6 that are going for that allocation; it's because hunters
7 take more than one bird, so that's why we have 75 instead
8 of that 200 -- approximate 300 increase in our allocation.

9 We do think that even though we increased hunters by
10 75, we'll stay within our allocation limits that is allowed
11 by the federal government.

12 And with that, I will take any questions.

13 MS. SALAZAR HICKEY: Commissioners, do you have any
14 questions? Thank you very much.

15 Would anyone like to comment on proposed amendments
16 19.31.6? I will note for the record that, earlier today,
17 we did have Jennifer Black (ph.) who came and made a public
18 presentation in support of the rule change, and I have her
19 notecard.

20 MR. SLOANE: Chair, we also had one earlier, during
21 public comment, on the Zoom platform that we'll add to the
22 public comment exhibit.

23 MS. SALAZAR HICKEY: And thank you, Director. And I
24 will also note for the record that there were no other
25 exhibits from the public that needed to be entered into the



1 record earlier or at this time.

2 Okay. I won't do what I did earlier, and I'm going to
3 see if we can have a motion.

4 MR. SLOANE: Chair, if I could just say one more
5 thing?

6 MS. SALAZAR HICKEY: (Indiscernible).

7 MR. SLOANE: The sign-in sheet for the meeting will be
8 added as Exhibit 7.

9 MS. SALAZAR HICKEY: Okay. Very good. Thank you.

10 MS. SALAZAR-HENRY: And Madam Chair, first we close
11 the -- this is the information gathering, public comment
12 and you entered the open meeting and then you have the
13 discussion in the (indiscernible).

14 MS. SALAZAR HICKEY: Okay. Very good.

15 MS. SALAZAR-HENRY: Two separate -- it's a
16 (indiscernible) line. Thank you.

17 MR. LILEY: I think, Madam Chair, what she's saying,
18 if you close this portion as that script suggests --

19 MS. SALAZAR HICKEY: And then --

20 MR. LILEY: -- after that --

21 MS. SALAZAR HICKEY: Okay.

22 MR. LILEY: -- you go to your motion --

23 MS. SALAZAR HICKEY: Absolutely.

24 MR. LILEY: -- it should complete the session and --

25 MS. SALAZAR HICKEY: Thank you.



1 MR. LILEY: -- yeah.

2 MS. SALAZAR HICKEY: Thank you.

3 So those that are registered and participated in
4 hearing will be included on the attendance sheet as the
5 Director just described. And at this time, it is admitted
6 and entered.

7 The comments admitted and testimony heard during this
8 rule hearing will be reviewed by the Commission and
9 discussed during the open session of today's meeting.

10 The Commission will vote on the proposed amendments at
11 this time, and I would like to thank everyone -- everyone
12 for their participation today.

13 Let the record show that this rule-making hearing was
14 adjourned at 4:04 p.m., August 12th, 2021.

15 Okay. Now, we may proceed? Thank you.

16 Commissioners?

17 MR. LOPEZ: Madam Chair, I'd like to repeal and
18 replace 19.31.6 NMAC as presented by the Department and
19 allow the Department to make minor corrections to comply
20 with filing this rule with State Records and Archives.

21 MS. SALAZAR HICKEY: Thank you. Do I have a second?

22 MS. SALAZAR-HENRY: Second.

23 MS. SALAZAR HICKEY: Thank you.

24 Director, may we have a roll call vote, please?

25 MR. SLOANE: Commissioner Salazar-Henry?



1 MS. SALAZAR-HENRY: Yes.

2 MR. SLOANE: Commissioner Lopez?

3 MR. LOPEZ: Yes.

4 MR. SLOANE: Bates is excused. Vice-Chair Vesbach?

5 MR. VESBACH: Yes.

6 MR. SLOANE: Chair Salazar Hickey?

7 MS. SALAZAR HICKEY: Yes.

8 MR. SLOANE: Motion passes with four in the
9 affirmative, one excused.

10 MS. SALAZAR HICKEY: Thank you very much.

11 (End of audio)

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I, Sarah E. Scott, certify that the foregoing transcript is a true and accurate record of the proceedings.



Sarah E. Scott

eScribers
352 Seventh Avenue, Suite #604
New York, NY 10001

Date: August 23, 2021

