



Hunting and Fishing License Revocation Time Frames

Amending the License Revocation Rule
(19.31.2 NMAC)

New Legislation

- Senate Bill 73 (effective June 14, 2013), amends several sections of Chapter 17 NMSA.
- The new statute removes the current three year maximum license revocation time period.
- Authorizes the Commission to revoke or suspend hunting, fishing, trapping or other license or permit privileges for a definite period of time.



Commission rule 19.31.2 establishes procedures for revocation of licenses

We will need to amend the rule to reflect the
new statutes.



Field Operations Division

License Revocation

- Revoking license or permit privileges can be an effective deterrence to poaching.
- Longer time periods make sense for more severe violations and repeat offenders.
- New Mexico is a member of the Interstate Wildlife Violator Compact.



Wildlife Violator Compact Revocations

- The Compact provides that if a member state revokes a violator, other member states may revoke them for the same violation, in accordance with their own state laws.
- Most states have increasing revocation time periods (some states have lifetime revocations) for more severe or repeat violations.



Proposed Time Periods

- Point system will continue to apply.
- A person who accumulates 20 points for the first time, for most violations, will be subject to revocation for up to 3 years.
- If they accumulate 20 points a second time - up to 5 years.
- Three or more times - up to 7 years.



More Severe Violations

- Killing big game out of season or without a license, resulting in wanton waste - up to 7 years; second time or more - up to 10 years.
- Selling or buying big game - up to 5 years; second time or more - up to 7 years.
- If the Commission finds that a violation is particularly egregious, they may revoke for any definite period of time they feel is appropriate.



Revocation Procedures

- Notice and hearing procedures will not change.
- Commission will continue to have the final authority to determine revocations.
- We will also correct minor typographical or formatting errors in the current rule.



Public comment

- A draft amendment has been posted on the Department website since April.
- The amendments were presented to the Commission at the meeting on May 23.
- To date, we have received no public comments about this amendment.



Commission Direction

The Department respectfully suggests the following motion unless Commission discretion indicates a different course of action:

“Move to accept the Department’s recommendation, and amend the Hunting and Fishing License Revocation rule [19.31.2] as presented.”



Field Operations Division