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HOUSE BILL 61

**51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

INTRODUCED BY

Yvette Herrell

AN ACT

RELATING TO GAME AND FISH; AMENDING A SECTION OF CHAPTER 17  
NMSA 1978 TO PROVIDE FOR SPECIAL EVENT PERMITS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 17-3-17 NMSA 1978 (being Laws 1964  
(1st S.S.), Chapter 17, Section 8, as amended) is amended to  
read:

"17-3-17. FISHING OR HUNTING GAME WITHOUT LICENSE--  
EXCEPTIONS.--

A. It is a misdemeanor for any person, except  
children who have not reached their twelfth birthday, to take  
or attempt to take any game fish from any public stream or  
water in this state without [~~having on his person~~] carrying a  
proper fishing license as provided by law. The presence of any  
person, except children who have not reached their twelfth

underscored material = new  
~~[bracketed material] = delete~~

underscored material = new  
[bracketed material] = delete

1 birthday, along any public stream or water in this state with  
2 fishing rod, hook or line, without [~~having on his person~~]  
3 carrying a proper fishing license, is prima facie evidence of  
4 the violation of this section. The director of the department  
5 of game and fish or any conservation officer may require any  
6 person along any public stream or water in this state with  
7 fishing rod, hook or line to exhibit [~~his~~] the person's  
8 license.

9 B. The director, with the approval of the state  
10 game commission, may designate no more than two nonconsecutive  
11 Saturdays in each year as free fishing days. During the free  
12 fishing days, residents and nonresidents may exercise the  
13 privileges of holders of proper fishing licenses without having  
14 proper fishing licenses and without payment of any license  
15 fees, subject to all limitations, restrictions, conditions,  
16 laws, rules and regulations applicable to holders of proper  
17 fishing licenses.

18 C. The director may designate, by special permit,  
19 events during which a license or permit requirement pursuant to  
20 Chapter 17 NMSA 1978 is waived exclusively for designated event  
21 participants. During the special permitted events, residents  
22 and nonresidents may exercise only the privileges as allowed by  
23 the director. The director's special permit shall substitute  
24 for any license or permit requirement of Chapter 17 NMSA 1978,  
25 and no payment of any license fee is required."

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