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HOUSE BILL 38

**49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2009**

INTRODUCED BY

Candy Spence Ezzell

AN ACT

RELATING TO ANIMALS; AMENDING SECTION 17-1-26 NMSA 1978 (BEING LAWS 1931, CHAPTER 117, SECTION 2, AS AMENDED) TO PROHIBIT WOLF REINTRODUCTION PROGRAMS OF THE DEPARTMENT OF GAME AND FISH.

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

Section 1. Section 17-1-26 NMSA 1978 (being Laws 1931, Chapter 117, Section 2, as amended) is amended to read:

"17-1-26. RULEMAKING POWER--PREDATOR ERADICATION.--

A. The state game commission is hereby authorized and directed to make such rules and regulations and establish such service as it may deem necessary to carry out all the provisions and purposes of [~~this Act~~] Chapter 17 NMSA 1978 and all other acts relating to game and fish [~~and~~]. In making such rules and regulations and in providing when, to what extent, if

underscoring material = new  
[bracketed material] = delete

1 at all and by what means game animals, birds and fish may be  
2 hunted, taken, captured, killed, possessed, sold, purchased and  
3 shipped, the state game [~~and Fish~~] commission shall give due  
4 regard to the zones of temperatures and to the distribution,  
5 abundance, economic value and breeding habits of [~~such~~] the  
6 game animals, birds and fish.

7 The state game commission is hereby authorized to spend  
8 such reasonable amounts as in its judgment is desirable and  
9 necessary annually, from their funds not otherwise needed, for  
10 the eradication of predatory animals.

11 B. As of the effective date of the provisions of  
12 this 2009 act, the state game commission shall suspend any rule  
13 and activities of the department of game and fish that provide  
14 for the reintroduction of wolves."

15 - 2 -