

1 SENATE BILL 344

2 **51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

3 INTRODUCED BY

4 Pat Woods

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10 AN ACT

11 RELATING TO GAME AND FISH; AMENDING A SECTION OF CHAPTER 17
12 NMSA 1978 TO PROVIDE FOR CONFIDENTIAL PERSONAL INFORMATION.

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

15 SECTION 1. Section 17-3-5 NMSA 1978 (being Laws 1923,
16 Chapter 129, Section 1, as amended) is amended to read:

17 "17-3-5. APPLICATION FOR HUNTING OR FISHING LICENSES--
18 CONTENTS--FILING.--

19 A. The director of the department of game and fish
20 shall prepare and furnish blank applications for all persons
21 applying for fishing or hunting licenses within the state.
22 Except as provided in Subsection [B] C or E of this section,
23 each person, before receiving any fishing or hunting license,
24 shall make application on a blank so provided. Among other
25 matters that may be shown by the application, a statement shall

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1 show the exact residence of the applicant. Except as provided
2 in Subsection ~~[B]~~ C or E of this section, the application shall
3 be signed by the applicant. All applications for licenses
4 shall be filed with and issued by license vendors appointed by
5 the director. All fishing and hunting licenses and the
6 applications therefor shall contain the place of residence of
7 the person to whom any license may be issued.

8 B. Notwithstanding any other provision in law,
9 personal information provided by an applicant pursuant to
10 Subsection A of this section shall remain confidential, and the
11 department of game and fish shall not release the information.

12 ~~[B-]~~ C. License vendors, as authorized by the
13 director of the department of game and fish, may take
14 applications for hunting and fishing licenses or authorizations
15 via telephone or the internet. The vendor or applicant shall
16 fill out a license application with the same information as
17 required for other applications. The vendor shall mail the
18 license to the applicant, and the license shall be in the
19 possession of the hunter or angler unless otherwise provided in
20 Chapter 17 NMSA 1978. All money collected through telephone or
21 internet sales shall be remitted to the director by the tenth
22 day of the month following the sale. An individual receiving a
23 license pursuant to this subsection is not required to sign an
24 application prior to issuance of the license; provided,
25 however, that the individual is subject to prosecution pursuant

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~~[bracketed material]~~ = delete

1 to Section 17-3-6 NMSA 1978 for any false or fraudulent
2 statement or other misrepresentation as if the individual had
3 signed an application for license.

4 ~~[G-]~~ D. Upon request, an applicant for a fishing or
5 game hunting license shall receive an authorization number as
6 assigned by the director of the department of game and fish
7 through the vendor. The authorization number may be used in
8 lieu of the actual license only by the individual who applies
9 and meets the requirements for a license. The authorization
10 number shall serve as a license for the purposes of Sections
11 17-3-1 and 17-3-17 NMSA 1978. It is a misdemeanor to hunt or
12 fish with an invalid authorization number or a number issued to
13 another person.

14 ~~[D-]~~ E. Each license vendor authorized to sell
15 licenses via telephone or internet may collect the actual cost,
16 not to exceed five dollars (\$5.00), of shipping and handling
17 the application and license issuance.

18 ~~[E-]~~ F. The director of the department of game and
19 fish may prepare and furnish an electronic application for all
20 persons applying for hunting license drawings. A person making
21 an electronic application is not required to sign an
22 application prior to issuance of the license; provided that the
23 person is subject to prosecution pursuant to Section 17-3-6
24 NMSA 1978 for any false or fraudulent statement or other
25 misrepresentation as if the person had signed an application."

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