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HOUSE BILL 203

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

Alonzo Baldonado

AN ACT

RELATING TO GAME AND FISH; AMENDING SECTIONS OF CHAPTER 17 NMSA 1978 TO PROVIDE FOR ACTIVE DUTY MILITARY AND VETERANS LICENSE DISCOUNTS OF FIFTY PERCENT; RECONCILING CONFLICTING AMENDMENTS TO THE SAME SECTION OF LAW IN LAWS 2011 BY REPEALING LAWS 2011, CHAPTER 25, SECTION 1.

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

SECTION 1. Section 17-3-2 NMSA 1978 (being Laws 1964 (1st S.S.), Chapter 17, Section 2, as amended by Laws 2011, Chapter 25, Section 1 and by Laws 2011, Chapter 186, Section 2) is amended to read:

"17-3-2. CLASSES OF LICENSES.--

A. As used with reference to licenses in Chapter 17 NMSA 1978:

(1) "fishing" entitles the licensee to fish

1 for game fish during the open seasons for each species;

2 (2) "game hunting" entitles the licensee to
3 hunt game birds, other than wild turkey, and squirrel during
4 the open seasons for each and to apply for or purchase a
5 license to hunt for deer, antelope, elk, bighorn sheep, Barbary
6 sheep, javelina, bear, oryx, ibex, cougar and wild turkey;

7 (3) "deer" entitles the licensee to hunt deer
8 during the open season;

9 (4) "antelope" entitles the licensee to hunt
10 antelope during the open season;

11 (5) "elk" entitles the licensee to hunt elk
12 during the open season;

13 (6) "bighorn sheep" entitles the licensee to
14 hunt bighorn sheep during the open season;

15 (7) "Barbary sheep" entitles the licensee to
16 hunt Barbary sheep during the open season;

17 (8) "javelina" entitles the licensee to hunt
18 javelina during the open season;

19 (9) "bear" entitles the licensee to hunt bear
20 during the open season;

21 (10) "nongame" entitles the licensee to hunt
22 or take any animal or bird not protected by law;

23 (11) "temporary fishing" entitles the licensee
24 to fish for game fish during a specific period of time
25 indicated on the license;

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1 (12) "oryx" entitles the licensee to hunt oryx
2 during the open season;

3 (13) "ibex" entitles the licensee to hunt ibex
4 during the open season;

5 (14) "cougar" entitles the licensee to hunt
6 cougar during the open season;

7 (15) "turkey" entitles the licensee to hunt
8 turkey during the open season;

9 (16) "special season turkey" entitles the
10 licensee to hunt turkey during special seasons designated by
11 the state game commission;

12 (17) "quality elk" entitles the licensee to
13 hunt elk during a special quality elk season, to be established
14 by the state game commission, when the timing of the season and
15 hunter density is specially regulated and the elk population is
16 managed with an intent to provide the licensee an increased
17 opportunity to take a mature elk;

18 (18) "quality deer" entitles the licensee to
19 hunt deer during a special quality deer season, to be
20 established by the state game commission, when the timing of
21 the season and hunter density is specially regulated and the
22 deer population is managed with an intent to provide the
23 licensee an increased opportunity to take a mature deer;

24 (19) "temporary game hunting" entitles the
25 licensee to hunt game birds, except wild turkey, and squirrel

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1 during a specific period of time indicated on the license;

2 (20) "second rod" entitles the licensee to
3 fish using two fishing rods to fish for game fish during the
4 open seasons for each species; and

5 (21) "fishing and game hunting combination"
6 entitles the licensee to hunt squirrel and game birds, other
7 than wild turkey, and to fish for game fish during the open
8 season for each.

9 B. A hunting license does not entitle the licensee
10 to hunt, kill or take game animals or birds within or upon a
11 park or enclosure licensed or posted as provided by law or
12 within or upon a privately owned enclosure without consent of
13 the owner or within or upon a game refuge or game management
14 area.

15 C. A fishing license does not entitle the licensee
16 to fish for or take fish within or upon a park or enclosure
17 licensed or posted as provided by law or within or upon a
18 privately owned enclosure without consent of the owner or in or
19 on closed waters.

20 D. A junior fishing license may be purchased by a
21 resident who has reached the age of twelve years but has not
22 reached the age of eighteen years. A junior fishing license
23 entitles the licensee to fish for game fish during the open
24 season for each species.

25 E. A senior fishing license may be purchased by a

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1 resident who has reached the age of sixty-five years. A senior
2 fishing license entitles the licensee to fish for game fish
3 during the open season for each species.

4 F. A nonresident junior fishing license may be
5 purchased by a nonresident who has reached the age of twelve
6 years but has not reached the age of eighteen years. A
7 nonresident junior fishing license entitles the licensee to
8 fish for game fish during the open season for each species.

9 G. A senior game hunting license may be purchased
10 by a resident who has reached the age of sixty-five years. A
11 senior game hunting license entitles the licensee to hunt for
12 squirrel and game birds, other than wild turkey, during the
13 open seasons for each species and to apply for or purchase a
14 license to hunt for deer, antelope, elk, bighorn sheep, Barbary
15 sheep, javelina, bear, oryx, ibex, cougar and wild turkey.

16 H. A junior, resident or nonresident, game hunting
17 license may be purchased by a person who has not reached the
18 age of eighteen years. A junior game hunting license entitles
19 the licensee to hunt for squirrel and game birds, other than
20 wild turkey, during the open seasons for each species and to
21 apply for or purchase a license to hunt for deer, antelope,
22 elk, bighorn sheep, Barbary sheep, javelina, bear, oryx, ibex,
23 cougar and wild turkey.

24 I. A handicapped fishing license may be purchased
25 by a resident who has a severe physical impairment that

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1 substantially limits one or more major life activities and who
2 can furnish adequate proof of this disability to the state game
3 commission. A handicapped fishing license may be purchased by
4 a resident who has a developmental disability as defined in
5 Subsection H of Section 43-1-3 NMSA 1978 and who can furnish
6 adequate proof of this disability to the state game commission.
7 A handicapped fishing license entitles the licensee to fish for
8 game fish during the open season for each species.

9 J. A handicapped game hunting license may be
10 purchased by a resident who has a severe physical impairment
11 that substantially limits one or more major life activities and
12 who can furnish adequate proof of this disability to the state
13 game commission. A handicapped game hunting license entitles
14 the licensee to hunt for squirrel and game birds, other than
15 wild turkey, during the open season for each species and to
16 apply for or purchase a license to hunt for deer, antelope,
17 elk, bighorn sheep, Barbary sheep, javelina, bear, oryx, ibex,
18 cougar and wild turkey.

19 K. A fishing license may be obtained at no cost by
20 a resident who has reached the age of seventy years.

21 L. A second rod validation may be purchased by
22 either a resident or nonresident. A second rod validation
23 entitles the licensee to fish using two rods for game fish
24 during the open season for each species.

25 M. A junior-senior elk license may be purchased by

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1 a resident who has not reached the age of eighteen years or by
2 a resident who has reached the age of sixty-five years. A
3 junior-senior elk license entitles the licensee to hunt for elk
4 during the open season for that species.

5 N. A junior-senior deer license may be purchased by
6 a resident who is younger than eighteen years or older than
7 sixty-five years. A junior-senior deer license entitles the
8 licensee to hunt for deer during the open season for that
9 species.

10 O. A junior or senior fishing and game hunting
11 combination license may be purchased by a resident who is
12 younger than eighteen years or older than sixty-five years. A
13 junior or senior fishing and game hunting combination license
14 entitles the licensee to fish for game fish or hunt for
15 squirrel and game birds, other than wild turkey, during the
16 open seasons for each species and to apply for or purchase a
17 license to hunt for deer, antelope, elk, bighorn sheep, Barbary
18 sheep, javelina, bear, oryx, ibex, cougar and wild turkey.

19 ~~[P. A disabled veteran fishing and game hunting~~
20 ~~combination license may be purchased by a resident who has been~~
21 ~~granted a disability by the federal department of veterans~~
22 ~~affairs as a result of having served in the armed forces of the~~
23 ~~United States if the resident submits to the state game~~
24 ~~commission satisfactory proof that the resident was disabled as~~
25 ~~a result of having served in the armed forces of the United~~

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1 ~~States. A disabled veteran fishing and game hunting~~
2 ~~combination license entitles the licensee to fish for game fish~~
3 ~~or hunt for squirrel and game birds, other than wild turkey,~~
4 ~~during the open season for each species and to apply for or~~
5 ~~purchase a license to hunt for deer, antelope, elk, bighorn~~
6 ~~sheep, Barbary sheep, javelina, bear, oryx, ibex, cougar and~~
7 ~~wild turkey.~~

8 Q. ~~A military game hunting and fishing license may~~
9 ~~be purchased by a member of the armed forces of the United~~
10 ~~States who, for a period of not less than ninety days~~
11 ~~immediately preceding the date of application for the license,~~
12 ~~has been domiciled in New Mexico and has not claimed residency~~
13 ~~elsewhere for any purpose. A military game hunting and fishing~~
14 ~~license entitles the licensee to hunt squirrel and game birds,~~
15 ~~other than wild turkey, and to fish for game fish during the~~
16 ~~open seasons for each species and to apply for or purchase a~~
17 ~~license to hunt for deer, antelope, elk, bighorn sheep, Barbary~~
18 ~~sheep, javelina, bear, oryx, ibex, cougar and wild turkey.]~~

19 P. Except for a resident, disabled veteran, fishing
20 and game hunting combination license issued pursuant to Section
21 17-3-13 NMSA 1978, a New Mexico resident who is a veteran of
22 the United States military or who is active duty military is
23 eligible for a fifty percent discount on any license, permit or
24 stamp purchase upon valid proof of service as determined by the
25 state game commission."

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1 SECTION 2. Section 17-3-13 NMSA 1978 (being Laws 1964
2 (1st S.S.), Chapter 17, Section 5, as amended by Laws 2011,
3 Chapter 25, Section 2 and by Laws 2011, Chapter 186, Section 4)
4 is amended to read:

5 "17-3-13. LICENSE FEES.--

6 A. The director of the department of game and fish
7 shall keep a record of all money received and licenses and
8 permits issued by the department, numbering each class
9 separately. Upon satisfactory proof that a license or permit
10 has been lost before its expiration, the director may issue a
11 duplicate and collect a just and reasonable fee for it as
12 determined by regulation of the state game commission.

13 B. The director of the department of game and fish
14 shall collect the following fees for each license of the class
15 indicated:

16	Resident, fishing	\$25.00
17	Resident, game hunting	15.00
18	Resident, deer	31.00
19	Resident, junior-senior, deer	19.00
20	Resident, senior, handicapped, [military]	
21	game hunting and fishing	20.00
22	Resident, fishing and game hunting	
23	combination	30.00
24	Resident, junior, fishing and game	
25	hunting combination	15.00

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1	Resident, disabled veteran, fishing and game hunting	
2	combination	10.00
3	Resident, antelope	50.00
4	Resident, elk cow	50.00
5	Resident, elk bull or either sex	80.00
6	Resident, junior-senior, elk	48.00
7	Resident, bighorn sheep, ram	150.00
8	Resident, bighorn sheep, ewe	75.00
9	Resident, Barbary sheep	100.00
10	Resident, bear	44.00
11	Resident, turkey	25.00
12	Resident, cougar	40.00
13	Resident, oryx	150.00
14	Resident, ibex	100.00
15	Resident, javelina	55.00
16	Resident, fur dealer	15.00
17	Resident, trapper	20.00
18	Resident, junior trapper	9.00
19	Nonresident, fishing	56.00
20	Nonresident, junior fishing	15.00
21	Nonresident, junior, game hunting	15.00
22	Nonresident, game hunting	65.00
23	Nonresident, deer	260.00
24	Nonresident, quality deer	345.00
25	Nonresident, bear	250.00

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1	Nonresident, cougar	280.00
2	Nonresident, turkey	100.00
3	Nonresident, antelope	260.00
4	Nonresident, elk cow	315.00
5	Nonresident, elk bull or either sex	525.00
6	Nonresident, quality elk	750.00
7	Nonresident, bighorn sheep	3,150.00
8	Nonresident, Barbary sheep	350.00
9	Nonresident, oryx	1,600.00
10	Nonresident, ibex	1,600.00
11	Nonresident, javelina	155.00
12	Nonresident, fur dealer	125.00
13	Nonresident, trapper	345.00
14	Nonresident, nongame	65.00
15	Resident, senior, handicapped,	
16	fishing	8.00
17	Resident, junior fishing	5.00
18	Temporary active-duty fishing, five days	12.00
19	Temporary fishing, one day	12.00
20	Temporary fishing, five days	24.00
21	Resident, senior, handicapped,	
22	game hunting	15.00
23	Resident, junior, game hunting	10.00
24	Temporary active-duty [small] game <u>hunting</u> ,	
25	four days	16.00

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1 Temporary game hunting, four days 33.00
2 Second rod validation 4.00."

3 SECTION 3. REPEAL.--Laws 2011, Chapter 25, Section 1 is
4 repealed.