

Agenda Item 8

License Revocations



Field Operations Division

License Revocations

Before you today are five separate groups of individuals subject to revocations for your approval.

- **Group 1** – Reciprocal revocation of 15 individuals under the Interstate Wildlife Violators Compact. These individuals have been revoked by compact member states for committing wildlife violations .
- **Group 2** - Revocation of 40 individuals who have accumulated 20 or more violation points within a three year time period. They were served a Notice of Contemplated Action, and did not elect to request a hearing. The Department's recommendations are included.
- **Group 3** - Two (2) individuals who have accumulated 20 or more Violation Points in a 3 year period. These individuals have elected to enter into Stipulated Agreements with the Department. These agreements are presented to the Commission for consideration and approval.



License Revocations Continued

- **Group 4** - Suspension of 245 individuals that have failed to pay a penalty assessment within 30 days
- **Group 5** - Suspension of 369 individuals that are subject to the Parental Responsibility Act (PRA).



Group 1 – Reciprocal revocation of 15 Individuals' License privileges under the Interstate wildlife Violators Compact

- Fourteen of these individuals were convicted of wildlife violations that, if they were in New Mexico, would have accrued at least 20 points, thus being subject to having their license privileges revoked.
- They all went through the original state's due process before having their privileges revoked.
- The recommended time period is determined by the end date of the original revocation.
- One of these individuals failed to appear in court, or to comply with the conditions of a wildlife citation. Under the Compact, member states suspend their license privileges until they are in compliance with the original citation.



Suggested Motion

- **“Move to reciprocally revoke the Hunting, Fishing, and or Trapping license privileges of 15 individuals under the Interstate Wildlife Violators compact, as presented by the Department”**



Group 2 - Revocation of 40 individuals who have not requested a hearing.

- The Department has presented a list of 40 individuals that meet the established criteria for initiation of the suspension process for hunting, fishing and trapping license privileges.
- Each of these individuals has been served with a Notice of Contemplated Action, and have been offered the opportunity for a hearing to rebut or explain the violation points that they have accumulated.
- These individuals did not request a hearing, and the list contains the Department's recommendation for revocation and time period, in accordance with rule.



Suggested Motion

- “Move to accept the Department’s recommendations, and revoke the Hunting, Fishing and Trapping licenses of 40 individuals who have accumulated 20 or more violation points in a three year time period, as presented by the Department.”



Group 3 – Revocation of 2 individuals with stipulated agreements

- In accordance with Commission Rule 19.31.2.13 C “Stipulated Agreements.” By signing the stipulated agreement the individual agrees with the terms set forth and they waive their right to a hearing and filing of a written exception.
- Two (2) individuals elected to enter into a Stipulated Agreement with the Department.
- These agreements have been approved by the Department and are presented to the Commission consideration and approval.



Suggested Motions

- “Move to approve the Stipulated Agreement entered into by Luis Gomez”.
- “Move to approve the Stipulated Agreement entered into by Jimmy Gonzales”.



Group 4 -- Failure to Pay Penalty Assessment

- 245 individuals who have failed to pay a penalty assessment within 30 days of the violation
- 17-2-10.2 NMSA requires that all penalty assessments be submitted within thirty days of issuance, 17-2-10.3 authorizes the Commission to revoke the hunting and fishing licenses of a person who fails to pay the penalty assessment



Group 5 - Revocation of individuals due to the Parental Responsibility Act (PRA)

- 369 obligors that the Human Services Department reported as being out of compliance with PRA in January, February and March
- The Commission is required to suspend all license privileges for non-compliant obligors until they return into compliance.



Suggested Motion

- “Move to authorize the Department to administer these suspensions on behalf of the Commission, including the issuance and service of a Notice of Contemplated Action to each individual listed that has failed to pay a penalty assessment within 30 days, or, is out of compliance with the Parental Responsibility Act.”



Questions?



Field Operations Division