TITLE 19  NATURAL RESOURCES AND WILDLIFE
CHAPTER 31  HUNTING AND FISHING
PART 21  JAVELINA

19.31.21.1  ISSUING AGENCY: New Mexico Department of Game and Fish.
[19.31.21.1 NMAC - Rp, 19.31.21.1 NMAC, 4-1-15]

19.31.21.2  SCOPE: Sportspersons interested in javelina hunting and management. Additional requirements may be found in Chapter 17, NMSA 1978, and Chapters 30, 31, 32 and 33 of Title 19.
[19.31.21.2 NMAC - Rp, 19.31.21.2 NMAC, 4-1-15]

19.31.21.3  STATUTORY AUTHORITY: 17-1-14 and 17-1-26 NMSA 1978 provide that the New Mexico state game commission has the authority to establish rules and regulations that it may deem necessary to carry out the purpose of Chapter 17 NMSA 1978 and all other acts pertaining to protected mammals, birds, and fish.
[19.31.21.3 NMAC - Rp, 19.31.21.3 NMAC, 4-1-15]

[19.31.21.4 NMAC - Rp, 19.31.21.4 NMAC, 4-1-15]

19.31.21.5  EFFECTIVE DATE: April 1, 2015, unless a later date is cited at the end of a section.
[19.31.21.5 NMAC - Rp, 19.31.21.5 NMAC, 4-1-15]

19.31.21.6  OBJECTIVE: Establishing open hunting seasons and regulation, rules, and procedures governing the distribution and issuance of javelina permits and licenses by the department.
[19.31.21.6 NMAC - Rp, 19.31.21.6 NMAC, 4-1-15]

19.31.21.7  DEFINITIONS:
A.  "Arrows" shall mean only those arrows or bolts having broadheads with steel cutting edges.
B.  "Baiting" shall mean the placing, exposing, depositing, distributing, or scattering of any salt, grain, scent or other feed on or over areas where hunters are attempting to take javelina.
C.  "Bow" shall mean compound, recurve, or long bow. Sights on bows shall not project light nor magnify.
D.  "Crossbows" shall mean a device with a bow limb or band of flexible material that is attached horizontally to a stock and has a mechanism to hold the string in a cocked position. Sights on crossbows shall not project light nor magnify.
E.  "Department" shall mean the New Mexico department of game and fish.
F.  "Director" shall mean the director of the New Mexico department of game and fish.
G.  "ES or either sex" shall mean any one animal of the species.
H.  "Game management unit" or "GMU" shall mean those areas as described in 19.30.4 NMAC, Boundary Descriptions for Game Management Units.
I.  "License" shall mean a valid official document that is issued or approved by the director that each person hunting javelina in New Mexico must have or obtain prior to hunting.
J.  "License year" shall mean the period from April 1 through March 31.
K.  "Centerfire firearms" shall mean any center-fire firearms, not to include any fully automatic firearms.
L.  "Shotgun" shall mean only those shotguns firing shot or slug that are designed to be fired from the shoulder.
M.  "Muzzle-loader or muzzle-loading firearms" shall mean those rifles and shotguns in which the charge and projectile are loaded through the muzzle. Only black powder, Pyrodex or equivalent black powder substitute may be used. Use of smokeless powder is prohibited. Legal muzzle-loader shotguns shall be only those shotguns capable of being fired from the shoulder.
N.  "Wildlife management areas" or "WMAs" shall mean those areas as described in the state game commission’s rule 19.34.5 NMAC, Boundary Descriptions for Wildlife Management Areas.
[19.31.21.7 NMAC - Rp, 19.31.21.7 NMAC, 4-1-15]
19.31.21.8 ADJUSTMENT OF LICENSES, PERMITS, AUTHORIZATIONS AND HARVEST LIMITS: The director, with the verbal concurrence of the chairman or his designee, may adjust the number of licenses or permits for javelina up or down by no more than twenty percent of the total permits available in the area or GMU to address significant changes in population levels or habitat availability. The director may consider requests from organizations or private landowners working with children suffering from terminal illness or disease to change season dates, weapon types or bag limits to provide for special hunting situations on a case by case basis. The director may change or cancel any hunts on military lands to accommodate closures on those lands; provided the subsequent hunts have the same season length and bag limit as assigned on the original hunt code.

[19.31.21.8 NMAC - Rp, 19.31.21.8 NMAC, 4-1-15]

19.31.21.9 JAVELINA LICENSE APPLICATION REQUIREMENTS AND RESTRICTIONS:
A. One license per javelina per year: It shall be unlawful for anyone to hold more than one permit or license for javelina during a current license year unless otherwise allowed by rule.
B. Validity of license or permit: All javelina entry permits, licenses or authorizations shall be valid only for the specified dates, eligibility requirements or restrictions, legal sporting arms, bag limit and area specified by the hunt code printed on the permit or license.
C. Youth only (YO) hunts: It shall be unlawful for anyone to apply for a youth only (YO) javelina license, except as allowed by 19.31.3.11 NMAC.
D. Military only hunts: It shall be unlawful for anyone to apply for a military only javelina license, except as allowed by 19.31.3.11 NMAC.
E. License purchase: Over-the-counter javelina hunters must purchase a javelina license at least two days prior to hunting javelina.

[19.31.21.9 NMAC - Rp, 19.31.21.9 NMAC, 4-1-15; A, 1-17-17]

19.31.21.10 JAVELINA MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:
A. Seasons and hours: Javelina may be only hunted or taken during open seasons and only during the period from one-half hour before sunrise to one-half hour after sunset.
B. Bag limit: It is unlawful for any person to hunt for or take more than one javelina during a current license year unless otherwise provided by regulation.
C. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize the carcasses of javelina that are improperly tagged.
D. Use of dogs in hunting: It shall be unlawful to use dogs to hunt javelina, except leashed dogs may be used to locate wounded or dead javelina. Hunters must register with the appropriate department area office for the GMU they will be hunting before their hunt begins to use a dog in this manner.
E. Use of baits or scents: It shall be unlawful for anyone to take or attempt to take any javelina by use of baits or scents. Scent masking agents on one's person are allowed.
F. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any javelina.
G. Use of calling devices: It shall be unlawful to use any electrically or mechanically recorded calling device in taking or attempting to take any javelina.
H. Killing out-of-season: It shall be unlawful to kill any javelina out of their respective hunting seasons.
I. Legal sporting arms or weapon types for javelina are as follows: any center-fire rifle; any center-fire handgun; shotguns not smaller than 28 gauge, firing a single slug; muzzle-loading rifles (muzzle-loading handguns are legal sporting arms for javelina); bows and arrows; and crossbows and bolts.
J. Bullets: It shall be unlawful to take or attempt to take javelina by the use of tracer ammunition or any ammunition loaded with a full metal jacketed bullet. Only soft-nosed or hollow-pointed bullets may be used in hunting or taking javelina.
K. Areas closed to javelina hunting: The following areas shall remain closed to javelina hunting, except as permitted by regulation: all wildlife management areas, except the following lesser prairie-chicken areas: Black Hills east and west; Claudell; Crossroads 1-5; Gallina Wells 1, 1A, 1B, and 2-6; Liberty; Marshall; Milnesand; north, south, and east Bluit; Wayside; Antelope Flats; Bledsoe; Little Dipper; Pitchfork; Ranger lake; and Sandhills Prairie conservation area.

[19.31.21.10 NMAC - Rp, 19.31.21.10 NMAC, 4-1-16; A, 04-01-2018]
19.31.21.11 JAVELINA HUNTING SEASONS: Javelina hunts for the 2015-16 through the 2018-19 hunt seasons shall be as indicated below, listing the open GMUs or areas, eligibility requirements or restrictions, hunt dates, hunt codes, number of licenses, and bag limit. Hunt codes for javelina hunts allowing “any legal weapon” type shall be designated JAV-1, hunt codes for javelina hunts allowing “archery only” weapon type shall be designated as JAV-2. Youth hunters must provide their hunter education certification number on their application. Mobility impaired hunt applicants shall meet eligibility requirements, as designated by the director, prior to applying for mobility impaired hunts. Military only hunters must be full time active military and proof of military status must accompany application or, if applying online, forwarded to the department by the application deadline date. The open area for the JAV-2-101 and the JAV-1-102 hunts include the Big Hatchets special management area in GMU 26.

A. Entry hunts:

<table>
<thead>
<tr>
<th>open GMUs or areas</th>
<th>hunt start</th>
<th>hunt end</th>
<th>hunt code</th>
<th>licenses</th>
<th>bag limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>statewide, YO</td>
<td>1/1</td>
<td>3/31</td>
<td>JAV-1-100</td>
<td>150</td>
<td>ES</td>
</tr>
<tr>
<td>GMUs 19, 23, 24, 25, 26 and 27</td>
<td>1/1</td>
<td>1/31</td>
<td>JAV-2-101</td>
<td>300</td>
<td>ES</td>
</tr>
<tr>
<td></td>
<td>2/1</td>
<td>3/1</td>
<td>JAV-1-102</td>
<td>1000</td>
<td>ES</td>
</tr>
<tr>
<td>28 McGregor range, military only. This hunt is the last weekend in December each year.</td>
<td>12/26/2015</td>
<td>12/27/15</td>
<td></td>
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<tr>
<td></td>
<td>12/30/2017</td>
<td>12/30/18</td>
<td></td>
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<tr>
<td></td>
<td>12/1/2016</td>
<td>1/1/17</td>
<td></td>
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<tr>
<td></td>
<td>12/29/2018</td>
<td>12/31/17</td>
<td></td>
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<td></td>
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<td></td>
<td></td>
<td></td>
<td>JAV-1-105</td>
<td>5</td>
<td>ES</td>
</tr>
</tbody>
</table>

B. Over-the-counter hunts: The hunt area shall be statewide except GMUs 19, 23, 24, 25, 26, 27 and 28.

<table>
<thead>
<tr>
<th>open GMUs or areas</th>
<th>hunt start</th>
<th>hunt end</th>
<th>hunt code</th>
<th>licenses</th>
<th>bag limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Statewide except GMUs 19, 23, 24, 25, 26, 27 and 28</td>
<td>1/1</td>
<td>1/31</td>
<td>JAV-2-103</td>
<td>300</td>
<td>ES</td>
</tr>
<tr>
<td></td>
<td>1/16</td>
<td>3/31</td>
<td>JAV-1-104</td>
<td>1000</td>
<td>ES</td>
</tr>
</tbody>
</table>

C. Properly licensed deer or elk hunters that possess JAV-1-100 may hunt javelina outside of the published javelina hunt dates but only during the same dates and in the same area as their deer or elk hunt. Properly licensed deer or elk hunters that possess JAV-2-103 and JAV-1-104 may hunt javelina outside of the published javelina hunt dates but only during the same dates and in the same area as their deer or elk hunt, except in GMUs 19, 23, 24, 25, 26, 27 and 28. Hunters must use the same weapon type listed on their respective deer or elk license.

[19.31.21.11 NMAC - Rp, 19.31.21.11 NMAC, 4-1-15; A, 1-17-17]

HISTORY OF 19.31.21 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the State Records Center and Archives under:

Regulation No. 482, Establishing Seasons On Deer, Bear, Turkey, Elk, Antelope, Dusky Grouse, Tassel-Eared And Chickaree Squirrel, And Barbary Sheep, filed 5/31/67;
Regulation No. 487, Establishing 1967 Seasons On Javelina And Barbary Sheep, filed 12/15/67;
Regulation No. 489, Establishing Turkey Seasons For The Spring of 1968, filed 3/1/68;
Regulation No. 491, Establishing Big Game Seasons For 1968 For Jicarilla Reservation, filed 3/1/68;
Regulation No. 492, Establishing Seasons On Deer, Bear, Turkey, Elk, Antelope, Dusky Grouse, Tassel-Eared And Chickaree Squirrel, And Barbary Sheep, filed 6/6/68;
Regulation No. 495, Establishing A Season On Bighorn Sheep, filed 10/2/68;
Regulation No. 496, Establishing An Elk Season In The Tres Piedras Area, Elk Area P-6, filed 12/11/68;
Regulation No. 502, Establishing Turkey Seasons For The Spring Of 1969, filed 3/5/69;
Regulation No. 503, Establishing 1969 Deer Seasons For Bowhunting Only And Big Game Seasons For The Jicarilla Indian Reservation, filed 3/5/69;
Regulation 504, Establishing Seasons on Deer, Bear, Turkey, Dusky Grouse, Chickaree And Tassel-Eared Squirrel, And Barby Sheep, filed 6/4/69;
Regulation No. 507, Establishing A Season On Bighorn Sheep, filed 8/26/69;
Regulation No. 512, Establishing Turkey Season For The Spring Of 1970, filed 2/20/70;
Regulation No. 513, Establishing Deer Season For Bowhunting Only In Sandia State Game Refuge, filed 2/20/70;
Regulation No. 514, Establishing Seasons On Deer, Bear, Turkey, Elk, Antelope, Dusky Grouse, Tassel-Eared And Chickaree Squirrel, Barby Sheep And Bighorn Sheep, filed 6/9/70;
Regulation No 520, Establishing Turkey Seasons For The Spring Of 1971, filed 3/9/71;
Regulation No. 522, Establishing 1971 Seasons On Deer, Bear, Turkey, And Elk On The Jicarilla Apache Indian Reservation, filed 3/9/71;
Regulation No. 523, Establishing Seasons On Deer, Turkey, Bear, Cougar, Dusky Grouse, Chickaree And Tassel-Eared And Chickaree Squirrel, Elk, Antelope, Barby Sheep And Bighorn Sheep, filed 6/9/71;
Regulation No. 531, Establishing A Season On Javelina, filed 12/17/71;
Regulation No. 532, Establishing Turkey Seasons For The Spring Of 1972, filed 3/20/72;
Regulation No. 534, Establishing 1972 Seasons On Deer, Bear, Turkey, And Elk On The Jicarilla Apache Indian Reservation, filed 3/20/72;
Regulation No. 536, Establishing Seasons On Deer, Turkey, Bear, Cougar, Dusky Grouse, Chickaree And Tassel-Eared Squirrel, Elk, Antelope, Barby Sheep And Bighorn Sheep, filed 6/26/72;
Regulation No. 542, Establishing A Season On Javelina, filed 12/1/72;
Regulation No. 545, Establishing Turkey Seasons For The Spring Of 1973, filed 2/26/73;
Regulation No. 546, Establishing 1973 Seasons On Deer, Bear, Turkey, And Elk On The Jicarilla Apache Indian Reservation, filed 2/26/73;
Regulation No. 547, Establishing Seasons On Deer, Turkey, Bear, Cougar, Dusky Grouse, Chickaree And Tassel-Eared Squirrel, Elk, Antelope, Barby Sheep And Bighorn Sheep, And Javelina, filed 5/31/73;
Regulation No. 554, Establishing Special Turkey Seasons For The Spring of 1974, filed 3/4/74;
Regulation No. 556, Establishing 1974 Seasons On Deer, Bear, Turkey, And Elk On The Jicarilla Apache Indian Reservation, filed 3/14/74;
Regulation No. 558, Establishing Seasons On Deer, Turkey, Bear, Cougar, Dusky Grouse, Tassel-Eared And Chickaree Squirrel, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx, And Ibex, filed 5/29/74;
Regulation No. 565, Establishing Special Turkey Seasons For The Spring Of 1975, filed 3/24/75;
Regulation No. 567, Establishing 1975 Seasons On Deer, Bear, And Turkey On The Jicarilla Apache And Navajo Indian Reservations And On Elk On The Jicarilla Apache Indian Reservation, filed 3/24/75;
Regulation No. 568, Establishing Seasons On Deer, Turkey, Bear, Cougar, Dusky Grouse, Chickaree And Tassel-Eared Squirrel, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex, filed 6/25/75;
Regulation No. 573, Establishing Seasons On Deer, Turkey, Bear, Cougar, Dusky Grouse, Tassel-Eared And Chickaree Squirrel, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex, filed 2/23/76;
Regulation No. 583, Establishing Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex, filed 2/11/77;
Regulation No. 590, Establishing Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex, filed 2/15/78;
Regulation No. 596, Establishing Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex, filed 2/23/79;
Regulation No. 603, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1980 through March 31, 1981, filed 2/22/80;
Regulation No. 609, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1981 through March 31, 1982, filed 3/17/81;
Regulation No. 614, Establishing Open Seasons On Deer, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1982 through March 31, 1983, filed 3/10/82;
Regulation No. 622, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1983 through March 31, 1984, filed 3/9/83;
Regulation No. 628, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1984 through March 31, 1985, filed 4/2/84;
Regulation No. 634, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1985 Through March 31, 1986, filed 4/18/85;
Regulation No. 640, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barby Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1986 through March 31, 1987, filed 3/25/86;
Regulation No. 645, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barbary Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1987 through March 31, 1988, filed 2/12/87;
Regulation No. 653, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barbary Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1988 through March 31, 1989, filed 12/18/87;
Regulation No. 663, Establishing Opening Spring Turkey For The Period April 1, 1989 through March 31, 1990, filed 3/28/89;
Regulation No. 664, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barbary Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1989 through March 31, 1990, filed 3/20/89;
Regulation No. 674, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barbary Sheep, Bighorn Sheep, Javelina, Oryx And Ibex For The Period April 1, 1990 through March 31, 1991, filed 11/21/89;
Regulation No. 683, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barbary Sheep, Bighorn Sheep, Javelina, Oryx, And Ibex For The Period April 1, 1991 through March 31, 1992, filed 2/8/91;
Regulation No. 689, Establishing Open Seasons On Deer, Turkey, Bear, Cougar, Elk, Antelope, Barbary Sheep, Bighorn Sheep, Javelina, Oryx, And Ibex For The Period April 1, 1992 through March 31, 1993, filed 3/4/92;

History of Repealed Material:
19.31.8 NMAC, Big Game, filed 3-1-2001 - duration expired 3-31-2003.
19.31.8 NMAC, Big Game and Turkey, filed 3-3-2003 - duration expired 3-31-2005.