

AGENDA ITEM NO. 17

Update the Commission on the progress of repealing and replacing the Revocation Rule (19.31.2 NMAC)



BACKGROUND

- **Chapter 17 NMSA, gives the Commission authority to revoke or suspend the following:**
 - **Hunting, fishing and trapping licenses (up to three years)**
 - **Certificates, permits or other agreements**



TYPES OF REVOCATIONS

- **3 year average (2008-2010) by type:**
 - Hunting & Fishing Violations (20+pts) 63/year
 - Fail to pay Penalty Assess. 540/year
 - Parental Responsibility Act 285/year
 - Wildlife Violators Compact 3/year
 - Outfitters/Guides 8/year
 - Landowner Agreements >1/year
- TOTAL: approximately 900/year



What have we done?

- We have removed or corrected outdated references to other rules
- Consulted with the Attorney General's office to ensure that the Commission and the department are fully in compliance with other laws and agreements
- Revised the "point categories" to ensure fairness while maintaining a deterrence
- Developed language and processes that differentiate a revocation vs. a suspension
- Developed processes and procedures to more efficiently process suspensions while protecting the rights of potential revokees



Where are we now?

- An initial draft new rule was posted on our website for public review and comment on 4/30/2012
- A revised draft was posted on 5/11/2012
- So far, only a few comments have been received, we will carefully consider all comments
- Most recent draft was re-posted 6/19/2012



WHAT'S NEXT?

- Continue to monitor public input
- Revise the draft in response to any additional public or Commission input
- Present the final draft rule at the August, 2012 Commission meeting for possible action



Commission Direction

No motion required at this time

- Questions or comments?

