

Agenda Briefing No. 18

Request to open the Falconry Rule
(19.35.8 NMAC) for amendment



Juvenile Falcon

Falconry Rule Background

November 7, 2008

- Change federal rules governing Falconry (50 CFR Parts 21 & 22)

January 1, 2014

- State's deadline to implement Falconry rule changes

Falconry

Rule Amendment Considerations

1. Greater definitions/new categories
2. Single Permitting system by NMDGF
 - USFWS will no longer issue falconry permits
3. Season length
4. Falconer allowances/restrictions
5. Non-resident & Temporary Foreign Visitor allowance
6. Facility & Equipment requirements
7. Hybrid Raptors
8. Disposition of held Raptors
9. New Falconry Exam for apprentices



Female Red tail Hawk

Falconry

Rule Amendment Considerations Cont.

10. Compliant with the new federal regulations
11. Enrolled in the 3-186A electronic reporting system
12. Misc. minor changes

State Falconry Considerations

- Raptor Take is limited and regulated by State
 - 89 Falconers in New Mexico
 - Eligibility is restricted to Falconry Class Level (apprentice, general, master)
 - Raptor Take Policy (Director's Approved)
 1. Annual draw system
 2. Season dates, number of take, age class, etc.
 3. Locations of take, reporting & data collection

USFWS Approval

- 2011 Commission Adoption
- Submitted to USFWS – by NMDGF Director -
By Sept 1
- Fed Review & Approval
- Fed Publishing (fed. reg.)
- Official Implementation Date Jan 2012
(on or before Sep submittal)

Falconry Rule Steps

1. Initiated a draft rule with proposed amendments
1. Once Commission approves -post draft (10/29/2010)
2. Continuous Public Comment (at least 5-6 weeks for update)
3. Update Commission in December 2010
4. Continue to gather public input
5. Seek Commission Approval for Final Rule 2011 (TBD)

Falconry Rule

The Department recommendation

*“Move to open the Falconry rule
(19.35.8 NMAC) for public
comment and future
Commission action to amend
the rule.”*

