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HOUSE BILL 37

**49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010**

INTRODUCED BY

Rodolpho "Rudy" S. Martinez

FOR THE MILITARY AND VETERANS' AFFAIRS COMMITTEE

AN ACT

RELATING TO GAME AND FISH; ESTABLISHING A MILITARY DISCOUNT FOR  
A GENERAL HUNTING AND FISHING LICENSE.

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

(2) "small game" entitles the licensee to hunt  
game birds, other than wild turkey, and squirrel during the  
open seasons for each;

(3) "deer" entitles the licensee to hunt deer

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1 during the open season;

2 (4) "general hunting" entitles the licensee to  
3 hunt deer, squirrel and game birds during the open seasons for  
4 each;

5 (5) "general hunting and fishing" entitles the  
6 licensee to hunt deer, squirrel and game birds and to fish for  
7 game fish during the open seasons for each;

8 (6) "antelope" entitles the licensee to hunt  
9 antelope during the open season;

10 (7) "elk" entitles the licensee to hunt elk  
11 during the open season;

12 (8) "bighorn sheep" entitles the licensee to  
13 hunt bighorn sheep during the open season;

14 (9) "Barbary sheep" entitles the licensee to  
15 hunt Barbary sheep during the open season;

16 (10) "javelina" entitles the licensee to hunt  
17 javelina during the open season;

18 (11) "bear" entitles the licensee to hunt bear  
19 during the open season;

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

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

25 (14) "oryx" entitles the licensee to hunt oryx

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1 during the open season;

2 (15) "ibex" entitles the licensee to hunt ibex  
3 during the open season;

4 (16) "cougar" entitles the licensee to hunt  
5 cougar during the open season;

6 (17) "turkey" entitles the licensee to hunt  
7 turkey during the open season;

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

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

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

23 (21) "temporary small game" entitles the  
24 licensee to hunt game birds, except wild turkey, and squirrel  
25 during a specific period of time indicated on the license;

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

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

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

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

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

24 E. A senior fishing license may be purchased by a  
25 resident who has reached the age of sixty-five years. A senior

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1 fishing license entitles the licensee to fish for game fish  
2 during the open season for each species.

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

8 G. A senior general hunting license may be  
9 purchased by a resident who has reached the age of sixty-five  
10 years. A senior general hunting license entitles the licensee  
11 to hunt for deer, squirrel and game birds during the open  
12 seasons for each species.

13 H. A junior general hunting license may be  
14 purchased by a resident who has not reached the age of eighteen  
15 years. A junior general hunting license entitles the licensee  
16 to hunt for deer, squirrel and game birds during the open  
17 seasons for each species.

18 I. A handicapped fishing license may be purchased  
19 by a resident who has a severe physical impairment that  
20 substantially limits one or more major life activities and who  
21 can furnish adequate proof of this disability to the state game  
22 commission. A handicapped fishing license may be purchased by  
23 a resident who has a developmental disability as defined in  
24 Subsection H of Section 43-1-3 NMSA 1978 and who can furnish  
25 adequate proof of this disability to the state game commission.

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1 A handicapped fishing license entitles the licensee to fish for  
2 game fish during the open season for each species.

3 J. A handicapped general hunting license may be  
4 purchased by a resident who has a severe physical impairment  
5 that substantially limits one or more major life activities and  
6 who can furnish adequate proof of this disability to the state  
7 game commission. A handicapped general hunting license  
8 entitles the licensee to hunt for deer, squirrel and game birds  
9 during the open season for each species.

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

12 L. A second rod validation may be purchased by  
13 either a resident or nonresident. A second rod validation  
14 entitles the licensee to fish using two rods for game fish  
15 during the open season for each species.

16 M. A junior-senior elk license may be purchased by  
17 a resident who has not reached the age of eighteen years or by  
18 a resident who has reached the age of sixty-five years. A  
19 junior-senior elk license entitles the licensee to hunt for elk  
20 during the open season for that species.

21 N. A junior-senior deer license may be purchased by  
22 a resident who is younger than eighteen years or older than  
23 sixty-five years. A junior-senior deer license entitles the  
24 licensee to hunt for deer during the open season for that  
25 species.

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1           O. A junior-senior fishing and small game  
2 combination license may be purchased by a resident who is  
3 younger than eighteen years or older than sixty-five years. A  
4 junior-senior fishing and small game combination license  
5 entitles the licensee to fish for game fish or hunt for  
6 squirrel and game birds, other than wild turkey, during the  
7 open seasons for each species.

8           P. A disabled veteran fishing and small game  
9 combination license may be purchased by a resident who has been  
10 granted a disability by the federal department of veterans  
11 affairs as a result of having served in the armed forces of the  
12 United States if the resident submits to the state game  
13 commission satisfactory proof that the resident was disabled as  
14 a result of having served in the armed forces of the United  
15 States. A disabled veteran fishing and small game combination  
16 license entitles the licensee to fish for game fish or hunt for  
17 squirrel and game birds, other than wild turkey, during the  
18 open season for each species.

19           Q. A military general hunting and fishing license  
20 may be purchased by a member of the armed forces of the United  
21 States who, for a period of not less than ninety days  
22 immediately preceding the date of application for the license,  
23 has been domiciled in New Mexico and has not claimed residency  
24 elsewhere for any purpose. A military general hunting and  
25 fishing license entitles the licensee to hunt deer, squirrel

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1 and game birds and to fish for game fish during the open  
2 seasons for each species."

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

6 "17-3-13. LICENSE FEES.--

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

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

17	Resident, fishing . . . . .	\$25.00
18	Resident, small game . . . . .	20.00
19	Resident, deer . . . . .	36.00
20	Resident, junior-senior, deer . . . . .	24.00
21	Resident, general hunting . . . . .	40.00
22	Resident, general hunting and fishing . . . . .	59.00
23	Resident, senior, handicapped, <u>military</u> ,	
24	general hunting and fishing . . . . .	28.00
25	Resident, junior, general	

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1	hunting and fishing . . . . .	20.00
2	Resident, fishing and small game combination . . .	33.00
3	Resident, junior-senior, fishing and small game	
4	combination . . . . .	16.00
5	Resident, disabled veteran, fishing and small game	
6	combination . . . . .	10.00
7	Resident, antelope . . . . .	50.00
8	Resident, elk cow . . . . .	50.00
9	Resident, elk bull or either sex . . . . .	80.00
10	Resident, junior-senior, elk . . . . .	48.00
11	Resident, bighorn sheep, ram . . . . .	150.00
12	Resident, bighorn sheep, ewe . . . . .	75.00
13	Resident, Barbary sheep . . . . .	100.00
14	Resident, bear . . . . .	44.00
15	Resident, turkey . . . . .	25.00
16	Resident, cougar . . . . .	40.00
17	Resident, oryx . . . . .	150.00
18	Resident, ibex . . . . .	100.00
19	Resident, javelina . . . . .	55.00
20	Resident, fur dealer . . . . .	15.00
21	Resident, trapper . . . . .	20.00
22	Resident, junior trapper . . . . .	9.00
23	Nonresident, fishing . . . . .	56.00
24	Nonresident, junior fishing . . . . .	28.00
25	Nonresident, small game . . . . .	90.00

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1	Nonresident, deer . . . . .	260.00
2	Nonresident, quality deer . . . . .	345.00
3	Nonresident, bear . . . . .	250.00
4	Nonresident, cougar . . . . .	280.00
5	Nonresident, turkey . . . . .	100.00
6	Nonresident, antelope . . . . .	260.00
7	Nonresident, elk cow . . . . .	315.00
8	Nonresident, elk bull or either sex . . . . .	525.00
9	Nonresident, quality elk . . . . .	750.00
10	Nonresident, bighorn sheep . . . . .	3,150.00
11	Nonresident, Barbary sheep . . . . .	350.00
12	Nonresident, oryx . . . . .	1,600.00
13	Nonresident, ibex . . . . .	1,600.00
14	Nonresident, javelina . . . . .	155.00
15	Nonresident, fur dealer . . . . .	125.00
16	Nonresident, trapper . . . . .	345.00
17	Nonresident, nongame . . . . .	65.00
18	Resident, senior, handicapped,	
19	fishing . . . . .	8.00
20	Resident, junior fishing . . . . .	5.00
21	Temporary fishing, one day . . . . .	12.00
22	Temporary fishing, five days . . . . .	24.00
23	Resident, senior, handicapped,	
24	general hunting . . . . .	24.00
25	Resident, junior general hunting . . . . .	15.00

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

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