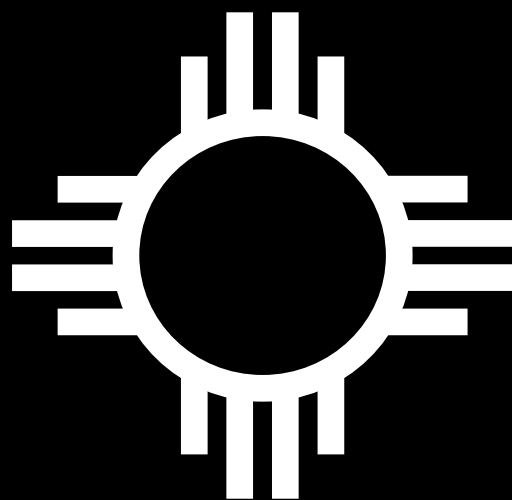


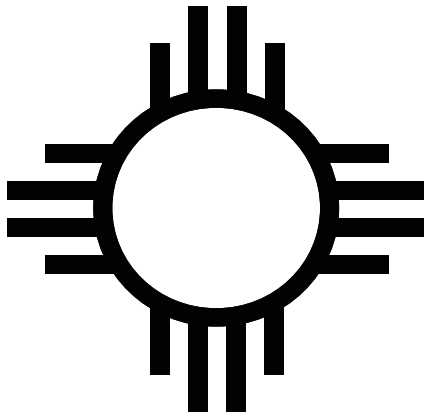
**NEW
MEXICO
REGISTER**



Volume XXIV
Issue Number 6
March 29, 2013

New Mexico Register

**Volume XXIV, Issue Number 6
March 29, 2013**



The official publication for all notices of rulemaking and filings of adopted, proposed and emergency rules in New Mexico

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2013

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New Mexico Register

Volume XXIV, Number 6

March 29, 2013

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Rules published in this issue of the New Mexico Register are effective on the publication date of this issue unless otherwise specified. “No rule shall be valid or enforceable until it is filed with the records center and published in the New Mexico register as provided by the State Rules Act. Unless a later date is otherwise provided by law, the effective date of a rule shall be the date of publication in the New Mexico register.” Section 14-4-5 NMSA 1978.

A=Amended, E=Emergency, N=New, R=Repealed, Rn=Renumbered

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Notices of Rulemaking and Proposed Rules

**NEW MEXICO
ENVIRONMENTAL
IMPROVEMENT BOARD**

NEW MEXICO ENVIRONMENTAL
IMPROVEMENT BOARD
NOTICE OF HEARING POSTPONEMENT

The hearing scheduled for May 3, 2013 (EIB 12-06(R)), regarding the proposed revisions to the New Mexico State Implementation Plan (SIP) for the repeal of Air Quality Regulation Part 98 of 20.2 New Mexico Administrative Code has been postponed until a future date. Public notice will be published when the new hearing date has been established.

For more information, contact Gail Cooke, at gail.cooke@state.nm.us or at (505) 476-4319.

**End of Notices and Proposed
Rules Section**

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Adopted Rules

NEW MEXICO DEPARTMENT OF GAME AND FISH

19.31.13 NMAC, Deer, filed 2-22-2011 is repealed effective 3-29-2013 and replaced by 19.31.13 NMAC, Deer, effective 3-29-2013.

19.31.14 NMAC, Elk, filed 9-15-2010 is repealed effective 3-29-2013 and replaced by 19.31.14 NMAC, Elk, effective 3-29-2013.

NEW MEXICO DEPARTMENT OF GAME AND FISH

TITLE 19 N A T U R A L RESOURCES AND WILDLIFE CHAPTER 31 H U N T I N G A N D FISHING PART 13 D E E R

19.31.13.1 ISSUING AGENCY:
New Mexico Department of Game and Fish.
[19.31.13.1 NMAC - Rp, 19.31.13.1 NMAC,
3-29-13]

19.31.13.2 SCOPE: Sportspersons
interested in deer management and deer
hunting. Additional requirements may
be found in Chapter 17, NMSA 1978, and
Chapters 30, 31, 32 and 33 of Title 19.
[19.31.13.2 NMAC - Rp, 19.31.13.2 NMAC,
3-29-13]

**19.31.13.3 S T A T U T O R Y
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.
[19.31.13.3 NMAC - Rp, 19.31.13.3 NMAC,
3-29-13]

19.31.13.4 DURATION: March
29, 2013 through March 31, 2015.
[19.31.13.4 NMAC - Rp, 19.31.13.4 NMAC,
3-29-13]

19.31.13.5 EFFECTIVE DATE:
March 29, 2013, unless a later date is cited
at the end of individual sections.
[19.31.13.5 NMAC - Rp, 19.31.13.5 NMAC,
3-29-13]

19.31.13.6 O B J E C T I V E :
Establishing open hunting seasons and

regulation, rules, and procedures governing
the distribution and issuance of deer licenses
by the department.

[19.31.13.6 NMAC - Rp, 19.31.13.6 NMAC,
3-29-13]

19.31.13.7 DEFINITIONS:

**A. "A" or "antlerless
deer"** shall mean a deer without antlers.

B. "Arrows" shall mean
only those arrows or bolts having broadheads
with steel cutting edges.

C. "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 deer.

D. "Bow" shall mean
compound, recurve, or long bow. Sights on
bows shall not project light nor magnify.

E. "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.

F. "Deer" shall mean all or
any deer species found in New Mexico.

G. "Deer license" shall
mean a valid official document that is issued
or approved by the director that each person
hunting deer in New Mexico must have or
obtain prior to hunting.

**H. "Deer enhancement
program"** as used herein, shall mean the
department activity that allows the issuance
of not more than two permits for the taking
of one buck deer per permit with the purpose
of raising funds for programs and projects to
benefit deer.

I. "Department" shall
mean the New Mexico department of game
and fish.

J. "Director" shall mean
the director of the New Mexico department
of game and fish.

K. "ES" or "either sex"
shall mean any one animal of the species.

**L. "FAD" or "forked
antlered deer"** shall mean a deer possessing
antlers, one of which shall have a definite
fork showing two or more distinct points. A
burr at the base does not constitute a point
or fork.

**M. "FAMD" or "forked
antlered mule deer"** shall mean a mule deer
possessing antlers, one of which shall have
a definite fork showing two or more distinct
points. A burr at the base does not constitute
a point or fork.

**N. "FAWTD" or "forked
antlered white-tailed deer"** shall mean a
white-tailed deer possessing antlers, one of

which shall have a definite fork showing two
or more distinct points. A burr at the base
does not constitute a point or fork.

**O. "Game management
unit" or "GMU"** shall mean those areas as
described in the state game commission's
rule 19.30.4 NMAC Boundary Descriptions
for Wildlife Management Areas.

P. "High demand hunt" is
hereby defined as a special draw hunt where
the total number of non-resident applicants
for a deer hunt in each unit exceeds 22% of
the total applicants based upon data for the
two immediately preceding years.

Q. "License year" shall
mean the period from April 1 through March
31.

R. "Modern firearms"
shall mean center-fire firearms, not to
include any fully automatic firearms. Legal
shotguns shall be only those shotguns
capable of being fired from the shoulder.

**S. "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.

**T. "Private land-only
deer license"** shall mean the valid official
document for hunting deer on private deeded
land during designated private land-only
hunts. This license shall entitle the holder
to hunt deer only on private deeded land and
only for the sporting arms type, hunt period,
and GMU for which it is validated.

U. "Public draw license"
shall mean the valid official document
awarded through a public drawing for
hunting deer. This valid official license
shall entitle the holder to hunt where hunter
numbers are limited by rule.

V. "Quality hunt" is
hereby defined as a hunt designed to provide
a hunter with an opportunity to achieve
one or more of the following: a potential
harvest from a wider selection of buck deer,
a pleasurable experience based upon timing
and length of hunt season, lower hunter
density, and an increased opportunity for
success.

**W. "Restricted muzzle-
loading rifle"** shall mean any muzzle-
loading rifle using open sights, black powder
or equivalent and firing a traditional lead
bullet. The use of in-line ignition, scopes,
pelleted powder, smokeless powder and
sabots, including powderbelt-type projectiles,
are prohibited.

X. "TBD" or "to be

determined” shall mean the details of hunt dates or hunt areas will be provided by the department to the hunter when the designated population management hunt is initiated.

Y. “Unlimited” shall mean there is no set limit on the number of licenses established for the described hunt areas.

Z. “Web sale” or “web site” shall refer to accessing the department’s internet address.

AA. “Wildlife management areas” or “WMAs” shall mean those areas as described in the state game commission’s rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

BB. “ESWTD” or “either sex white-tailed deer” shall mean any one white-tailed deer.

[19.31.13.7 NMAC - Rp, 19.31.13.7 NMAC, 3-29-13]

19.31.13.8 ADJUSTMENT OF LICENSES, AUTHORIZATIONS, AND HARVEST LIMITS:

The director, with the verbal concurrence of the chairman or his designee, may adjust the number of licenses or authorization certificates up or down by no more than 20% of the total licenses available in the GMU to address significant changes in population levels or to address critical department management needs. This adjustment may be applied to any or all of the specific hunt codes for deer.

[19.31.13.8 NMAC - Rp, 19.31.13.8 NMAC, 3-29-13]

19.31.13.9 DEER LICENSE APPLICATION REQUIREMENTS AND RESTRICTIONS:

A. Restrictions: Private land-only deer licenses shall not be valid on wildlife management areas or for private land hunts in GMUs 2A, 2B, 2C, 4 or 5A.

B. Change of validation: No one other than a department representative may change the hunt code validation marked on any deer license. Such changes must be made on the face of the license using the director’s approved procedures. No changes to the hunt code may be made after the start of the first deer season for which the license is validated. Licenses issued through the draw system are not eligible for validation changes.

C. One deer license per year: It shall be unlawful for anyone to hold more than one license to hunt deer during the current license year unless otherwise specifically allowed by rule.

D. Validity of license: All deer licenses 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 license including those areas designated as public or private land per a current unitization agreement between

the department and U. S. bureau of land management, state land office or other public land holding entity. Over-the-counter licenses shall be valid only for the specified dates, eligibility requirements or restrictions, legal sporting arms, bag limit, and area specified by rule or regulation. Except that a license will be valid on the contiguous deeded land of private property that extends into an adjacent GMU that is open to hunting for deer. This exception shall only apply when the adjacent unit has the same restrictions as to sporting arms type, bag limit, season dates and license availability.

E. Deer hunts: It shall be unlawful for any person:

(1) to hunt with any sporting arms type other than that for which his or her deer license is validated;

(2) to hunt during any season other than that for which his or her deer license is validated;

(3) to hunt in any GMU other than that for which his or her deer license is validated;

(4) to hunt deer on public land in any GMU with a private land-only deer license, unless otherwise specifically allowed by rule;

(5) to knowingly hunt private property without possessing a valid deer license; or

(6) to hunt with any license issued originally to another person, except as specifically allowed by rule or law.

F. Mobility impaired (MI) deer hunts: It shall be unlawful for anyone to apply for a mobility impaired (MI) deer license, except as allowed by 19.31.3.11 NMAC.

G. Youth only (YO) deer hunts: It shall be unlawful for anyone to apply for a youth only (YO) deer license except as allowed by 19.31.3.11 NMAC.

H. Military only deer hunts: It shall be unlawful for anyone to apply for a military only deer license except as allowed by 19.31.3.11 NMAC.

I. GMUs 2A, 2B, 2C, 4 and 5A private land-only hunts:

(1) Persons applying for private land-only deer licenses in GMUs 2A, 2B, 2C, 4 and 5A must do so on a special application form that may only be obtained from landowners in these GMUs.

(2) GMU 2A, 2B, 2C, 4 and 5A landowners may be required to provide proof of land ownership to obtain special application forms from the department’s northwest area office in Albuquerque.

(3) For GMU 5A, the department may use input from landowners to develop a process to distribute special application forms to private landowners that provides reasonable and equitable participation opportunities for landowners.

(4) When applying for private land

hunts in GMU 5A, no more than one person may apply on each application form.

[19.31.13.9 NMAC - Rp, 19.31.13.9 NMAC, 3-29-13]

19.31.13.10 DEER MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:

A. Season and hours: Deer may be hunted or taken only 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 deer during a current license year unless otherwise provided by regulation.

C. [RESERVED]

D. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize any deer carcasses that are improperly notched.

E. Proof of sex: It shall be unlawful for anyone to transport or possess the carcass of a deer without proof of sex. The antlers of any buck deer taken shall remain attached to the skull plate until arriving at a residence, taxidermist, meat processing place, or place of final storage. The scalp and both ears of female or immature male shall accompany the carcass in the same manner.

F. Use of dogs in hunting: It shall be unlawful to use dogs to hunt deer, except leashed dogs may be used to locate wounded or dead deer. 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.

G. Use of baits or scents: It shall be unlawful for anyone to take or attempt to take any deer by use of baits or scents as defined in 19.31.10.7 NMAC. Scent masking agents on one’s person are allowed.

H. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any deer.

I. Use of calling devices: It shall be unlawful to use any electrically or mechanically recorded calling device in taking or attempting to take any deer.

J. Killing out-of-season: It shall be unlawful to kill any deer out of deer hunting season.

K. Bullets: It shall be unlawful to take or attempt to take deer 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 deer.

L. Drugs and explosives: It shall be unlawful to use any form of drug on an arrow or bolt or use arrows or bolts driven by explosives.

M. Legal sporting arms for deer are as follows: any center-fire rifle; any center-fire handgun; shotguns not smaller than 28 gauge, firing a single slug; muzzle-loading rifles; bows and arrows; and crossbows and bolts.

N. Areas closed to deer hunting: The following areas shall remain closed to deer hunting, except as permitted by regulation: Sugarite canyon state park; Wild Rivers recreation area, the Taos valley overlook; all wildlife management areas; the Valle Vidal area; and sub-unit 6B (Valles Caldera national preserve).
[19.31.13.10 NMAC - Rp, 19.31.13.10 NMAC, 3-29-13]

19.31.13.11 DEER CHRONIC WASTING DISEASE CONTROL: The director has the authority to designate possession criteria to any deer hunter where chronic wasting disease is a concern. It shall be unlawful to transport dead deer, or their parts, taken from any game management unit or area identified by the director in which the presence of, or possibility of, exposure to chronic wasting disease has been identified, to any location outside that game management unit except for the following parts of deer:

- A.** meat that is cut and wrapped (either commercially or privately);
- B.** quarters or other portions of meat with no part of the spinal column or head attached;
- C.** meat that has been boned out;
- D.** hides with no heads attached;
- E.** clean skull plates with antlers attached; clean is defined as having been immersed in a bath of at least one part chorine bleach and two parts water with no meat or tissue attached;
- F.** antlers with no meat or tissue attached;
- G.** upper canine teeth, also known as "buglers," "whistlers," or "ivories;"
- H.** finished taxidermied heads.

[19.31.13.11 NMAC - Rp, 19.31.13.11 NMAC, 3-29-13]

19.31.13.12 DEER QUALITY HUNTS: Quality hunts for deer are as follows:

- A.** all hunts in game management sub-unit 2C;
- B.** the third center fire rifle hunt in sub-unit 2B;
- C.** all hunts in game management unit 17;
- D.** all hunts in game management sub-unit 5B;
- E.** all hunts in the Burro mountains hunt area of the Gila national

forest in game management unit 23;

F. all hunts in game management unit 27;

G. all hunts in game management unit 33;

H. all hunts in game management unit 41;

I. the January bow hunts in game management sub-unit 2B;

J. all private land deer conservation incentive hunts;

K. the November bow hunt in Sugarite canyon state park; and

L. all hunts on the Humphries/Rio Chama WMAs.

[19.31.13.12 NMAC - Rp, 19.31.13.12 NMAC, 3-29-13]

19.31.13.13 SPECIAL DEER HUNTING OPPORTUNITIES:

A. Deer habitat enhancement program:

(1) Program description: The director of the department shall collect all proceeds generated through the auction and lottery of special deer permits, and such monies shall be deposited in the game protection fund. These monies shall be made available for expenditure by the department solely for programs and projects to benefit deer and for direct costs appropriated from existing funds available to the department for the preservation, restoration, utilization, and management of deer. Deer enhancement licenses or permits shall be valid from September 1 through January 31, for any legal sporting arms, for each license year. These licenses or permits shall be valid statewide, including department WMAs where hunting is allowed. The bag limit shall be one buck deer. The hunt code shall be DER-1-400. Licenses or permits may be used either by the applicant or any individual of the selected applicant's choice through sale, barter, or gift.

(2) Requirements for issuance of special deer permits:

(a) The state game commission shall authorize the director of the department to issue not more than two special deer permits in any one license year to take one buck deer per permit. The director shall allow the sale of one permit through auction to the highest bidder and one permit to a person selected through a random drawing for the holder of a lottery ticket by the department or by an incorporated, nonprofit organization dedicated to the conservation of deer.

(b) Proposals for auctioning one special deer permit and the sale of lottery tickets to obtain one special deer permit through a random drawing shall be submitted to the director of the department prior to January 31, preceding the license year when the permit may be legally used.

(c) The proposals for auctioning

the special deer permit and the sale of lottery tickets and subsequent selection of a recipient for a second permit through a random draw shall each contain and identify: (i) the name of the organization making the request as well as the names, addresses and telephone numbers of those members of the organization who are coordinating the proposal; (ii) the estimated amount of money to be raised and the rationale for that estimate; and (iii) a copy of the organization's articles of incorporation with a letter attesting that the organization has tax-exempt status. The letter must also affirm that the proponent agrees to the conditions set forth by the director of the department. The letter must be signed and dated by the president and secretary-treasurer, or their equivalents.

(d) The director of the department shall examine all proposals following the close of the application period. The director may reject any application which does not conform to the requirements of this section. In selecting a marketing organization, the director shall consider the qualifications of the organization as a fund raiser; the proposed fund raising plan; the fee charged by the marketing organization for promotional and administrative costs, relative to the funds obtained from auctioning the permit; and the organization's previous involvement with deer management and its conservation objectives. The director may accept any proposal when it is in the best interest of deer to do so.

(e) After a proposal has been approved, the state game commission shall establish open season dates, open areas, and license requirements.

(f) The marketing organization must agree in writing to the following: (a) to transfer all proceeds on or before the tenth day of the month following the auction and drawing for the lottery, and (b) to provide the department with the names, addresses, and the physical descriptions of the individuals to whom the special deer permits are issued.

(g) The department and the marketing organization must agree to the arrangements for the deposit of the proceeds, payment for services rendered, the accounting procedures, and final audit.

(h) Unless his or her hunting privileges have been revoked pursuant to law, any resident of New Mexico, nonresident, or alien is eligible to submit a bid for the special deer lottery permit.

(i) The special deer permits issued through auction and lottery may be transferred through sale, barter or gift by the successful individuals to only other individuals qualified to hunt.

(j) Special deer permits granted through auction or lottery, as described above, shall not be considered 'once-in-a-lifetime' permits.

B. Deer incentive

programs:

(1) **Chronic wasting disease (CWD) reporting incentive:** The director may annually allow up to two deer authorizations to be issued for deer and elk hunters submitting their legally harvested animal for CWD testing. Authorization certificates awarded pursuant to this rule may be transferred through sale, barter, or gift. Deer incentive hunts shall be valid only for the dates, legal sporting arms, bag limit, and area specified by the director.

(2) **Private land deer conservation incentive program:** Private landowners who are conducting significant habitat and management improvements on their deeded lands that significantly benefit deer may submit a deer conservation and management report, subject to review and approval by the department. Upon department approval of the report, the department may offer the landowner various incentives based on the degree of benefit to deer. The incentives may include extended or alternative season dates, or alternate bag limits as approved by the department. The hunt code for any unique hunt season approved pursuant to this program shall be DER-1-600.

[19.31.13.13 NMAC - Rp, 19.31.13.13 NMAC, 3-29-13]

19.31.13.14 DEER POPULATION MANAGEMENT HUNTS:

A. The director or his designee may authorize population management hunts for deer when justified in writing by department personnel.

B. The director or his designee shall designate the sporting arms, season dates, season lengths, bag limits, hunt boundaries, specific requirements or restrictions, and number of licenses. No qualifying license holder shall take more than one deer per license year.

C. Applications must be submitted by the deadline date set by the department.

D. Applications for licenses may be rejected, and fees returned to an applicant, if such applications are not on the proper form or do not supply adequate information.

E. In the event that an applicant is not able to hunt on the dates specified, the applicant's name shall be moved to the bottom of the list and another applicant may be contacted for the hunt.

F. In those instances where a population management hunt is warranted on deeded private lands, the landowner may suggest eligible hunters of their choice by submitting a list of prospective hunter's names to the department for licensing consideration. No more than one-half of the total number of licenses authorized shall be available to landowner identified hunters. The balance of prospective hunters shall be identified by the department.

[19.31.13.14 NMAC - Rp, 19.31.13.14 NMAC, 3-29-13]

19.31.13.15 DEER HUNTS:

A. Public land (and private lands in GMUs 2A, 2B, 2C, 4 and 5A) deer hunts, listing the open GMUs or areas, eligibility requirements or restrictions, hunt dates, hunt code, sporting arms type, number of licenses and bag limit shall be as indicated below. 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 Sandia ranger district of the Cibola national forest in GMU 14 is restricted to bows only. Youth hunters must provide hunter education certificate number on application. Hunters holding a valid archery deer license for GMUs 23 or 24 and did not harvest a deer during their hunt will be allowed to hunt for antlerless deer within the Silver City deer management area as delineated by the department from January 16 through February 5, 2014 and 2015.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
2A	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-100	200	FAD
2A: YO	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-101	50	FAD
2A: private land only	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-102	55	FAD
2A	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-103	40	FAD
2A	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-104	80	FAD
2A: private land only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-105	20	FAD
2A: private land only	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-106	20	FAD
2A	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-107	60	FAD
2A: private land only	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-108	10	FAD
2B	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-109	275	FAD
2B	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-110	375	FAD
2B	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-111	450	FAD
2B: YO	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	DER-1-112	150	FAD
2B: private land only	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-113	25	FAD
2B: private land only	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-114	25	FAD

2B: private land only	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-115	75	FAD
2B	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-116	130	FAD
2B	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-117	180	FAD
2B: YO	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-118	20	FAD
2B: YO	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-119	50	FAD
2B: private land only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-120	10	FAD
2B: private land only	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-121	30	FAD
2B	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-122	175	FAD
2B: YO	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-123	20	FAD
2B: private land only	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-124	10	FAD
2C	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-125	20	FAD
2C: private land only	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-126	8	FAD
2C	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-127	50	FAD
2C: private land only	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-128	15	FAD
2C	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-129	20	FAD
2C: private land only	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-130	9	FAD
4: Humphries/Rio Chama WMAs	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-131	20	FAD
4: Humphries/Rio Chama WMAs	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-132	20	FAD
4: Humphries/Rio Chama WMAs, YO	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-133	10	FAD
4: Humphries/Rio Chama WMAs, YO	11/23-11/27	11/21-11/25	11/27-12/1	11/26-11/30	DER-1-134	5	FAD
4: private land only	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-135	175	FAD
4: private land only	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-136	175	FAD
4: private land only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-137	150	FAD
4: private land only	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-138	100	FAD
5A: public land only	11/8-11/14	11/6-11/12	11/5-11/11	11/4-11/10	DER-1-139	30	FAD
5A: private land only	11/8-11/14	11/6-11/12	11/5-11/11	11/4-11/10	DER-1-140	220	FAD
5A: public land only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-141	30	FAD
5A: private land only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-142	220	FAD
5B	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-143	15	FAD
5B: YO	11/23-11/27	11/21-11/25	11/27-12/1	11/26-11/30	DER-1-144	10	FAD
6A and 6C	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-145	100	FAD
6A and 6C: MI	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	DER-1-146	20	FAD
6A and 6C	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-147	100	FAD
6A and 6C	10/1-10/5	9/29-10/3	9/28-10/2	9/27-10/1	DER-3-148	100	FAD
7	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-149	25	FAD
7	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-150	10	FAD
7	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-151	10	FAD
8	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-152	50	FAD
8: YO	11/19-11/27	11/17-11/25	11/23-12/1	11/22-11/30	DER-2-153	50	FAD

9: including Water canyon and Marquez WMAs	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-154	10	FAD
9: including Water canyon and Marquez WMAs, YO	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-155	10	FAD
9: including Water canyon and Marquez WMAs	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-156	10	FAD
9: including Water canyon and Marquez WMAs, restricted muzzleloader only	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-157	10	FAD
10	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-158	70	FAD
10	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-159	65	FAD
10	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-160	90	FAD
10: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-161	25	FAD
10: MI	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-162	20	FAD
10	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-163	120	FAD
10	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-164	90	FAD
12	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-165	175	FAD
12	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-166	50	FAD
12	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-167	50	FAD
13	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-168	400	FAD
13	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-169	400	FAD
13: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-170	100	FAD
13	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-171	300	FAD
13	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-172	400	FAD
14	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-173	30	FAD
14	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-174	30	FAD
14	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-175	50	FAD
15	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-176	200	FAD
15	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-177	250	FAD
15: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-3-178	100	FAD
16	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-179	300	FAD
16	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-180	300	FAD
16: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-181	100	FAD
16: MI	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-182	25	FAD
16	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-183	400	FAD
16	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-184	300	FAD
17	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-185	100	FAD
17	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-186	100	FAD

17: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-187	100	FAD
17	9/1-9/24	9/1-9/24	9/1-9/24	9/1-9/24	DER-2-188	100	FAD
17	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-189	100	FAD
17	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-190	100	FAD
18	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-191	100	FAD
18	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-192	100	FAD
18	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-193	100	FAD
18	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-194	100	FAD
19: except the White Sands missile range portion, mandatory check-in and check-out	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-195	10	FAD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-196	10	FAD
20	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-197	100	FAD
20	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-198	100	FAD
20	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-199	50	FAD
20	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-200	100	FAD
21	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-201	500	FAD
21	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-202	500	FAD
21: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-203	100	FAD
21	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-204	500	FAD
21	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-205	500	FAD
22	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-206	100	FAD
22	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-207	100	FAD
22: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-208	50	FAD
22	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-209	100	FAD
22	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-210	100	FAD
23: except the Burro mountains hunt area	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-211	500	FAMD
	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-212	100	FAWTD
	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-213	500	FAMD
	12/3-12/11	12/1-12/9	11/30-12/8	11/29-12/7	DER-1-214	50	FAWTD
23: except the Burro mountains hunt area, YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-215	100	FAD
23: Burro mountains hunt area	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-216	25	FAMD
	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-217	25	FAMD
	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-218	25	FAWTD
	12/3-12/11	12/1-12/9	11/30-12/8	11/29-12/7	DER-1-219	25	FAWTD
23: Burro mountains hunt area, YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-220	25	FAD

23: except the Burro mountains hunt area	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-221	400	FAMD
23/24: Silver City management area			1/16-2/5/14	1/16-2/5/15			A
23: except the Burro mountains hunt area	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-222	200	FAWTD
23/24: Silver City management area			1/16-2/5/14	1/16-2/5/15			A
23: Burro mountains hunt area	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-223	50	FAMD
	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-224	50	FAWTD
23: except the Burro mountains hunt area	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-225	500	FAMD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-226	100	FAWTD
23: Burro mountains hunt area	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-227	50	FAMD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-228	50	FAWTD
24: excluding Fort Bayard management area	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-229	400	FAMD
	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-230	100	FAWTD
	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-231	400	FAMD
	12/3-12/11	12/1-12/9	11/30-12/8	11/29-12/7	DER-1-232	50	FAWTD
24: including Fort Bayard management area, YO	10/1-10/9	9/29-10/7	9/28-10/6	9/27-10/5	DER-1-233	50	FAD
24: including Fort Bayard management area, YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-234	50	FAD
24: excluding Fort Bayard management area	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-235	200	FAMD
23/24: Silver City management area			1/16-2/5/14	1/16-2/5/15			A
24: excluding Fort Bayard management area	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-236	100	FAWTD
23/24: Silver City management area			1/16-2/5/14	1/16-2/5/15			A
24: excluding Fort Bayard management area	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-237	400	FAMD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-238	100	FAWTD
25	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-239	100	FAD
25	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-240	100	FAD
25	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-241	100	FAD
25	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-242	50	FAD
26: excluding the Big Hatchets management area	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-243	100	FAD
	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-244	100	FAD
	9/1-9/24 1/1-1/15/12	9/1-9/24 1/1-1/15/13	9/1-9/24 1/1-1/15/14	9/1-9/24 1/1-1/15/15	DER-2-245	50	FAD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-246	100	FAD
27	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-247	50	FAMD
27	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-248	50	FAWTD
27	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-249	50	FAMD

27	12/3-12/11	12/1-12/9	11/30-12/8	11/29-12/7	DER-1-250	25	FAWTD
27: YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-251	25	FAD
27	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-252	50	FAMD
27	1/1-1/15/12	1/1-1/15/13	1/1-1/15/14	1/1-1/15/15	DER-2-253	50	FAWTD
27	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-254	50	FAMD
27	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-3-255	50	FAWTD
28: McGregor range	10/8-10/9	10/6-10/7	10/5-10/6	10/4-10/5	DER-1-256	20	FAD
28: McGregor range, military only	10/8-10/9	10/6-10/7	10/5-10/6	10/4-10/5	DER-1-257	20	FAD
29	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-258	175	FAD
29	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-259	175	FAD
29	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-260	200	FAD
29	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-261	75	FAD
30	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-262	1,000	FAD
30	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-263	1,500	FAD
30: YO	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-264	250	FAD
30: YO	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-265	250	FAD
30	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-266	300	FAD
30	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-267	500	FAD
31: including Brantley WMA	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-268	450	FAD
	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-269	450	FAD
	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-270	250	FAD
	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-271	150	FAD
32	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-272	625	FAD
32	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-273	625	FAD
32: portions of unit, YO	12/16-12/31	12/16-12/31	12/16-12/31	12/16-12/31	DER-1-274	25	A
32: portions of unit	1/16-1/31/12	1/16-1/31/13	1/16-1/31/14	1/16-1/31/15	DER-1-275	25	A
32	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-276	250	FAD
32	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-277	150	FAD
33	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-278	150	FAD
33	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-279	150	FAD
33	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-280	100	FAD
33: restricted muzzleloader only	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-281	150	FAD
31/33 Brantley WMA, Seven Rivers and Huey waterfowl management areas only, YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-3-282	20	A

31/33 Brantley WMA, Seven Rivers and Huey waterfowl management areas only, YO	12/26-1/1/12	12/26-1/1/13	12/26-1/1/14	12/26-1/1/15	DER-3-283	20	A
34	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-284	1,200	FAD
34	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	DER-1-285	1,200	FAD
34: YO	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-286	50	FAD
34: MI	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-287	50	FAD
34	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-288	800	FAD
34	10/1-10/5	9/29-10/3	9/28-10/2	9/27-10/1	DER-3-289	350	FAD
36: except Fort Stanton	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-290	300	FAD
36: except Fort Stanton	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-291	300	FAD
36: including Fort Stanton, YO	11/24-11/27 12/3-12/4 12/10-12/11	11/22-11/25 12/1-12/2 12/8-12/9	11/28-12/1 12/7-12/8 12/14-12/15	11/27-11/30 12/6-12/7 12/13-12/14	DER-1-292	25	FAD
36: including Fort Stanton	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-293	300	FAD
36: except Fort Stanton	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-294	100	FAD
36: including Fort Stanton, YO	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-295	25	FAD
37	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-296	600	FAD
37	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-297	600	FAD
37	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-298	200	FAD
37	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-299	225	FAD
38	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-300	350	FAD
38	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-301	350	FAD
38	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-302	200	FAD
38	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-303	200	FAD
39	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-304	50	FAD
39	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-305	50	FAD
39	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-306	50	FAD
39	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-307	50	FAD
40	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	DER-1-308	50	FAD
40	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	DER-1-309	50	FAD
40	9/1-9/22 1/1-1/15/12	9/1-9/22 1/1-1/15/13	9/1-9/22 1/1-1/15/14	9/1-9/22 1/1-1/15/15	DER-2-310	50	FAD
40	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-3-311	25	FAD
41	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-312	35	FAD
41	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-313	35	FAD
41	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	DER-1-314	10	FAWTD
41: YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-315	5	FAD
41: YO	12/3-12/7	12/1-12/5	12/7-12/11	12/6-12/10	DER-1-316	15	ESWTD
41	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-317	10	FAD
41	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-318	25	FAD
42	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-319	60	FAD

42	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-320	60	FAD
42	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-321	10	FAWTD
42	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-322	10	FAD
42	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-323	10	FAD
43	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-324	35	FAD
43	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-325	35	FAD
43	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-326	15	FAD
43	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-327	10	FAD
45	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-328	250	FAD
45	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-329	250	FAD
45: YO	11/24-11/27 12/3-12/4	11/22-11/25 12/1-12/2	11/28-12/1 12/7-12/8	11/27-11/30 12/6-12/7	DER-1-330	25	FAD
45: MI	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-331	25	FAD
45	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-332	150	FAD
45	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-333	110	FAD
45	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	DER-3-334	40	FAD
47	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-335	20	FAD
47	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-336	20	FAD
47	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-337	10	FAD
47	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-338	20	FAD
48	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-339	50	FAD
48	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-340	50	FAD
48	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-341	50	FAD
49	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-342	100	FAD
49	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-343	100	FAD
49	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-344	100	FAD
50	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-345	50	FAD
50	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-346	50	FAD
50	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-347	10	FAD
51A	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-348	85	FAD
51A	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-349	85	FAD
51A	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-350	70	FAD
51B	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-351	15	FAD
51B	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-352	15	FAD
51B	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-353	10	FAD
52	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-354	100	FAD
52	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-355	100	FAD
52	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-356	100	FAD
52: restricted muzzleloader only	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-357	30	FAD
53	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-358	100	FAD
53	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-359	100	FAD
53	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-360	90	FAD
54/55: Colin Neblet WMA	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-361	15	FAD
54/55: Colin Neblet WMA	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-362	15	FAD
55: ES Barker WMA	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-363	5	FAD
55: ES Barker WMA, YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-364	5	FAD

55: Urraca WMA	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-365	10	FAD
55: Urraca WMA	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-366	10	FAD
56	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-367	15	FAD
56	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-368	15	FAD
56: YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-369	10	FAD
56	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-370	10	FAD
56	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-371	10	FAD
57	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-372	25	FAD
57	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-373	25	FAD
57	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-374	10	FAWTD
57: YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-375	10	FAD
57	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-376	15	FAD
57: Sugarite canyon state park	11/1-11/30	11/1-11/30	11/1-11/30	11/1-11/30	DER-2-377	40	FAD
57	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-378	15	FAD
58	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-379	30	FAD
58	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-380	30	FAD
58	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	DER-1-381	10	FAWTD
58: YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-382	10	FAD
58: YO	12/3-12/7	12/1-12/5	12/7-12/11	12/6-12/10	DER-1-383	15	ESWTD
58	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-384	15	FAD
58	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-385	15	FAD
59	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-386	35	FAD
59	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-387	35	FAD
59	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	DER-1-388	10	FAWTD
59: YO	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-389	5	FAD
59: YO	12/3-12/7	12/1-12/5	12/7-12/11	12/6-12/10	DER-1-390	15	ESWTD
59	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-391	10	FAD
59	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-392	25	FAD

B. Private land-only deer hunts: Private land-only deer licenses shall be restricted to the season dates, eligibility requirements or restrictions, sporting arms type, and bag limit that corresponds to the public land hunt code listed in 19.31.13.15 NMAC for the GMU where the private landowner's property lies. Private land-only deer licenses shall be unlimited and available from any license vendor and the department's web site; however, only one private land-only deer license will be issued. Private land-only hunters in GMUs 2A, 2B, 2C, 4 and 5A must obtain a special application form from landowner and apply through the draw. Private land-only hunts in GMUs 8, 46, 54, and 55 shall be as indicated below:

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	licenses	bag limit
8 for any legal sporting arm	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	DER-1-450	unlimited	FAD
8 for legal muzzle loading rifles or bows	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-451	unlimited	FAD
46 for any legal sporting arm	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-452	unlimited	FAD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-453	unlimited	FAD
46 bows only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-454	unlimited	FAD
46 for legal muzzle loading rifles or bows	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-455	unlimited	FAD
54 for any legal sporting arm	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-456	unlimited	FAD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-457	unlimited	FAD
	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-458	unlimited	FAWTD
54 bows only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-459	unlimited	FAD

54 for legal muzzle loading rifles or bows	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-460	unlimited	FAD
55 for any legal sporting arm	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	DER-1-461	unlimited	FAD
	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	DER-1-462	unlimited	FAD
55 bows only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	DER-2-463	unlimited	FAD
55 for legal muzzle loading rifles or bows	9/24-9/30	9/24-9/30	9/24-9/30	9/24-9/30	DER-3-464	unlimited	FAD
55B for any legal sporting arm	11/24-11/27	11/22-11/25	11/28-12/1	11/27-11/30	DER-1-465	unlimited	FAWTD

[19.31.13.15 NMAC - Rp, 19.31.13.15 NMAC, 3-29-13]

**NEW MEXICO
DEPARTMENT OF GAME
AND FISH**

**TITLE 19 N A T U R A L
RESOURCES AND WILDLIFE
CHAPTER 31 HUNTING AND
FISHING
PART 14 ELK**

19.31.14.1 ISSUING AGENCY:
New Mexico Department of Game and Fish.
[19.31.14.1 NMAC - Rp, 19.31.14.1 NMAC,
3-29-13]

19.31.14.2 SCOPE: Sportspersons interested in elk management and elk hunting. Additional requirements may be found in Chapter 17, NMSA 1978, and Chapters 30, 31, 32 and 33 of Title 19.
[19.31.14.2 NMAC - Rp, 19.31.14.2 NMAC,
3-29-13]

**19.31.14.3 S T A T U T O R Y
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.
[19.31.14.3 NMAC - Rp, 19.31.14.3 NMAC,
3-29-13]

19.31.14.4 DURATION: March 29, 2013 through March 31, 2015.
[19.31.14.4 NMAC - Rp, 19.31.14.4 NMAC,
3-29-13]

19.31.14.5 EFFECTIVE DATE:
March 29, 2013, unless a later date is cited at the end of individual sections.
[19.31.14.5 NMAC - Rp, 19.31.14.5 NMAC,
3-29-13]

19.31.14.6 O B J E C T I V E :
Establishing open hunting seasons and basic regulation, rules, and procedures governing

the issuance of special elk permits and licenses by the department.
[19.31.14.6 NMAC - Rp, 19.31.14.6 NMAC,
3-29-13]

19.31.14.7 DEFINITIONS:
A. “A” or “antlerless elk” shall mean any one elk without antlers.
B. “APRE/6” shall mean any antler point restricted bull elk with a minimum of six visible antler points on one side, a brow tine or eye guard constitutes a point, a burr at the base does not.
C. “Arrows” shall mean only those arrows or bolts having broadheads with steel cutting edges.
D. “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 elk.
E. “Bow” shall mean compound, recurve or long bow. Sights on bows shall not project light nor magnify.
F. “Core occupied elk range” or “COER” shall mean the portion of land within the boundaries of a game management unit (GMU) that is designated by the department as containing the majority of routine and substantial elk use. This shall be the area on which elk management goals and subsequent harvest objectives are based.
G. “Crossbow” 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.
H. “Department” shall mean the New Mexico department of game and fish.
I. “Director” shall mean the director of the New Mexico department of game and fish.
J. “Elk” as used herein, shall mean any wild cervid of the genus Cervus.
K. “Elk enhancement program” and “special elk permits” as used herein, shall mean the department

activity that allows the issuance of not more than two permits for the taking of one bull elk per permit with the purpose of raising funds for programs and projects to benefit elk.

L. “Elk harvest success rate” will mean the success rate of elk hunters who hunted pursuant to licenses issued through the conversion of private land authorizations and public draw licenses in each game management unit as determined by hunter harvest surveys.

M. “Elk region” shall mean a portion of the state designated by the department to administer elk management activities. An elk region describes an assemblage of one or more herd units and encompasses one or more GMUs.

N. “Entry permit” shall entitle the holder of a valid official license to hunt where hunter numbers are limited by rule.

O. “ES” or “either sex” shall mean any one elk.

P. “Game management unit” or “GMU” shall mean those areas as described in the state game commission’s rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

Q. “High demand hunt” is hereby defined as a special draw hunt where the total number of non-resident applicants for an elk hunt in each unit exceeds 22% of the total applicants based on data for the two immediately preceding years.

R. “License” shall mean a valid official document that is issued or approved by the director that each person hunting elk in New Mexico must have or obtain prior to hunting.

S. “License year” shall mean the period from April 1 through March 31.

T. “MB” or “mature bull” shall mean a male elk with at least one brow tine extending six or more inches from the main beam or at least one forked antler with both branches six or more inches long.

U. “Modern firearms” shall mean center-fire firearms, not to include

any fully automatic firearms. Legal shotguns shall be only those shotguns capable of being fired from the shoulder.

V. “Muzzle-loader or muzzle-loading firearms” shall mean those rifles and shotguns in which the charge and projectile are loaded through the muzzle. Only blackpowder, Pyrodex or equivalent blackpowder 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.

W. “Private land authorization certificate” shall mean the document generated by the department and issued to a private landowner that authorizes the holder to purchase a specified license to hunt elk.

X. “Quality hunt” is hereby defined as a hunt designed to provide a hunter with an opportunity to achieve one or more of the following: a pleasurable experience based on timing and length of hunt season, lower hunter density, and an increased opportunity for success.

Y. “TBD” or “to be determined” shall mean the details of a hunt will be provided to the hunter as designated by the director.

Z. “Unlimited” shall mean there is no set limit on the number of permits or licenses established for the described hunt areas.

AA. “Valles Caldera national preserve (VCNP)” shall mean the hunt area within game management sub-unit 6B known as the Valles Caldera national preserve.

BB. “Web sale” shall refer to accessing the department’s internet address to initiate the process to purchase specific elk hunting licenses as designated by the director annually.

CC. “Wildlife management area” or “WMA” shall mean those areas as described in the state game commission’s rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

DD. “Mentor/youth only hunts” or “M/Y” shall mean be limited to one adult (18 years and older) and up to three youth (under 18 years as of opening day of the hunt) hunters. Youth applicants for any mentor/youth only firearm hunts must provide their hunter education certificate number on application.

[19.31.14.7 NMAC - Rp, 19.31.14.7 NMAC, 3-29-13]

19.31.14.8 A D J U S T M E N T 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, permits, or authorization certificates, up or down by

no more than 20% to address significant changes in population levels or to address critical department management needs (exception: GMU 34, elk licenses and authorizations may be adjusted beyond this amount as necessary to meet management objectives). This adjustment may be applied to any or all permits, authorizations, licenses for elk in a specific GMU or designated area. [19.31.14.8 NMAC - Rp, 19.31.14.8 NMAC, 3-29-13]

19.31.14.9 ELK LICENSE APPLICATION REQUIREMENTS AND RESTRICTIONS.

A. One elk permit or license per year: It shall be unlawful for anyone to hold more than one permit or license to hunt elk during the current license year unless otherwise specifically allowed by rule.

B. Validity of license or permit: All elk permits or licenses shall be valid only for the specified dates, eligibility requirements or restrictions, legal sporting arms, bag limit and area specified by the hunt information printed on the permit or license. In GMUs 4, 5A, 46, 54, 55A, 57 and 58, private land “ranch only” elk licenses shall be valid on other private lands within the GMU only if accompanied by written permission from the landowner or designee.

C. Valle Vidal elk once-in-a-lifetime hunts: It shall be unlawful for anyone to apply for a license to hunt bull elk on the Valle Vidal (as described in 19.30.4.11 NMAC) if he or she has ever held a license allowing them to take a bull elk on the Valle Vidal since 1983 except persons that have held a youth-only license may apply for other than youth only licenses as long as they are eligible. This restriction applies to all licenses valid for a bag limit that allows the harvest of an antlered bull elk. It shall be unlawful for anyone to apply for a license to hunt antlerless elk on the Valle Vidal if he or she has ever held a Valle Vidal elk license valid for a bag limit of antlerless since 1983 except persons that have held a youth-only antlerless license may apply for other than youth only antlerless licenses as long as they are eligible. Either sex (ES) or mature bull/antlerless (MB/A) shall not be considered as an “antlerless” license for this restriction. Persons who have held a Valle Vidal elk license through any incentive program are exempt from this restriction.

D. Mobility impaired (MI) elk hunts: It shall be unlawful for anyone to apply for a mobility impaired (MI) elk license, except as allowed by 19.31.3.11 NMAC.

E. Youth only (YO) elk hunts: It shall be unlawful for anyone to apply for youth only (YO) elk license except as allowed by 19.31.3.11 NMAC. [19.31.14.9 NMAC - Rp, 19.31.14.9 NMAC,

3-29-13]

19.31.14.10 ELK MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:

A. Hunt season and hours: Elk may be hunted or taken only 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 elk during a current license year unless otherwise provided by regulation.

C. [RESERVED]

D. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize any elk carcasses that are improperly notched.

E. Proof of sex: It shall be unlawful for anyone to transport or possess the carcass of an elk without proof of sex. The antlers of any bull elk taken shall remain attached to the skull plate until arriving at a residence, taxidermist, meat processing facility, or place of final storage. The scalp and both ears of female or immature male shall accompany the carcass in the same manner.

F. Use of dogs in hunting: It shall be unlawful to use dogs to hunt elk, except leashed dogs may be used to locate wounded or dead elk. 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.

G. Use of baits or scents: It shall be unlawful for anyone to take or attempt to take any elk by use of baits or scents as defined in 19.31.10.7 NMAC. Scent masking agents on one’s person are allowed.

H. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any elk.

I. Use of calling devices: It shall be unlawful to use any electrically or mechanically recorded calling device in taking or attempting to take any elk.

J. Killing out-of-season: It shall be unlawful to kill any elk out of elk hunting season.

K. Bullets: It shall be unlawful to take or attempt to take elk 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 elk.

L. Drugs and explosives: It shall be unlawful to use any form of drug on an arrow or use arrows driven by explosives.

M. Legal sporting weapon types for elk are as follows: any center-fire rifle of .24 caliber or larger; any center-fire handgun of .24 caliber or larger; shotguns

not smaller than 28 gauge, firing a single slug; muzzle-loading rifles not smaller than .45 caliber; bows and arrows; and crossbows and bolts.

N. Areas closed to elk hunting. The following areas shall remain closed to elk hunting, except as permitted by regulation: Sugarite canyon state park; portion of the Wild Rivers recreation area: an area bounded on the north by the power line from Bear Crossing to Red River hatchery, south along the Red River to the confluence of the Rio Grande, and north along the Rio Grande to the power lines at Bear Crossing is closed to all hunting; Taos Valley Overlook; all wildlife management areas; the Valle Vidal area; and sub-unit 6B (Valles Caldera national preserve).

[19.31.14.10 NMAC - Rp, 19.31.14.10 NMAC, 3-29-13]

19.31.14.11 CHRONIC WASTING DISEASE CONTROL - ELK:

The director has the authority to designate possession criteria to any elk hunter where chronic wasting disease is a concern. It shall be unlawful to transport dead elk, or their parts, taken from any game management unit or area identified by the director in which the presence of, or possibility of, exposure to chronic wasting disease has been identified to any location outside that game management unit except for the following parts of elk:

A. meat that is cut and wrapped (either commercially or privately);

B. quarters or other portions of meat with no part of the spinal column or head attached;

C. meat that has been boned out;

D. hides with no heads attached;

E. clean skull plates with antlers attached; clean is defined as having been immersed in a bath of at least one part chorine bleach and two parts water with no meat or tissue attached;

F. antlers with no meat or tissue attached;

G. upper canine teeth, also known as "buglers," "whistlers," or "ivories";

H. finished taxidermied heads.

[19.31.14.11 NMAC - Rp, 19.31.14.11 NMAC, 3-29-13]

19.31.14.12 QUALITY ELK HUNTS:

Quality hunts for elk are as follows:

A. all Valle Vidal hunts;

B. first three mature bull hunts and both bow hunts on the Sargent WMA as follows: ELK-1-140, ELK-1-141, ELK-1-142, ELK-2-138 and ELK-2-139;

C. any elk hunt in game management units 13, 15, 16 and 17,

including all sub-units, except antlerless or youth only hunts, that are closest to the rut period of September 15 to October 15 for each weapon type as follows: ELK-2-218, ELK-3-220, ELK-2-227, ELK-3-229, ELK-2-236, ELK-1-238, ELK-2-244, ELK-1-245, ELK-2-249, ELK-1-251, ELK-2-257, ELK-1-259, ELK-2-265, ELK-3-267, ELK-2-273 and ELK-3-275;

D. the mobility impaired elk hunts in sub-units 16A and 16D as follows: ELK-1-237 and ELK-1-258;

E. all GMU 6B Valles Caldera national preserve hunts that allow the hunter to take an antlered bull;

F. quality hunt fees in Subsections C and D above shall apply to the conversion of any mature bull or either sex, except youth only, private land authorizations that include any hunt dates from September 15 through October 15 for private lands that lie within the COER, but not to private lands outside COER areas.

[19.31.14.12 NMAC - Rp, 19.31.14.12 NMAC, 3-29-13]

19.31.14.13 SPECIAL ELK HUNTING OPPORTUNITIES:

A. Elk enhancement program:

(1) Program description: The director of the department shall collect all proceeds generated through the auction and lottery of special bull elk permits, and such monies shall be deposited in the game protection fund. These monies shall be made available for expenditure by the department solely for programs and projects to benefit elk and for direct costs incurred in carrying out these programs. These monies shall be used to augment, and not replace, monies appropriated from existing funds available to the department for the preservation, restoration, utilization, and management of elk.

(2) Requirements for issuance of special elk permits:

(a) The state game commission shall authorize the director of the department to issue not more than two special elk permits in any one license year to take one bull elk per permit. The director shall allow the sale of one permit through auction to the highest bidder and one permit to a person selected through a random drawing of a lottery ticket by the department or an incorporated, nonprofit organization dedicated to the conservation of elk.

(b) Proposals for auctioning one special elk permit and the sale of lottery tickets to obtain one special elk permit through a random drawing shall be submitted to the director of the department prior to January 31, preceding the license year when the permit may be legally used.

(c) The proposals for auctioning one permit, and for the sale of lottery tickets

and subsequent selection of a recipient for a second permit through a random draw shall each contain and identify: (1) the name of the organization making the request as well as the names, addresses and telephone numbers of those members of the organization who are coordinating the proposal; (2) the estimated amount of money to be raised and the rationale for that estimate; and (3) a copy of the organization's articles of incorporation with a letter attesting that the organization has tax-exempt status. The letter must also affirm that the proponent agrees to the conditions set forth by the director of the department. The letter must be signed and dated by the president and secretary-treasurer, or their equivalents.

(d) The director of the department shall examine all proposals following the close of the application period. The director may reject any application which does not conform with the requirements of this section. In selecting a marketing organization, the director shall consider the qualifications of the organization as a fund raiser; the proposed fund raising plan; the fee charged by the marketing organization for promotional and administrative costs, relative to the funds obtained from auctioning the permit; and the organization's previous involvement with elk management and its conservation objectives. The director may accept any proposals when it is in the best interest of elk to do so.

(e) After a proposal has been approved, the state game commission shall establish open season dates, open areas, and license requirements.

(f) The marketing organization must agree in writing to the following: (1) to transfer all proceeds on or before the tenth day of the month following the auction and drawing for the lottery, and (2) to provide the department with the names, addresses, and the physical descriptions of the individuals to whom the special elk permits are issued.

(g) The department and the marketing organization must agree to the arrangements for the deposit of the proceeds, payment for services rendered, the accounting procedures, and final audit.

(h) Unless his or her hunting privileges have been revoked pursuant to law, any resident of New Mexico, nonresident, or alien is eligible to submit a bid for the special elk auction permit or purchase lottery tickets in an attempt to be selected for the special elk lottery permit.

(i) The special elk permits issued through auction and lottery may be transferred, through sale, barter or gift by the successful individuals to only other individuals qualified to hunt.

(j) Special elk permits granted through auction or lottery, as described above, shall not be considered 'once-in-a-lifetime' permits.

(3) **Enhancement hunts:** Elk enhancement licenses shall be valid from September 1 through January 31 for any legal sporting arms. These licenses shall be valid statewide where hunting is allowed. Bag limit shall be one bull elk. The hunt code shall be ELK-1-500. The authorization to obtain an elk enhancement license may be used either by the applicant or any individual. The authorization may be transferred through sale, barter, or gift.

B. Elk incentive programs: The director may annually allow up to two elk authorizations to be issued for deer and elk hunters submitting their legally harvested animal for CWD testing. Authorization certificates to purchase incentive license may be used either by the applicant or any individual. The authorization may be transferred through sale, barter or gift. Elk incentive hunts shall be valid only for the dates, legal sporting arms, bag limit and area specified by the director.

C. Application requirements, procedures for determination of the hunting access authorization holders for the Valles Caldera national preserve hunts, and hunt administration:

(1) The department shall issue elk hunting licenses only to persons holding a valid VCNP elk hunting access authorization in accordance with 17-3-16 NMSA.

(2) Prior to the department issuing any elk hunting licenses to persons holding a valid VCNP elk hunting access agreement, the VCNP must provide to the department, written verification from the contractor conducting the drawing process to determine the holders of VCNP elk hunting access authorizations, that the provisions of 17-3-16B, C and D NMSA have been met with respect to all authorizations issued.

(3) The VCNP shall utilize a contractor to conduct the drawing that determines the holders of any VCNP elk hunting access authorization. The contractor must be approved by the department prior to the drawing process conducted in accordance with this subsection.

(4) Each Valles Caldera national preserve elk hunting license shall be valid for one hunt in GMU 6B for which the bag limit and hunt period is specified on the Valles Caldera national preserve elk hunting access authorization.

(5) Valles Caldera national preserve elk hunts, listing the sporting arms, hunt dates, hunt code, number of licenses and bag limit shall be as indicated in 19.31.14.15 NMAC.

D. Unique late season archery bull elk hunts: Late season bow-only elk hunts. These hunts will be administered by the department through an internet registration process, web sale, rather than the random draw process. The open GMUs, hunt dates, hunt code, number of licenses and bag limit shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	licenses	bag limit
12	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-2-433	25	APRE/6
34	12/17-12/21	12/15-12/19	12/14-12/18	12/13-12/17	ELK-2-434	200	APRE/6
37	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-2-435	50	APRE/6

E. Youth encouragement hunts:

(1) Only youth hunters as defined by 19.31.3.11 NMAC that successfully fulfilled all application requirements and responsibilities for draw hunts for deer, elk, antelope, ibex, oryx, or bighorn sheep in the current license year and were unsuccessful in drawing any licenses or permits will be eligible to apply for licenses for these hunts for 14 days subsequent to the original posting of availability of these hunts on the department website. Licenses remaining after the first 14 days of availability shall be available to any youth hunters as defined by 19.31.3.11 NMAC and eligible to purchase an elk license.

(2) The director, with concurrence of the chairman of the state game commission, may adjust the number of licenses available in all youth encouragement hunts listed below based on changes in population levels, harvest rates, habitat availability, or increases in unlawful hunting activities resulting from these hunts.

(3) These hunts will be administered by the department through an internet registration process, web sale, rather than the random draw process. The open GMUs, hunt dates, hunt code, number of licenses and bag limit shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	licenses	bag limit
5B	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-401	20	A
6A	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-402	50	A
6A	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-403	50	A
6C	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-404	50	A
6C	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-405	50	A
9	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-3-406	75	A
9	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-3-407	75	A
10	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-408	35	A
13	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-3-409	60	A
13	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-3-410	60	A
15	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-3-411	75	A
15	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-3-412	75	A
16A	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-413	75	A
16A	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-414	75	A
16C	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-415	75	A
16C	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-416	75	A

16D	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-417	75	A
16D	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-418	75	A
16E	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-419	75	A
16E	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-420	75	A
17	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-3-421	60	A
17	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-3-422	60	A
34	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-423	80	A
36	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-424	60	A
36	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-425	60	A
49	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-426	50	A
50	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-427	60	A
51	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-428	75	A
51	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-429	75	A
52	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-430	50	A
53	11/25-11/29	11/30-12/4	11/29-12/3	11/28-12/2	ELK-1-431	60	A
53	12/26-12/30	12/26-12/30	12/26-12/30	12/26-12/30	ELK-1-432	60	A

[19.31.14.13 NMAC - Rp, 19.31.14.13 NMAC, 3-29-13]

19.31.14.14 POPULATION MANAGEMENT HUNTS:

- A.** The director or his designee may authorize population management hunts for elk when justified in writing by department personnel.
- B.** The director or his designee shall designate the sporting arms, season dates, season lengths, bag limits, hunt boundaries, specific requirements or restrictions, and number of licenses or permits. No qualifying license holder shall take more than one elk per license year.
- C.** Applications must be submitted by the deadline date set by the department.
- D.** Applications for licenses may be rejected, and fees returned to an applicant, if such applications are not on the proper form or do not supply adequate information.
- E.** In the event that an applicant is not able to hunt on the dates specified, the applicant’s name shall be moved to the bottom of the list and another applicant may be contacted for the hunt.
- F.** In those instances where a population management hunt is warranted on deeded private lands, the landowner may suggest eligible hunters of their choice by submitting a list of prospective hunter’s names to the department for licensing consideration. No more than one-half of the total number of licenses authorized shall be available to landowner identified hunters. The balance of prospective hunters shall be identified by the department.

[19.31.14.14 NMAC - Rp, 19.31.14.14 NMAC, 3-29-13]

19.31.14.15 ELK HUNTS in COER GMUs: This section lists elk management information and subsequent hunting opportunities for GMUs in elk regions where a core occupied elk range has been established. The listed information includes regional elk population information, management goals, harvest objectives, total number of hunting opportunities, GMUs or areas open for hunting, season dates, hunt codes, bag limits, legal weapons, number of licenses available in the public draw and the number and type of authorization certificates available for private lands within the COER of each GMU. Hunt codes for elk hunts allowing the “any legal weapon” type shall be designated ELK-1, hunt codes for elk hunts allowing the “bow only” weapon type shall be designated as ELK-2, hunt codes for elk hunts allowing the “muzzle loading rifles or bow” weapon type shall be designated as ELK-3. Youth hunters must provide their hunter education certification number on the application. Military only hunters must be full time active military and proof of military status must accompany application. Proof of this service is required. Mobility impaired hunt applicants shall meet eligibility requirements, as designated by the director, prior to applying for mobility impaired hunts.

A. Elk management goals:

(1) Quality hunt management (QHM):

- (a) Elk harvest in regional populations, herd units or GMUs within a region results in the trend of annual bull mortality rates to be below 35%.
- (b) Seasons should be designed to ensure timing and length of hunts is desirable.
- (c) At least 2/3 of all hunters are “satisfied” with the experience.

(2) Optimal opportunity management (OOM):

- (a) Elk harvest in regional populations, herd units or GMUs within a region results in the trend of annual bull mortality rates to be below 45%, and harvest near optimal sustainable yield.
- (b) Season structure should be designed to ensure timing and length of hunts provides significant amount of opportunity.
- (c) At least 1/3 of all hunters are “satisfied” with the experience.

B. Northwest region: GMUs 2, 5A, 9 and 10.

- (1) Quality hunt management within COER area in GMU 2.
- (2) Optimal opportunity management within COER areas in GMUs 5A, 9 and 10.
- (3) Foundational resource information for the northwest region is indicated below.

northwest region population information	sustainable harvest pursuant to goals
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herd unit	population estimate	bull:cow:calf ratio	bulls	cows
San Juan (GMU 2)	500-1100	37:100:39	37-80	45-99
Lindrieth (GMU 5A)	950-1150	34:100:36	75-91	81-99
Mt. Taylor (GMU 9)	4734-6336	36:100:31	340-441	356-476
Zuni (GMU 10)	565-860	27:100:38	49-74	53-80

GMU	management goals	total licenses by bag limit			
		MB (or ES-1 or ES-3)	A	ES bow only	total licenses
2	QHM	235	177	282	694
5A	OOM	250	250	65	565
9	OOM	356	932	500	1788
10	OOM	206	324	368	898
Total		1047	1683	1215	3945

(4) Public land elk hunts listing the eligibility requirements or restrictions, GMU or area, hunt dates, hunt code, number of licenses, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
2	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-100	120	ES
2	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-101	120	ES
2	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-102	125	MB
2	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-103	75	MB
2	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-104	100	A
2 YO	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-105	50	A
5A public land only	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-106	10	ES
5A public land only	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-107	10	MB
5A public land only	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-108	10	A
5A public land only	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-109	10	MB
5A public land only	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-110	10	A
5A public land only	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-111	10	MB
5A public land only	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-112	10	A
5A public land only	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-113	10	MB
5A public land only	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-114	10	A
9: Marquez WMA	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-115	5	ES
9: Marquez WMA	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-116	5	ES
9: Marquez WMA	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-117	5	MB
9: Marquez WMA	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-118	5	MB
9: Marquez WMA	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-3-119	5	MB
9: Marquez WMA	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-3-120	5	A
9: Marquez WMA	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-3-121	5	A
9: Marquez WMA	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-3-123	5	A
9: (including Water canyon WMA)	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-124	160	ES
9: (including Water canyon WMA)	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-125	160	ES
9: (including Water canyon WMA) MI	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-126	40	ES
9: (including Water canyon WMA)	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-127	70	MB
9: (including Water canyon WMA)	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-3-128	70	MB
9: (including Water canyon WMA)	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-3-129	40	MB

9: (including Water canyon WMA)	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-130	200	A
9: (including Water canyon WMA)	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-1-131	200	A
9: (including Water canyon WMA)	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-132	200	A
10	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-133	250	ES
10	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-134	70	MB
10	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-135	70	MB
10 YO	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	ELK-1-136	120	A
10	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-137	100	A

(5) Private land elk authorization certificates for qualifying ranches listing the number of authorization certificates, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-12, 2012-13, 2013-14, 2014-15 hunt seasons			
	MB (or ES-1 or ES-3)	A	ES bow only	total
2	35	27	42	104
5A	210	210	55	475
9	121	317	170	608
10	66	104	118	288
Total	432	658	385	1475

(6) Private land elk hunts for ranches designated as "ranch only" shall be limited to the following eligibility requirements or restrictions, season dates and legal sporting arms. All private land mobility impaired and youth only hunters must satisfy licensing requirements as stated in 19.31.3 NMAC in order to hunt during the "mobility impaired hunters" or "youth only" hunt periods.

legal sporting arms	open GMUs or area	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates
bows only	5A,10	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22
bows only	2, 9	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15
bows only	2, 9	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22
muzzle loading rifles and bows	2, 10	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
muzzle loading rifles and bows, MI	9	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8
muzzle loading rifles and bows	9	any 5 consecutive days, 10/15 - 12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
any legal sporting arms, antlerless ONLY	9	any 5 consecutive days, 11/5-12/31	any 5 consecutive days, 11/3-12/31	any 5 consecutive days, 11/2-12/31	any 5 consecutive days, 11/1-12/31
any legal sporting arms	2, 10	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
any legal sporting arms	5A	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31

C. North central region: COER areas of GMUs 4, 5B, 50, 51 and 52.

(1) Optimal opportunity management within COER areas in GMUs 4, 5B, 50, 51 and 52.

(2) Foundational resource information for the north central region shall be as indicated below.

north central region population information			sustainable harvest pursuant to goals	
herd unit	population estimate	bull:cow:calf ratio	bulls	cows
Chama-San Antonio (GMUs 4, 5B, 50, 51, and 52)	18060-22584	40:100:41	1391-1739	1657-2072

GMU	management goals	total licenses by bag limit			
		MB (or ES-1 or ES-3)	A	ES bow only	total licenses
4	OOM	1060	645	475	2180

5B	OOM	367	213	160	740
50	OOM	331	117	156	604
51	OOM	970	789	434	2193
52	OOM	685	489	500	1674
Total		3413	2253	1725	7391

(3) Public land elk hunts listing the eligibility requirements or restrictions, GMU or area, hunt dates, hunt code, number of licenses, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
4:Sargent WMA	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-138	10	ES
4:Sargent WMA	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-139	10	ES
4:Sargent WMA	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-140	10	MB
4:Sargent WMA	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-141	10	MB
4:Sargent WMA	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-142	10	MB
4:Sargent WMA	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-143	10	MB
4:Sargent WMA	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-144	10	A
4:Sargent WMA, YO	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-145	10	A
4:Humphries WMA only	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-146	10	ES
4:Humphries WMA only	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-147	10	ES
4:Humphries/Rio Chama WMAs	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-148	15	MB
4:Humphries/Rio Chama WMAs	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-149	15	MB
4:Humphries/Rio Chama WMAs	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-150	10	A
4:Humphries/Rio Chama WMAs, YO	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-151	15	A
5B	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-152	75	ES
5B	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-153	75	ES
5B	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-154	165	MB
5B	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-155	100	A
5B	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-156	165	MB
5B	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-157	100	A
5B	12/17-12/21	12/15-12/19	12/14-12/18	12/13-12/12	ELK-1-158	15	MB
50	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-159	120	ES
50	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-160	130	MB
50	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-161	45	A
50	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-162	125	MB
50	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-163	45	A
51	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-164	180	ES
51	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-165	180	ES
51	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-166	220	MB
51	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-167	220	MB
51	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-168	220	MB
51	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-169	240	A
51	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	ELK-1-170	240	A
51	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-1-171	175	A
51	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-3-172	145	ES
52	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-173	230	ES
52	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-174	230	ES

52 MI	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-175	50	MB
52	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-176	120	MB
52	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-177	50	A
52	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-178	230	MB
52	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-179	230	MB
52 YO	11/12-11/16	11/10-11/14	11/9-11/13	11/8-11/12	ELK-1-180	100	A
52 MI	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-1-181	75	A
52	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-1-182	75	A
52	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-183	150	A

(4) Private land elk authorization certificates for qualifying ranches listing the number of authorization certificates, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-12, 2012-13, 2013-14, 2014-15 hunt seasons			
	MB (or ES-1 or ES-3)	A	ES bow only	total
4	990	600	435	2025
5B	22	13	10	45
50	76	27	36	139
51	165	134	74	372
52	55	39	40	134
Total	1278	813	624	2715

(5) Private land elk hunts for ranches designated as “ranch only” shall be limited to the following eligibility requirements or restrictions, season dates and legal sporting arms. All private land mobility impaired and youth only hunters must satisfy licensing requirements as stated in 19.31.3 NMAC in order to hunt during the “mobility impaired hunters” or “youth only” hunt periods.

legal sporting arms	open GMUs or area	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates
bows only	5B, 51, 52	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15
bows only	5B, 51, 52	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22
bows only	4, 50	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22
any legal sporting arms, MI only	52	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8
muzzle loading rifles and bows	52	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
any legal sporting arms	4	any 5 consecutive days, 10/1-12/31	any 5 consecutive days, 10/1-12/31	any 5 consecutive days, 10/1-12/31	any 5 consecutive days, 10/1-12/31
any legal sporting arms	5B, 50, 51	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
any legal sporting arms	52	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31

D. Jemez region: COER areas of GMUs 6A, 6B, 6C and 7.

- (1) Quality hunt management goals for GMU 6A and 6B.
- (2) Optimal opportunity management within COER areas in GMU 6C and 7.
- (3) Foundational resource information for the Jemez region shall be as indicated below.

Jemez region population information			sustainable harvest pursuant to goals	
Jemez herd unit	population estimate	bull:cow:calf ratio	bulls	cows
GMUs 6A, 6B, 6C, and 7	5824-8412	40:100:25	269-389	357-516

GMU	management goal	total licenses by bag limit			
		MB	A	ES	total licenses
6A	QHM	361	117	297	775
6B	QHM	45	151	30	226
6C	OOM	429	306	300	1035
7	OOM	68	62	36	166

Total	903	636	663	2202
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(4) Public land elk hunts listing the eligibility requirements or restrictions, GMU or area, hunt dates, hunt code, number of licenses, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
6A	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-184	150	ES
6A	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-185	105	ES
6A	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-186	110	MB
6A	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-187	100	MB
6A	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-188	100	MB
6A	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-189	100	A
6B:VCNP	9/6-9/12	9/4-9/10	9/3-9/9	9/2-9/8	ELK-2-190	15	ES
6B:VCNP	9/16-9/20	9/14-9/18	9/13-9/17	9/12-9/16	ELK-2-191	15	ES
6B:VCNP mzl only	10/1-10/5	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-192	15	MB
6B:VCNP mzl only	10/1-10/5	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-193	10	A
6B:VCNP	10/8-10/12	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-194	15	MB
6B:VCNP	10/8-10/12	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-195	10	A
6B:VCNP	10/15-10/19	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-196	15	MB
6B:VCNP	10/15-10/19	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-197	10	A
6B:VCNP MI	10/22-10/24	10/27-10/29	10/26-10/28	10/25-10/27	ELK-1-198	15	A
6B:VCNP M/Y	10/29-10/31	11/3-11/5	11/2-11/4	11/1-11/3	ELK-1-199	20	A
6B:VCNP veterans only	11/5-11/7	11/10-11/12	11/9-11/11	11/8-11/10	ELK-1-200	20	A
6B:VCNP	11/12-11/14	11/17-11/19	11/16-11/18	11/15-11/17	ELK-1-201	20	A
6B:VCNP	11/19-11/21	11/24-11/26	11/23-11/25	11/22-11/24	ELK-1-202	20	A
6B:VCNP 2-person	11/26-11/28	12/1-12/3	11/30-12/2	11/29-12/1	ELK-1-203	26	A
6C	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-204	150	ES
6C	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-205	105	ES
6C	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-206	155	MB
6C	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-207	105	MB
6C	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-208	105	MB
6C	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-209	130	A
6C	11/26-11/30	11/24-11/28	11/23-11/27	11/22-11/26	ELK-1-210	130	A
7	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-211	15	ES
7	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-212	15	ES
7	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-213	25	MB
7	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-214	30	MB
7	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-215	50	A

(5) Private land elk authorization certificates for qualifying ranches listing the number of authorization certificates, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-12, 2012-13, 2013-14, 2014-15 hunt seasons			
	bull	antlerless	ES	total
6A	51	17	42	110
6C	64	46	45	155
7	13	12	6	31
Total	128	75	93	296

(6) Private land elk hunts for ranches designated as "ranch only" shall be limited to the following eligibility requirements or restrictions, season dates and legal sporting arms. All private land mobility impaired and youth only hunters must satisfy licensing requirements as stated in 19.31.3 NMAC in order to hunt during the "mobility impaired hunters" or "youth only" hunt periods.

legal sporting arms	open GMUs or area	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates
bows only	6A, 6C, 7	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15

bows only	6A, 6C, 7	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22
muzzle loading rifles and bows	6A, 6C, 7	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
any legal weapon	6A, 6C, 7	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31

E. Southwest region:

(1) Quality hunt management for COER areas of GMUs 13, 15, 16A, 16B/22, 16C, 16D, 16E and 17.

(2) Optimal opportunity management for COER areas of GMUs 21A, 21B and 23.

(3) Foundational resource information for the southwest region shall be as indicated below.

southwest region population information			sustainable harvest pursuant to goals	
herd unit	population estimate	bull:cow:calf ratio	bulls	cows
Datil (GMU 13)	2211-3465	45:100:53	222-348	240-376
greater Gila (GMUs 15, 16A-E)	15749-18610	40:100:45	1437-1698	1551-1833
lesser Gila (GMUs 21A, 21B, 22, 23, 24)	1000-1800	33:100:30	69-124	75-134
San Mateo (GMU 17)	1022-1863	45:100:49	97-176	105-191

GMU	management goals	total licenses by bag limit			
		MB (or ES-1 or ES-3)	A	ES bow only	total licenses
13	QHM	583	370	556	1509
15	QHM	923	641	769	2333
16A	QHM	232	155	412	799
16B/22	QHM	323	0	394	717
16C	QHM	200	118	294	612
16D	QHM	148	114	171	433
16E	QHM	239	217	217	673
totals (15, 16A-E)		2648	1615	2813	7076
17	QHM	262	262	233	757
21A	OOM	102	0	102	204
21B	OOM	94	113	94	301
23	OOM	180	0	206	386
24	OOM	39	0	28	67
totals (21A, 21B, 23, 24)		677	375	663	1715
southwest region total		3325	1990	3476	8791

(4) Public land elk hunts listing the eligibility requirements or restrictions, hunt dates, hunt code, number of licenses, bag limits, and weapon types shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
13	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-216	125	ES
13	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-217	100	ES
13	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-218	75	ES
13 YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-219	25	ES
13	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-220	75	MB
13	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-3-221	115	MB
13	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-3-222	100	MB
13	11/26-11/30	11/24-11/28	11/23-11/27	11/22-11/26	ELK-3-223	100	A
13	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-3-224	100	A
15	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-225	250	ES
15	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-226	200	ES
15	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-227	150	ES
15 YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-228	25	ES
15	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-229	200	MB

15	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-3-230	245	MB
15	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-3-231	250	MB
15	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-3-232	250	A
15	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-3-233	250	A
16A	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-234	150	ES
16A	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-235	150	ES
16A	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-236	100	ES
16A MI	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-237	25	MB
16A	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-238	75	MB
16A	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-239	125	MB
16A	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-240	75	A
16A	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-241	75	A
16B/22	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-242	130	ES
16B/22	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-243	130	ES
16B/22	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-244	130	ES
16B/22	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-245	160	MB
16B/22	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-246	160	MB
16C	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-247	100	ES
16C	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-248	75	ES
16C	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-249	75	ES
16C YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-250	25	ES
16C	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-251	50	MB
16C	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-252	95	MB
16C	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-253	50	A
16C	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-254	50	A
16D	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-255	60	ES
16D	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-256	50	ES
16D	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-257	40	ES
16D MI	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-258	25	MB
16D	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-259	55	MB
16D	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-260	50	MB
16D	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-261	50	A
16D	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-262	50	A
16E	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-263	50	ES
16E	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-264	50	ES
16E	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-265	50	ES
16E YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-266	25	ES
16E	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-267	70	MB
16E	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-268	70	MB
16E	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-269	75	A
16E	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-270	75	A
17	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-271	75	ES
17	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-272	75	ES
17	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-273	50	ES
17 YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-274	25	ES
17	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-275	100	MB
17	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-3-276	100	MB
17	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-3-277	25	MB
17	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-3-278	25	A
17	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-3-279	100	A

17	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-3-280	100	A
21A	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-281	50	ES
21A	9/16-9/24	9/16-9/24	9/16-9/24	9/16-9/24	ELK-2-282	50	ES
21A	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-283	50	MB
21A	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-284	50	MB
21B	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-285	25	ES
21B	9/16-9/24	9/16-9/24	9/16-9/24	9/16-9/24	ELK-2-286	25	ES
21B	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-287	25	MB
21B	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-288	25	MB
21B	11/12-11/16	11/10-11/14	11/09-11/13	11/8-11/12	ELK-1-289	15	A
21B	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-1-290	15	A
21B	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-291	15	A
21B	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-292	15	A
23	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-293	75	ES
23	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18	ELK-2-294	75	ES
23	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24	ELK-2-295	50	ES
23 YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-296	25	ES
23	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-297	75	MB
23	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-298	75	MB
24-excluding Ft. Bayard management area	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-299	25	ES
24-excluding Ft. Bayard management area	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-300	15	MB
24-excluding Ft. Bayard management area	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-301	15	MB
24: Ft. Bayard management area, YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-302	5	ES

(5) Private land elk authorization certificates for qualifying ranches listing the number of authorization certificates, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-12, 2012-13, 2013-14, 2014-15 hunt seasons			
	MB (or ES-1 or ES-3)	A	ES bow only	total
13	268	170	256	694
15	203	141	169	513
16A	7	5	12	24
16B	3	0	4	7
16C	35	20	51	106
16D	18	14	21	53
16E	74	67	67	208
17	41	37	33	111
21A	2	0	2	4
21B	44	53	44	141
23	5	0	6	11
24	4	0	3	7
Total	704	507	668	1879

(6) Private land elk hunts for ranches designated as “ranch only” shall be limited to the following eligibility requirements or restrictions, season dates and legal sporting arms. All private land mobility impaired and youth only hunters must satisfy licensing requirements as stated in 19.31.3 NMAC in order to hunt during the “mobility impaired hunters” or “youth only” hunt periods.

legal sporting arms	open GMUs or area	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates
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bows only	24	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22
bows only	21A, 21B	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15
bows only	21A, 21B	9/16-9/24	9/16-9/24	9/16-9/24	9/16-9/24
bows only	13, 15, 16A, 16B/22, 16C, 16D, 16E, 17, 23	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10
bows only	13, 15, 16A, 16B/22, 16C, 16D, 16E, 17, 23	9/11-9/18	9/11-9/18	9/11-9/18	9/11-9/18
bows only	13, 15, 16A, 16B/22, 16C, 16D, 16E, 17, 23	9/19-9/24	9/19-9/24	9/19-9/24	9/19-9/24
muzzle loading rifles and bows	13, 15, 16E, 17, 23, 24	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
muzzle loading rifles and bows, YO	13, 15, 17	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
muzzle loading rifles only with approval of the director or his designee and state game commission chairman, antlerless elk only	13	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31	Any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31
any legal sporting arms	16E, 23, 24	any 5 consecutive days, 10/22-12/31	any 5 consecutive days, 10/20-12/31	any 5 consecutive days, 10/19-12/31	any 5 consecutive days, 10/18-12/31
any legal sporting arms	16A, 16B/22, 16C, 16D, 21A, 21B	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
any legal sporting arms, YO	16C, 16E, 23, 24	any 5 consecutive days, 10/8-10/12	any 5 consecutive days, 10/6-10/10	any 5 consecutive days, 10/5-10/9	any 5 consecutive days, 10/4-10/8
any legal sporting arms, MI	16A, 16D	any 5 consecutive days, 10/8-10/12	any 5 consecutive days, 10/6-10/10	any 5 consecutive days, 10/5-10/9	any 5 consecutive days, 10/4-10/8

F. South central region: GMUs 34 and 36.

- (1) Quality hunt management for GMU 36.
- (2) Optimal opportunity management goals for GMU 34.
- (3) Foundational resource information for the south central region shall be as indicated below.

southeast region population information			sustainable harvest pursuant to goals	
herd unit	population estimate	bull:cow:calf ratio	bulls	cows
Sacramento (GMU 34)	3013-4322	41:100:41	241-345	260-374
Ruidoso (GMU 36)	2503-3557	46:100:42	185-263	200-284

GMU	management goal	total licenses by bag limit			
		MB (or ES-1 or ES-3)	A	ES bow only	total licenses
34	OOM	603	833	460	1896
36	QHM	465	278	278	1021
Total		1068	1111	738	2917

(4) Public land elk hunts listing the hunt dates, hunt code, number of licenses, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
34	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-303	200	ES
34	9/13-9/22	9/13-9/22	9/13-9/22	9/13-9/22	ELK-2-304	200	ES

34 YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-305	75	ES
34 YO	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-306	75	A
34 MI	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-307	50	ES
34	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-308	250	MB
34	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-309	150	MB
34	11/26-11/30	11/24-11/28	11/23-11/27	11/22-11/26	ELK-1-310	250	A
34	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-311	250	A
34	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-312	150	A
36	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10	ELK-2-313	100	ES
36	9/13-9/22	9/13-9/22	9/13-9/22	9/13-9/22	ELK-2-314	100	ES
36	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-315	135	MB
36	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-316	100	MB
36	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-317	100	MB
36	11/26-11/30	11/24-11/28	11/23-11/27	11/22-11/26	ELK-1-318	100	A
36	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-319	100	A

(5) Private land elk authorization certificates for qualifying ranches listing the number of authorization certificates, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-12, 2012-13, 2013-14, 2014-15 hunt seasons			
	MB (or ES-1 or ES-3)	A	ES bow only	total
34	78	108	60	246
36	130	78	78	286
Total	197	186	149	532

(6) Private land elk hunts for ranches designated as “ranch only” shall be limited to the following eligibility requirements or restrictions, season dates and legal sporting arms. All private land mobility impaired and youth only hunters must satisfy licensing requirements as stated in 19.31.3 NMAC in order to hunt during the “mobility impaired hunters” or “youth only” hunt periods.

legal sporting arms	open GMUs or area	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates
bows only	34, 36	9/1-9/10	9/1-9/10	9/1-9/10	9/1-9/10
bows only	34, 36	9/13-9/22	9/13-9/22	9/13-9/22	9/13-9/22
any legal sporting arms, YO & MI only	34	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8
muzzle loading rifles and bows	34	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
muzzle loading rifles and bows	36	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
any legal sporting arms	34	any 5 consecutive days, 10/20-12/31	any 5 consecutive days, 10/18-12/31	any 5 consecutive days, 10/19-12/31	any 5 consecutive days, 10/18-12/31
any legal sporting arms	36	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
rifles only with approval of the director or his designee and state game commission chairman, antlerless elk only	36	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31

G. Northeast region:

- (1) Quality hunt management for COER areas of GMU 45.
- (2) Optimal opportunity management goals for COER areas of GMUs 48, 49 and 53.
- (3) Foundational resource information for the northeast region shall be as indicated below.

northeast region population information	sustainable harvest pursuant to goals
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herd unit	population estimate	bull:cow:calf ratio	bulls	cows
Pecos (GMU 45)	1665-2604	27:100:27	109-160	118-185
Whites peak (GMU 48)	630-1400	32:100:44	55-123	64-142
Penasco (GMU 49)	350-1030	28:100:24	25-73	27-79
Ute-Midnight-San Cristobal (GMU 53)	1610-2957	40:100:32	102-187	121-223

GMU	management goal	total licenses by bag limit			
		MB (or ES-1 or ES-3)	A	ES bow only	total licenses
45	QHM	457	54	163	674
48	OOM	286	170	304	760
49	OOM	161	162	125	448
53	OOM	362	261	174	797
Total		1266	647	766	2679

(4) Public land elk hunts listing the hunt dates, hunt code, number of licenses, bag limits and weapon types shall be as indicated below.

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
45	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-320	150	ES
45	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-321	140	MB
45	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-322	140	MB
45	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-323	140	MB
45	11/12-11/16	11/10-11/14	11/09-11/13	11/8-11/12	ELK-3-324	50	A
48	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-325	85	ES
48	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-326	85	ES
48	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-327	35	MB
48	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-3-328	65	MB
48	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-329	30	MB
48	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-330	45	A
48	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-331	30	MB
48	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-332	50	A
49	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-333	120	ES
49	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-334	80	MB
49	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-335	75	MB
49	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-336	80	A
49	11/12-11/16	11/10-11/14	11/09-11/13	11/8-11/12	ELK-1-337	75	A
53	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-338	120	ES
53 (exc. Cerro portion)	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-339	50	ES
53 (exc. Cerro portion)	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-340	75	MB
53 (exc. Cerro portion)	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-341	125	MB
53 (exc. Cerro portion)	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-342	90	A
53 (exc. Cerro portion)	11/12-11/16	11/10-11/14	11/09-11/13	11/8-11/12	ELK-1-343	90	A

(5) Private land elk authorization certificates for qualifying ranches listing the number of authorization certificates, bag limits and weapon types shall be as indicated below.

open GMUs and areas	2011-12, 2012-13, 2013-14, 2014-15 hunt seasons			
	MB (or ES-1 or ES-3)	A	ES bow only	total
45	37	4	13	54
48	126	75	134	312

49	6	7	5	18
53	112	81	54	247
Total	281	167	206	631

(6) Private land elk hunts for ranches designated as “ranch only” shall be limited to the following eligibility requirements or restrictions, season dates and legal sporting arms. All private land mobility impaired and youth only hunters must satisfy licensing requirements as stated in 19.31.3 NMAC in order to hunt during “mobility impaired” or “youth only” hunt periods.

legal sporting arms	open GMUs or area	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates
bows only	45, 49, 53	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22
bows only	48	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15
bows only	48	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22
muzzle loading rifles and bows	45, 48, 53	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
any legal sporting arms	45, 53	any 5 consecutive days, 10/15-12/31	any 5 consecutive days, 10/13-12/31	any 5 consecutive days, 10/12-12/31	any 5 consecutive days, 10/11-12/31
any legal sporting arms	49	any 5 consecutive days, 10/8-12/31	any 5 consecutive days, 10/6-12/31	any 5 consecutive days, 10/5-12/31	any 5 consecutive days, 10/4-12/31
any legal sporting arms	48	any 5 consecutive days, 10/22-12/31	any 5 consecutive days, 10/20-12/31	any 5 consecutive days, 10/19-12/31	any 5 consecutive days, 10/18-12/31
rifles only with approval of the director or his designee and state game commission chairman, antlerless elk only	48	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31	any 5 consecutive days 1/1-1/31

[19.31.14.15 NMAC - Rp, 19.31.14.15 NMAC, 3-29-13]

19.31.14.16 ELK HUNTS WHERE NO COER IS ESTABLISHED: This section lists public draw elk hunts in GMUs with no established COER. The list includes eligibility requirements or restrictions, GMUs or areas open for hunting, season dates, hunt codes, weapon types, number of available licenses and bag limits. Hunt codes for elk hunts for any legal weapon hunts shall be designated ELK-1, hunt codes for elk hunts using only bow and arrows shall be designated as ELK-2, elk hunts for hunters using muzzle loading rifles or bow and arrows shall be designated as ELK-3. Youth hunters must provide hunter education certification number on application.

A. Public lands in GMUs with no established core occupied elk range:

open GMUs or areas	2011-2012 hunt dates	2012-2013 hunt dates	2013-2014 hunt dates	2014-2015 hunt dates	hunt code	lic.	bag limit
12	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-344	30	ES
12	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-345	30	MB
12	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-346	30	A
18	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-347	50	ES
28 McGregor range, military only	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-348	10	ES
28 McGregor range	12/10-12/14	12/8-12/12	12/7-12/11	12/6-12/10	ELK-1-349	10	ES
30	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-350	30	ES
37	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-351	75	ES
37	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-352	30	MB
37	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-353	30	MB
37	11/26-11/30	11/24-11/28	11/23-11/27	11/22-11/26	ELK-1-354	45	A
38	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-355	15	ES
43	9/24-9/28	9/22-9/26	9/21-9/25	9/20-9/24	ELK-1-356	60	ES
54: Colin Neblett WMA/south	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-357	20	MB
54: Colin Neblett WMA/south	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-358	20	MB

54: Colin Neblett WMA/south	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-359	20	MB
54: Colin Neblett WMA/south	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-360	20	MB
54: Colin Neblett WMA/south	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-361	20	A
55: Colin Neblett WMA/north	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-362	20	MB
55: Colin Neblett WMA/north	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-363	20	MB
55: Colin Neblett WMA/north	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-364	20	MB
55: Colin Neblett WMA/north	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-365	20	MB
55: Colin Neblett WMA/north	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-366	20	A
55 ES Barker WMA	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-367	10	ES
55 ES Barker WMA	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-368	10	MB
55: Urraca WMA	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-369	10	MB
55: Urraca WMA	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-370	10	MB
55: Urraca WMA	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-371	10	MB
55: Urraca WMA	10/29-11/2	10/27-10/31	10/26-10/30	10/25-10/29	ELK-1-372	10	MB
55: Urraca WMA	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-373	15	A
55: Urraca WMA	11/12-11/16	11/10-11/14	11/09-11/13	11/8-11/12	ELK-1-374	15	A
55: Valle Vidal and Greenwood areas	9/1-9/15	9/1-9/15	9/1-9/15	9/1-9/15	ELK-2-375	20	ES
55: Valle Vidal and Greenwood areas	9/16-9/22	9/16-9/22	9/16-9/22	9/16-9/22	ELK-2-376	20	ES
55: Valle Vidal and Greenwood areas	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-3-377	35	MB
55: Valle Vidal and Greenwood areas	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-378	15	MB
55: Valle Vidal and Greenwood areas, YO	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-379	20	MB
55: Valle Vidal and Greenwood areas	10/22-10/26	10/20-10/24	10/19-10/23	10/18-10/22	ELK-1-380	35	MB
55: Valle Vidal and Greenwood areas, YO	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-381	35	A
55: Valle Vidal and Greenwood areas	11/5-11/9	11/3-11/7	11/2-11/6	11/1-11/5	ELK-1-382	35	A
55: Valle Vidal and Greenwood areas	11/19-11/23	11/17-11/21	11/16-11/20	11/15-11/19	ELK-1-383	50	A
56	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-384	10	MB
56	10/15-10/19	10/13-10/17	10/12-10/16	10/11-10/15	ELK-1-385	10	A
57: Sugarite canyon state park	9/1-9/22	9/1-9/22	9/1-9/22	9/1-9/22	ELK-2-386	5	ES
portions of 57/58 (determined by department annually)	10/8-10/12	10/6-10/10	10/5-10/9	10/4-10/8	ELK-1-387	10	MB
portions of 57/58 (determined by department annually)	12/3-12/7	12/1-12/5	11/30-12/4	11/29-12/3	ELK-1-388	10	A

B. Private land-only elk hunting: For private lands that are not within core occupied elk range or private lands that lie within GMUs with no designated core occupied elk range, the department may work with interested landowners to develop appropriate bag limits, weapon types, season dates and authorization numbers for private land hunting needed to achieve the proper harvest within the exterior

boundaries of participating ranches.
[19.31.14.16 NMAC - Rp, 19.31.14.16
NMAC, 3-29-13]

NEW MEXICO DEPARTMENT OF GAME AND FISH

This is an amendment to 19.31.11 NMAC, Sections 7, 9 and 10 effective 3-29-2013.

19.31.11.7 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 bear or cougar.

C. "Bear entry hunt" shall mean the valid official document [~~containing a carcass tag and harvest reporting instructions~~] awarded through a public drawing for hunting bear. This valid official permit shall entitle the holder of a bear license to hunt where hunter numbers are limited by rule.

D. "Bear license" shall mean a valid official document that is issued or approved by the director that each person that is hunting bear in New Mexico must have or obtain prior to hunting.

E. "Bear zones" as used herein, shall define hunt areas consisting of one or more game management units as documented in the state game commission's rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

F. "Bow" shall mean compound, recurve, or long bow. Sights on bows shall not project light nor magnify.

G. "Cougar license" shall mean a valid official document that is issued or approved by the director that each person that is hunting cougar in New Mexico must have or obtain prior to hunting.

H. "Cougar zones" as used herein, shall define hunt areas consisting of one or more game management units as documented in the state game commission's rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

I. "Crossbow" 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.

J. "Department" shall mean the New Mexico department of game and fish.

K. "Director" shall mean the director of the New Mexico department of game and fish.

L. "Game management

unit" or "GMU" shall mean those areas as described in the state game commission's rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

M. "Hunter designee" shall mean a person given a written statement by the properly licensed hunter who lawfully killed and possessed the bear or cougar. A written statement consists of: the kind and number of bear and cougar, the date and game management unit of where the bear or cougar was lawfully taken, the hunter's name, address, and license number under which the bear or cougar was lawfully killed, and the date and place where written statement was given.

N. "License year" shall mean the period from April 1 through March 31.

O. "Modern firearms" shall mean center-fire firearms, not to include any fully automatic firearms. Legal shotguns shall be only those shotguns capable of being fired from the shoulder.

P. "Muzzle-loader" or "muzzle-loading firearms" shall mean those rifles and shotguns in which the charge and projectile are loaded through the muzzle. Only blackpowder, Pyrodex or equivalent blackpowder 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.

Q. "Unlimited" shall mean there is no set limit on the number of permits or licenses established for the described hunt areas.

R. "Web site" shall refer to accessing the department's internet address.

S. "Wildlife management areas" or "WMAs" shall mean those areas as described in the state game commission's rule 19.30.4 NMAC Boundary Descriptions for Wildlife Management Areas.

[19.31.11.7 NMAC - Rp, 19.31.11.7 NMAC, 4-1-11; A, 3-29-13]

19.31.11.9 BEAR AND COUGAR LICENSE APPLICATION REQUIREMENTS AND RESTRICTIONS:

A. One license per year: It shall be unlawful for anyone to hold more than one permit or license for any bear or cougar during the current license year unless otherwise allowed by rule.

B. Validity of license or permit: All bear entry permits or licenses 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, license, or carcass tag~~] permit or license. Over-the-counter bear licenses shall be valid only for the specified dates, eligibility requirements or restrictions, legal sporting

arms, bag limit and area specified by rule or regulation. Over-the-counter cougar licenses shall be valid only with concurrent possession of a cougar identification course number as described in [~~19.31.11.9-G~~] Subsection G of 19.31.11.9 NMAC and for the specified dates, eligibility requirements or restrictions, legal sporting arms, bag limit and area specified by rule or regulation.

C. Valle Vidal (as described in 19.30.4.11 NMAC): It shall be unlawful to hunt bear on the Valle Vidal except for properly licensed bear hunters that possess a Valle Vidal elk hunting muzzleloader, bow, or rifle license and only during the dates of the elk hunt specified and successful applicants for the Valle Vidal and Greenwood Area bear entry permit.

D. Bear entry hunt: It shall be unlawful to hunt bear in designated wildlife management areas or other specifically designated special entry hunt areas without having a valid bear entry permit and a valid bear license in the hunter's possession. Bear entry hunters shall be allowed to hunt in any other open bear hunt provided they have a valid bear license [~~and tag~~]. No more than one person may apply under each application number for bear entry permits.

E. License purchase: Cougar hunters must purchase a cougar license at least two days prior to hunting cougar. Bear hunters must purchase a bear license at least two days prior to hunting bear.

F. Youth only (YO) hunts: It shall be unlawful for anyone to participate in youth only (YO) hunts except as allowed by 19.31.3.11 NMAC.

G. Mandatory cougar identification course: It shall be unlawful to hunt cougars without carrying a department issued alpha-numeric number which shall be proof of successful completion of the mandatory cougar identification course as offered on the department's website.

H. Private land cougar permit: A private land cougar permit shall be required prior to taking any cougar on private land using traps or snares. This permit will authorize the take of cougar on private land or deeded land only.

[19.31.11.9 NMAC - Rp, 19.31.11.9 NMAC, 4-1-11; A, 3-29-13]

19.31.11.10 BEAR AND COUGAR MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:

A. Season and hours: Bear or cougar may be hunted or taken only during open seasons and only during the period from one-half hour before sunrise to one-half hour after sunset and only in zones or areas designated as open on the department hotline or web-site. Twenty-four

hours prior to hunting bear or cougar, every hunter or hunter's designee must call the toll free number designated by the department or access the department's web site [~~www.wildlife.state.nm.us~~] to determine if their desired hunt zone is open. Failure to call or check prior to hunting is unlawful. Cougar and bear seasons in each zone with a stable or increasing management objective will close within 72 hours of when the number of cougars or bears harvested, in addition to all other known mortalities or removals, is within 10% of the female sub-limit, or 10% of the sustainable mortality limit for that zone, whichever occurs first. Cougar and bear seasons in each zone with a decrease management objective will remain open until the female sub-limit or sustainable mortality limit for that zone is reached, whichever occurs first.

B. Bag limit: It is unlawful for any person to hunt for or take more than one of any bear or cougar during a current license year unless otherwise provided by regulation.

C. [Tagging:
~~(1) Any license that permits the taking of any bear or cougar shall be issued with a bear or cougar tag bearing the name of the species.~~

~~(2) It shall be unlawful to possess more than one tag per bear or cougar except as permitted by regulation.~~

~~(3) It shall be unlawful for any licensee to fail to appropriately tag the bear or cougar as prescribed below:~~

~~(a) Immediately after killing any bear or cougar, the licensee killing the bear or cougar shall notch the proper day and month of kill from the bear or cougar tag.~~

~~(b) The tag shall be attached to the carcass or the pelt, whichever portion the hunter possesses of the bear or cougar and the tag shall remain attached to the carcass or pelt while the carcass or pelt is in any vehicle, left unattended in the field, or while it is in camp or at a residence or other place of storage. When the bear or cougar is skinned, the tag must immediately be attached and remained attached to the pelt until a department official places a pelt tag on the pelt as described below. The notched tag may be removed from the carcass while the carcass is being removed from the field to a camp or vehicle. In situations where numerous trips are required to remove the carcass from the field, the tag shall remain attached to that portion of the carcass or pelt left in a camp or vehicle.~~

~~(4) A bear or cougar tag, when attached to the carcass or pelt of legally killed bear or cougar, shall authorize possession of the carcass or pelt for five days. The hunter harvesting the bear or cougar must make arrangements with a department official to pelt tag the pelt before the five days expires.]~~

[RESERVED]

D. Proof of sex of bear or cougar: It shall be unlawful for anyone to transport or possess the pelt (even if the pelt is attached to the carcass) of bear or cougar without proof of sex. The external genitalia of any bear or cougar killed shall remain attached to the pelt and be readily visible until pelt has been inspected and ~~[tagged]~~ pelt-tagged by a department official.

E. Bear and cougar pelt tagging requirements:

(1) Any bear or cougar killed shall be tagged with pelt tag furnished free of charge by the department.

(2) The hunter who kills the bear or cougar or his hunter designee must present the skull and pelt to a department official for tooth removal and pelt tagging within five days of killing the animal or before the pelt can be processed by a taxidermist or before taking the pelt out of New Mexico, whichever comes first. Exception: only skulls of female cougars will have a tooth removed by a department official.

(3) The pelt tag shall remain attached until the pelt is tanned.

(4) The skull of the bear or female cougar must remain unfrozen with the mouth fixed open for removal of a premolar tooth until the skull has been inspected by a department official.

(5) Licensed bear or cougar hunters who provide false or fraudulent information regarding the required information including, but not limited to, sex, date, or location of harvest shall be assessed 20 revocation points pursuant to 19.31.2 NMAC.

F. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize the carcasses or pelts of bear or cougar that are improperly ~~[tagged]~~ notched, presented for pelt tagging without proof of sex attached or without presenting the skull along with the pelt.

G. Use of dogs in hunting: Dogs may be used only to hunt bear and cougar during specific open seasons unless otherwise restricted. Dogs shall not be used to pursue bear in any wildlife management area (WMA) as described in 19.30.4 NMAC except as otherwise permitted in regulation. No dogs shall be used to pursue bear during bow seasons. Dogs may be used to pursue bears during hunts for any legal weapon and zones listed below. When dogs are used in pursuit of bear or cougar, the licensed hunter that harvests the bear or cougar must be present continuously once any dog is released. It shall be unlawful to:

(1) release dogs with the intent of pursuing or hunting bears or cougars or to pursue bears or cougars outside of legal shooting hours, and

(2) to kill a bear or cougar that was pursued by dogs unless the hunter was present from the initial release of the dog(s).

H. Use of baits or scents: It shall be unlawful for anyone to take or attempt to take any bear or cougar by use of baits or scents as defined in 19.31.10.7 NMAC. Scent masking agents on one's person are allowed.

I. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any bear or cougar.

J. Use of calling devices: It shall be unlawful to use any electrically or mechanically recorded calling device in taking or attempting to take any bear, such calling devices are allowed for taking cougar.

K. Killing out-of-season: It shall be unlawful to kill any bear or cougar out of their respective hunting seasons.

L. Bullets: It shall be unlawful to take or attempt to take bear or cougar by the use of tracer ammunition or any ammunition loaded with full metal jacketed bullets that does not expand or mushroom. Soft-nosed or hollow-pointed bullets may be used in hunting or taking bear or cougar.

M. Drugs and explosives: It shall be unlawful to use any form of drug on an arrow or use arrows driven by explosives.

N. Legal weapon types for bear and cougar are as follows: any center-fire rifle; any center-fire handgun; shotguns not smaller than 28 gauge, firing a single slug; muzzle-loading rifles; bows and arrows; and crossbows and bolts. The Sandia ranger district portion of the Cibola national forest in zone 4 shall be open for hunting with crossbow and bow only.

O. Areas closed to bear and cougar hunting: The following areas shall remain closed to bear and cougar hunting, except as permitted by regulation: Sugarite canyon state park; Rio Grande wild and scenic river area, including the Taos valley overlook; all wildlife management areas including the Water canyon and Marquez WMAs in GMU 9 (Marquez is open only to hunters with valid bear entry permit and bear hunting license); the Valle Vidal area; and sub-unit 6B (Valles Caldera national preserve). Cougar hunting is closed in the Florida mountains hunt area during any open Persian ibex season, except by legal Persian ibex hunters. Persian ibex hunters choosing to hunt cougar under this provision must adhere to the weapon type restriction and season dates as specified by their ibex license.

P. The size and type of traps or snares or other reasonable methods that assist the take of cougars on private land will be allowed as designated by the director and chairman of the state game commission.

Q. Any take of cougar on public land by the use of traps or snares

shall be unlawful unless authorized by the director.

[19.31.11.10 NMAC - Rp, 19.31.11.10 NMAC, 4-1-11; A, 7-31-12; A, 3-29-13]

**NEW MEXICO
DEPARTMENT OF GAME
AND FISH**

This is an amendment to 19.31.15 NMAC, Sections 10 and 11 effective 3-29-2013.

19.31.15.10 PRONGHORN ANTELOPE MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:

A. Seasons and hours: Pronghorn antelope may only be 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 pronghorn antelope during a current license year unless otherwise provided by regulation.

C. [Tagging:
~~(1) Any license that permits the taking of any pronghorn antelope shall be issued with a tag bearing the species name.~~

~~(2) It shall be unlawful to possess more than one tag per pronghorn antelope except as permitted by regulation.~~

~~(3) It shall be unlawful for any licensee to fail to tag the pronghorn antelope as prescribed below:~~

~~(a) Immediately after killing any pronghorn antelope, the licensee killing the animal shall notch the proper day and month of kill from the species tag.~~

~~(b) The tag shall be attached to the carcass of the killed pronghorn antelope and the tag shall remain attached to the carcass while the carcass is in any vehicle, left unattended in the field, or while it is in camp or at a residence or other place of storage. The notched tag may be removed from the carcass while the carcass is being removed from the field to a camp or vehicle. In situations where numerous trips are required to remove the carcass from the field, the tag shall remain attached to that portion of the carcass left in a camp or vehicle.~~

~~(4) A pronghorn antelope tag, when attached to the carcass of legally taken pronghorn antelope, shall authorize possession and storage for the period designated on the carcass tag.]~~

[RESERVED]

D. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize the carcasses of pronghorn antelope that are improperly [tagged] notched.

E. Proof of sex of

pronghorn antelope: It shall be unlawful for anyone to transport or possess the carcass of any pronghorn antelope without proof of sex until the carcass arrives at a residence, taxidermist, meat processing facility, or place of final storage. The horns of any buck pronghorn antelope taken shall remain attached to the skull. The scalp and both ears of females or immature males of pronghorn antelope shall accompany the carcass in the same manner.

F. Use of dogs in hunting: It shall be unlawful to use dogs to hunt pronghorn antelope, except leashed dogs may be used to locate wounded or dead pronghorn antelope. Hunters must register with the appropriate department area office for the region they will be hunting before their hunt begins to use a dog in this manner.

G. Use of baits or scents: It shall be unlawful for anyone to take or attempt to take any pronghorn antelope by use of baits or scents. Scent masking agents on one's person are allowed.

H. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any pronghorn antelope.

I. Use of calling devices: It shall be unlawful to use any electrically or mechanically recorded calling device in taking or attempting to take any pronghorn antelope.

J. Killing out-of-season: It shall be unlawful to kill any pronghorn antelope out of their respective hunting seasons.

K. Legal weapon types for pronghorn antelope are as follows: any center-fire rifle; any center-fire handgun; shotguns not smaller than 28 gauge firing a single slug; muzzle-loading rifles bows and arrows; and crossbows and bolts.

L. Areas closed to pronghorn antelope hunting: The following areas shall remain closed to pronghorn antelope hunting, except as permitted by regulation: Sugarite canyon state park; portion of the wild rivers recreation area: an area bounded on the north by the power line from Bear crossing to Red River hatchery, south along the Red river to the confluence of the Rio Grande and north along the Rio Grande to the power lines at Bear crossing is closed to all hunting; including the Taos valley overlook; 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; the Valle Vidal area; and sub-unit 6B (Valles Caldera national preserve).

[19.31.15.10 NMAC - Rp, 19.31.15.10

NMAC, 4-1-11; A, 3-29-13]

19.31.15.11 PRONGHORN ANTELOPE POPULATION MANAGEMENT HUNTS:

A. The [respective—area chief] director or his designee may authorize population management hunts for pronghorn antelope when justified in writing by department personnel.

B. The [respective—area chief] director or his designee shall designate the sporting arms, season dates, season lengths, bag limits, hunt boundaries, specific requirements or restrictions, and number of licenses or permits. No qualifying license holder shall take more than one pronghorn antelope per license year.

C. [Application—may be made on-line or on paper through the special hunt application form provided by the department. On-line] Applications must be submitted by the deadline date set by the department. [Application forms postmarked by the deadline date will be accepted up to five working days after the deadline date.]

D. Applications for licenses may be rejected, and fees returned to an applicant, if such applications are not on the proper form or do not supply adequate information.

E. In the event that an applicant is not able to hunt on the dates specified, the applicant's name shall be moved to the bottom of the list and another applicant may be contacted for the hunt.

F. In those instances where a population management hunt is warranted on deeded private lands, the landowner may suggest eligible hunters of their choice by submitting a list of prospective hunter's names to the department for licensing consideration. No more than one-half of the total number of licenses authorized shall be available to landowner identified hunters. The balance of prospective hunters shall be identified by the department.

[19.31.15.11 NMAC - Rp, 19.31.15.11 NMAC, 4-1-11; A, 3-29-13]

**NEW MEXICO
DEPARTMENT OF GAME
AND FISH**

This is an amendment to 19.31.16 NMAC, Sections 9, 10, 11, 12 and 13 effective 3-29-2013.

19.31.16.9 TURKEY LICENSE APPLICATION REQUIREMENTS AND RESTRICTIONS:

A. License limitations: A hunter is limited to purchasing only one license in the fall and one in the spring during a license year, unless otherwise allowed by rule.

B. Validity of license or permit: All turkey entry permits or licenses 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, license, or carcass tag] permit or license. Over-the counter licenses shall be valid only for the specified dates, eligibility requirements or restrictions, legal sporting arms, bag limit and area specified by rule or regulation.

C. Youth only (YO) hunts: It shall be unlawful for anyone to apply for a youth only (YO) turkey permit except as allowed by 19.31.3.11 NMAC.

D. Sub-unit 6B, Valles Caldera national preserve: It shall be unlawful for anyone to hunt turkeys in sub-unit 6B, Valles Caldera national preserve, without having in their possession a valid turkey hunting license, a valid turkey tag, and a Valles Caldera national preserve wild turkey access authorization.

[19.31.16.9 NMAC - Rp, 19.31.16.9 NMAC, 4-1-11; A, 3-29-13]

19.31.16.10 TURKEY MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:

A. Season and hours: Turkey may be hunted or taken only during open seasons and only during the period from one-half hour before sunrise to one-half hour after sunset.

B. Bag limit: It shall be unlawful for any person to hunt for or take more than the number and type of turkey during the current license year as specified by the hunt code printed on the permit or license unless otherwise provided by regulation.

C. [Tagging:

~~(1) Any license that permits the taking of any turkey shall be issued turkey tag(s):~~

~~(2) It shall be unlawful for any licensee to fail to tag the turkey as prescribed below:~~

~~(a) Immediately after killing any turkey, the licensee killing the turkey shall notch the proper day and month of kill from the turkey tag:~~

~~(b) The tag shall be attached to the carcass of the turkey and the tag shall remain attached to the carcass while the carcass is in any vehicle, left unattended in the field, or while it is in camp or at a residence or other place of storage. The notched tag may be removed from the carcass while the carcass is being removed from the field to a camp or vehicle.~~

~~(3) A turkey tag, when attached to the carcass of legally taken turkey, shall authorize possession and storage for the period designated on the tag:]~~ **[RESERVED]**

D. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize the carcasses of turkey(s) that are improperly [tagged] notched.

E. Proof of sex: It shall be unlawful for anyone to transport or possess the carcass of a turkey without proof of sex. When the required bag limit is a bearded turkey, the beard and a small patch of feathers surrounding the beard shall remain with the same turkey carcass until arriving at a residence, taxidermist, meat processing place, or place of final storage.

F. Use of dogs in hunting: It shall be unlawful to use dogs to hunt turkey.

G. Use of baits: It shall be unlawful for anyone to take or attempt to take any turkey by baiting.

H. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any turkey.

I. Use of calling devices: It shall be unlawful to use any electrically or mechanically recorded calling device in taking or attempting to take any turkey.

J. Killing out-of-season: It shall be unlawful to kill any turkey out of turkey hunting season.

K. Roost shooting: It shall be unlawful to shoot a turkey while it is located in a tree or structure used for resting.

L. Legal weapon types for turkey are as follows: shotguns firing shot, including muzzle-loading shotguns; bows and arrows; and crossbows and bolts.

M. Non-toxic shot use is required on all state game commission owned lands.

N. Areas closed to hunting turkey: The following areas shall remain closed to hunting turkey, except as permitted by regulation: Sugarite canyon state park; Orilla Verde and Wild Rivers recreation areas, including the Taos valley overlook; all wildlife management areas except Humphries, Rio Chama, and Sargent WMAs; the Valle Vidal area; and Rattlesnake canyon in sub-unit 2A.

[19.31.16.10 NMAC - Rp, 19.31.16.10 NMAC, 4-1-11; A, 3-29-13]

19.31.16.11 [INTERNET HARVEST] CHRONIC WASTING DISEASE (CWD) REPORTING INCENTIVE: The director may annually allow up to two turkey authorizations to be issued by drawing [to elk and deer hunters reporting their prior year's harvest information as well as trappers reporting their trapping activities by the published deadline using the department's established website. These incentives may also be available] for deer and elk hunters submitting their legally harvested animal for CWD testing. Authorization certificates awarded pursuant to this rule may be transferred through sale, barter, or gift. Turkey incentive hunts shall be valid only for Unit 2, the Sargent WMA in Unit 4 and the Valle Vidal area.

[19.31.16.11 NMAC - Rp, 19.31.16.11 NMAC, 4-1-11; A, 3-29-13]

19.31.16.12 TURKEY HUNTS (2011-2012 through 2014-2015 hunting seasons):

A. Over-the-counter hunts for any legal firearms, including shotguns and muzzle loading shotguns firing shot, bows, and crossbows, shall be as indicated below, listing the areas (GMUs) open, eligibility requirements or restrictions, hunt dates, hunt code, maximum number of licenses, and bag limits.

(1) Spring seasons: GMUs or areas open, hunt dates, license numbers and bag limits:

open GMUs or areas	hunt dates	licenses	bag limit
4 (including WMAs), 5, 14 (bows only in Sandia ranger district), 18, 20, 38, 39, 43, 49, 51, 52, 53, and the E. S. Barker WMA in 55	4/15-5/10	unlimited	2 turkeys with visible beards

all GMUs open for over the counter turkey, YO	4/9-10/2011 4/7-8/2012 4/13-14/2013 4/12-13/2014	unlimited	2 turkeys with visible beards
6B-Valles Caldera (must possess VCNP wild turkey access authorization)	4/15-5/10	unlimited	1 turkey with visible beard

(2) Spring and fall seasons: GMUs or areas open, season dates, licenses, and bag limits:

open GMUs or areas	hunt dates	licenses	bag limit
2A (except areas east of NM 550 and north of NM 173), 2C (except areas east of Largo canyon), 6A, 6C, 7, 9, (Water canyon spring only), 10, 12, 13, 15, 16, 17, 21, 22, 23, 24, 29, 32, [33;] 34, 36, 37, 40, 41, 42, 45, 46, 47, 48, 54 (including Colin Neblett WMA), 55 (including Colin Neblett WMA but excluding the E. S. Barker, Urraca, Valle Vidal and Greenwood WMAs), 56, 57 (bows only in Sugarite canyon state park), 58 and 59	4/15-5/10 and 9/1-9/30 (archery only) and 11/1-11/30 (any legal weapon)	unlimited	spring: 2 turkeys with visible beards, fall: any 1 turkey

B. Entry hunts for any legal firearms, listing the areas open, eligibility requirements, hunt dates, hunt code, maximum number of licenses, and bag limits shall be as indicated below. Youth hunters must provide hunter education certificate number on their application.

open GMUs or areas	2011-2012	2012-2013	2013-2014	2014-2015	hunt code	permits	bag limit
2	4/15-5/10	4/15-5/10	4/15-5/10	4/15-5/10	TUR-1-100	100	1 turkey with visible beard
2, YO	4/15-5/10	4/15-5/10	4/15-5/10	4/15-5/10	TUR-1-101	50	1 turkey with visible beard
9: Marquez WMA	4/15-5/10	4/15-5/10	4/15-5/10	4/15-5/10	TUR-1-104	5	2 turkeys with visible beards
33: WS Huey WMA, YO	4/9-4/10	4/7-4/8	4/13-4/14	4/12-4/13	TUR-1-105	[3] 2	[2 turkeys with visible beards] 1 turkey with visible beard
33: WS Huey WMA, YO	4/16-4/17	4/14-4/15	4/20-4/21	4/19-4/20	TUR-1-106	[3] 2	[2 turkeys with visible beards] 1 turkey with visible beard
[33: WS Huey WMA, YO	4/23-4/24	4/21-4/22	4/27-4/28	4/26-4/27	TUR-1-107	3	2 turkeys with visible beards
33: WS Huey WMA, YO	4/30-5/1	4/28-4/29	5/4-5/5	5/3-5/4	TUR-1-108	3	2 turkeys with visible beards]
33: WS Huey WMA, YO	10/22-10/23	10/20-10/21	10/19-10/20	10/18-10/19	TUR-1-109	4	any 1 turkey
[33: WS Huey WMA, YO	10/12-10/13	10/10-10/11	10/9-10/10	10/8-10/9	TUR-1-110	4	any 1 turkey
33: WS Huey WMA, YO	10/19-10/20	10/17-10/18	10/16-10/17	10/15-10/16	TUR-1-111	4	any 1 turkey]
55: Valle Vidal area	4/15-4/30	4/15-4/30	4/15-4/30	4/15-4/30	TUR-1-112	20	1 turkey with visible beard

[19.31.16.12 NMAC - Rp, 19.31.16.12 NMAC, 4-1-11; A, 4-1-11; A, 3-29-13]

19.31.16.13 TURKEY POPULATION MANAGEMENT HUNTS:

A. The [respective area chief] director or his designee may authorize population management hunts for turkey when justified in writing by department personnel.

B. The [respective area chief] director or his designee shall designate the sporting arms, season dates, season lengths, bag limits, hunt boundaries, and number of licenses or permits.

C. The specific hunt dates, hunt area, the name of the department representative providing the information and the date and time of notification shall be written on the license or permit after notification by telephone.

D. [Application may be made either on-line or through the special hunt application form provided by the department. On-line] Applications must be submitted by the deadline date set by the department. [Application forms postmarked by the deadline date will be accepted up to five working days after the deadline date.]

E. Applications for permits may be rejected, and fees returned to an applicant, if such applications are not on the proper form or do not supply adequate information.

F. In the event that an applicant is not able to hunt on the dates specified, the applicant's name shall be moved to the

bottom of the list and another applicant may be contacted for the hunt.

G. No more than one person may apply under each application.

H. Population management hunts for turkey may be anywhere in the state with dates, number of permits, bag limit, and specific hunt areas to be determined by the department. The hunt code to apply for turkey population management hunts shall be TUR-5-100.

I. In those instances where a population management hunt is warranted on deeded private lands, the landowner may suggest eligible hunters of their choice by submitting a list of prospective hunter's names to the department for licensing consideration. No more than one-half of the total number of licenses authorized shall be available to landowner identified hunters. The balance of prospective hunters shall be identified by the department.

[19.31.16.13 NMAC - Rp, 19.31.16.13 NMAC, 4-1-11; A, 3-29-13]

NEW MEXICO DEPARTMENT OF GAME AND FISH

This is an amendment to 19.31.17 NMAC, Section 10 effective 3-29-2013.

19.31.17.10 B I G H O R N SHEEP MANNER AND METHOD REQUIREMENTS AND RESTRICTIONS:

A. Season and hours: Bighorn sheep may be hunted or taken only 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 bighorn sheep during a current license year unless otherwise provided by regulation.

C. [Tagging:]
~~(1) Any license that permits the taking of bighorn sheep shall be issued with a bighorn carcass tag.~~

~~(2) It shall be unlawful to possess more than one tag for bighorn sheep except as permitted by regulation.~~

~~(3) It shall be unlawful for any licensee to fail to tag the bighorn sheep as prescribed below:~~

~~(a) Immediately after killing any bighorn sheep, the licensee killing the bighorn shall notch the proper day and month of kill from the carcass tag.~~

~~(b) The tag shall be attached to the bighorn sheep carcass and remain attached while the carcass is in any vehicle, left unattended in the field, or while it is in camp or at a residence or other place of storage.~~

~~The notched tag may be removed from the carcass while the carcass is being removed from the field to a camp or vehicle. In situations where numerous trips are required to remove the carcass from the field, the tag shall remain attached to that portion of the carcass left in a camp or vehicle.~~

~~(4) A bighorn sheep tag, when attached to the carcass of legally taken game, shall authorize possession and storage for the period designated on the tag.]~~
[RESERVED]

D. Proof of sex: It shall be unlawful for any one to transport or possess the carcass of any bighorn sheep without proof of sex. The horns and external genitalia of any bighorn sheep taken shall remain attached to the skull or pelt, as appropriate, and be readily visible until arriving at a residence, taxidermist, meat processing facility, or place of final storage.

E. Sealing of bighorn sheep horns: A seal shall be affixed to a horn of every bighorn sheep ram head taken in New Mexico, imported into New Mexico, or found in the field in New Mexico subsequent to August 17, 1973. Bighorn sheep heads found in the field within New Mexico shall remain the property of the state until disposed of by permit from the director. The seal shall authorize possession and transportation of the head within New Mexico.

(1) Such sealing shall be done within ten days after the bighorn sheep ram head is taken, imported, or found in the field and before the bighorn sheep head is exported from New Mexico. Bighorn sheep ram heads not so declared shall be seized. Only legally taken and possessed bighorn sheep ram heads shall be sealed.

(2) Bighorn sheep ram heads legally sealed in other countries, states, tribal entities, provinces, and territories, and possessing a valid visible seal attached, are exempted.

F. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize the carcasses of bighorn sheep that are improperly [tagged] notched.

G. Use of dogs in hunting: It shall be unlawful to use dogs to hunt any bighorn sheep.

H. Use of baits or scents: It shall be unlawful for anyone to take or attempt to take any bighorn sheep by use of baits or scents as defined in 19.31.10.7 NMAC. Scent masking agents on one's person are allowed.

I. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any bighorn sheep.

J. Use of calling devices: It shall be unlawful to use any electrically

or mechanically recorded calling device in taking or attempting to take any bighorn sheep.

K. Killing out-of-season: It shall be unlawful to kill any bighorn sheep out of bighorn sheep season.

L. Bullets: It shall be unlawful to take or attempt to take bighorn sheep 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 bighorn sheep.

M. Drugs and explosives: It shall be unlawful to use any form of drug on an arrow or use arrows driven by explosives.

N. Legal weapon types for bighorn sheep are as follows: any center-fire rifle of .24 caliber or larger; any center-fire handgun of .24 caliber or larger; shotguns not smaller than 28 gauge, firing a single slug; muzzle-loading rifles not smaller than .45 caliber; bows and arrows; and crossbows and bolts.

O. Areas closed to bighorn sheep hunting: The following areas shall remain closed to bighorn sheep hunting, except as permitted by regulation: Sugarite canyon state park; Orilla Verde and Wild Rivers recreation areas, including the Taos valley overlook; all wildlife management areas, except Big Hatchet; the Valle Vidal area; and sub-unit 6B (Valles Caldera national preserve).

[19.31.17.10 NMAC - Rp, 19.31.17.10 NMAC, 4-1-11; A, 3-29-13]

NEW MEXICO DEPARTMENT OF GAME AND FISH

This is an amendment to 19.31.21 NMAC, Sections 10 and 11 effective 3-29-2013.

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. [Tagging:]
~~(1) Any license that permits the taking of any javelina shall be issued with a tag bearing the species name.~~

~~(2) It shall be unlawful to possess more than one tag per year except as permitted by regulation.~~

~~(3) It shall be unlawful for any licensee to fail to tag the javelina as~~

prescribed below:

(a) Immediately after killing any javelina, the licensee killing the animal shall notch the proper day and month of kill from the species tag.

(b) The tag shall be attached to the carcass of the killed javelina and the tag shall remain attached to the carcass while the carcass is in any vehicle, left unattended in the field, or while it is in camp or at a residence or other place of storage. The notched tag may be removed from the carcass while the carcass is being removed from the field to a camp or vehicle. In situations where numerous trips are required to remove the carcass from the field, the tag shall remain attached to that portion of the carcass left in a camp or vehicle.

(4) A javelina tag, when attached to the carcass of legally taken javelina, shall authorize possession and storage for the period designated on the carcass tag. **[RESERVED]**

D. Seizure: Any conservation officer or other officer authorized to enforce game laws and regulations shall seize the carcasses of javelina that are improperly [tagged] notched.

E. 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.

F. 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.

G. Live animals: It shall be unlawful to use live animals as a blind or decoy in taking or attempting to take any javelina.

H. 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.

I. Killing out-of-season: It shall be unlawful to kill any javelina out of their respective hunting seasons.

J. 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.

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, 19.31.15.10 NMAC, 4-1-11; A, 3-29-13]

19.31.21.11 JAVELINA HUNTING SEASONS: Javelina hunts for the 2011-12 through the 2014-15 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 "bow 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.

open GMUs or areas	hunt start	hunt end	hunt code	licenses	bag limit
statewide, YO	1/1	3/31	JAV-1-100	100	ES
GMUs 19, 23, 24, 25, 26 and 27	1/16	1/31	JAV-2-101	300	ES
GMUs 19, 23, 24, 25, 26 and 27	2/1	2/15	JAV-1-102	1000	ES
statewide except GMUs 19, 23, 24, 25, [26 and 27] 26, 27 and 28	1/1	1/15	JAV-2-103	300	ES
statewide except GMUs 19, 23, 24, 25, [26 and 27] 26, 27 and 28	1/16	3/31	JAV-1-104	1000	ES
28 McGregor range, military only. This hunt is the last weekend in December each year.	12/31/2011 12/29/2012 12/28/2013 12/27/2014	1/1/2012 12/30/2013 12/29/2014 12/28/2015	JAV-1-105	5	ES

[19.31.21.11 NMAC – Rp, 19.31.15.14 NMAC, 4-1-11; A, 3-29-13]

NEW MEXICO HUMAN SERVICES DEPARTMENT
INCOME SUPPORT DIVISION

This is an amendment to 8.139.504 NMAC, Section 4, effective April 1, 2013.

8.139.504.4 DURATION: [Permanent] The New Mexico Extra Help SNAP pilot shall terminate issuance of benefits in conjunction with the cessation of the grant authorized by the United States department of agriculture food and nutrition services (FNS). FNS has authorized the cessation of the program delivery effective April 30, 2013.

[8.139.504.4 NMAC - N, 08/01/2011; A, 04/01/2013]

**NEW MEXICO
PUBLIC REGULATION
COMMISSION**

This is an amendment to 17.5.410 NMAC, Sections 16, 18, 20, 31, 43 and 44, effective date 03-29-13

17.5.410.16 RESIDENTIAL SECURITY DEPOSITS OR GUARANTEES:

A. A utility may not require a security deposit or other guarantee of payment as a condition of new or continued service to a residential customer except in the case of service:

(1) to a residential customer who has not previously had utility service with the utility and who has not established an acceptable credit rating;

(2) ~~to a chronically delinquent residential customer of the utility;~~ to a residential customer who has on three or more occasions, within a 12-month period, received a final notice;

(3) as a condition for reconnection of service following discontinuance of service by the utility; and

(4) to a residential customer who in an unauthorized manner has interfered with or diverted the service of the utility situated on or about or delivered to the residential customer's premises.

B. If a residential customer or prospective residential customer can demonstrate to the utility that the residential customer does not have adequate financial resources to pay the security deposit and the residential customer meets the qualifications of LIHEAP, or is subject to other special circumstances, the utility shall give special consideration to such a residential customer in determining whether or in what amount a security deposit will be charged or if payment by an installment agreement is appropriate. In making such determination, a utility shall accept documentation from the administering authority that such residential or prospective residential customer meets the qualifications of LIHEAP.

[17.5.410.16 NMAC - Rp, 17.5.410.16 NMAC, 7-1-11; A, 3-29-13]

17.5.410.18 AMOUNTS OF AND ACCOUNTING FOR SECURITY DEPOSITS: Any deposit policy shall be as set forth in the utility's tariff on file with the commission pursuant to 17.1.210 NMAC, but shall conform to the following provisions.

A. A deposit for a residential customer shall not exceed an amount equivalent to one sixth (1/6) of that residential customer's estimated annual billings ~~or not more than one and one-half (1 1/2) times that residential customer's~~

~~estimated maximum monthly bill].~~ A utility shall base its ~~[deposit criteria]~~ billing estimates for purposes of calculating a deposit upon the most recent available prior ~~[twelve-month]~~ 12-month corresponding period at the same service location; or, if there is not a comparable period of service at the same service location, the deposit shall be based upon consumption of similar units in the same area.

B. Simple interest on deposits at a rate not less than the rate required by law shall accrue annually to the residential customer's credit for the time the deposit is held by the utility. The deposit shall cease to draw interest on the date it is returned, on the date service is terminated, or on the date the refund is sent to the residential customer's last known address.

C. Each residential customer who posts a security deposit shall receive in writing at the time of tender of deposit or with the first bill a receipt as evidence thereof. The receipt shall contain the following minimum information:

(1) name of residential customer;

(2) date of payment;

(3) amount of payment; and

(4) statement of the terms and conditions governing the payment, retention, interest, and return of deposits.

D. A utility shall provide means whereby a residential customer entitled to a return of deposit is not deprived of the deposit refund even though the residential customer may be unable to produce the original receipt for the deposit, provided the residential customer can produce adequate identification to insure that the residential customer is entitled to a refund of the deposit.

[17.5.410.18 NMAC - Rp, 17.5.410.18 NMAC, 7-1-11; A, 3-29-13]

17.5.410.20 RECORD OF DEPOSITS: A utility shall keep records of deposits and issue receipts of deposits in accordance with the requirements of Paragraphs ~~(3), (4), (6) and (7)~~ (5), (7), (8) and (9) of Subsection B of 17.9.560.12 NMAC and Paragraphs ~~(3), (4), (6) and (7)~~ (5), (7), (8) and (9) of Subsection B of 17.10.650.11 NMAC.

[17.5.410.20 NMAC - Rp, 17.5.410.20 NMAC, 7-1-11; A, 3-29-13]

17.5.410.31 DISCONTINUANCE OF SERVICE:

A. A utility may discontinue ~~[utility]~~ service to a residential customer without prior notice in the event of:

(1) a condition determined by the utility to be hazardous;

(2) residential customer use of equipment in such manner as to adversely affect the utility's equipment or the utility's

service to others;

(3) residential customer's tampering with, damaging, or deliberately destroying the equipment furnished and owned by the utility; or

(4) unauthorized use of service provided by the utility.

B. A utility may discontinue service to a residential customer for:

(1) nonpayment of a delinquent account pursuant to 17.5.410.33 NMAC;

(2) failure to post a security deposit or guarantee pursuant to 17.5.410.33 NMAC, as applicable; except that a utility may not discontinue service to an existing residential customer solely for failure to pay a deposit; or

(3) failure to comply with the terms and conditions of a settlement agreement or installment agreement entered into pursuant to this rule.

C. A utility may discontinue utility service to a residential customer after three (3) days' prior written notice in the event of the residential customer's:

(1) refusal to grant access at reasonable times to equipment installed upon the premises of the residential customer for the purpose of inspection, meter reading, maintenance, or replacement;

(2) failure to furnish such service, equipment, permits, certificates, or rights-of-way as shall have been specified by the utility as a condition to obtaining service or in the event such equipment or permissions are withdrawn or terminated;

(3) violation of or noncompliance with the utility's rules on file with and approved by the commission;

(4) provision of a fraudulent medical certification form or financial certification form.

D. The three-day notice required by Subsection C of 17.5.410.31 NMAC shall be in English and Spanish and shall include the following:

(1) a statement of the reason(s) why the utility has issued notice to discontinue utility service pursuant to Subsection C of 17.5.410.31 NMAC;

(2) the title(s), address, telephone number(s), and working hours of utility personnel responsible for carrying out the rights prescribed in 17.5.410 NMAC;

(3) a statement that the residential customer can obtain a review by utility personnel of the reasons for the proposed discontinuance of service, which shall stay the discontinuance during the review, and a statement that a complaint may be filed with the commission if the residential customer disagrees with the utility's determination of the facts upon which the proposed discontinuance is based;

(4) a statement that members of New Mexico tribes or pueblos who need

help with translation or with other matters may contact the commission's consumer relations division at (888) 427-5772, who will contact the appropriate tribal or pueblo official for assistance. [17.5.410.31 NMAC - Rp, 17.5.410.29 NMAC, 7-1-11; A, 3-29-13]

17.5.410.43 [MEDICAL CERTIFICATION FORM:

MEDICAL CERTIFICATION

I (patient), hereby authorize the medical professional signing this certification to disclose to [utility] the information contained in this medical certification form.

signature _____ date _____

NOTE: In order to continue to receive utility service, you must complete both parts of this medical certification form and a financial certification form. This certification is valid for ninety (90) days from the signature date of the medical professional.

I, [insert printed name of residential customer], hereby certify that I am the person responsible for the charges for utility service at [insert service address] that a seriously or chronically ill person, [insert name of seriously or chronically ill person] resides there, and that I am financially unable to pay my bill at this time. I understand that this certification does not relieve me of the responsibility to pay my bill, and that I must reapply for financial certification at least every ninety (90) days. In addition, I understand that I may make payment arrangements with [insert name of utility].

I certify the information provided is true and correct to the best of my knowledge.

date _____ customer's telephone number _____ customer's signature _____

I, [insert name of medical professional] certify that:

I am a licensed physician, physician's assistant, osteopathic physician, osteopathic physician's assistant or certified nurse practitioner who holds license number _____ (insert license number) _____ (insert license holder initial) and that on _____ (insert date) I examined _____ (insert name of seriously or chronically ill person) who I am informed resides at _____ (insert service address) _____ (insert license holder initial).

~~SAID PERSON IS SERIOUSLY OR CHRONICALLY ILL~~ (DEFINITION OF SERIOUS AND CHRONICALLY ILL: AN ILLNESS OR INJURY THAT RESULTS IN A MEDICAL PROFESSIONAL'S DETERMINATION THAT THE LOSS OF UTILITY SERVICE WOULD GIVE RISE TO A SUBSTANTIAL RISK OF DEATH OR GRAVELY IMPAIR HEALTH)

Utility service is necessary for said person's health during the recovery period for the following reason(s), (if applicable, list medically necessary equipment): _____, _____ (insert license holder initial).

signature of medical professional _____ signature date _____

office address, telephone number, and fax number _____ date of last examination _____ of medical professional]

MEDICAL CERTIFICATION FORM:

MEDICAL CERTIFICATION - PLEASE NOTE: To be complete, ALL fields must be filled in, valid, and legible. **NOTE:** In order to continue to receive gas or electric service from (name of utility), a complete medical certification form and a complete financial certification form must be submitted. This certification is valid for ninety (90) days from the signature date of medical professional.

PATIENT OR LEGAL GUARDIAN

I certify the information provided is true and correct. I understand that if I provide false information, I could be denied continued medical emergency gas or electric utility service from (name of utility company) _____

I, (printed name of patient) _____, hereby authorize the medical professional signing this certification to disclose to (name of utility company) _____ the information contained in this medical certification form. (patient or legal guardian signature) _____ (date) _____

PRIMARY UTILITY ACCOUNT HOLDER

I certify the information provided is true and correct. I understand that if I provide false information, I could be denied continued medical emergency gas or electric utility service from (name of utility company) _____

I, (printed name of primary account holder) _____, hereby certify that I am the person responsible for the charges for gas or electric utility service at (service address) _____ and that a seriously or chronically ill person (as defined by Rule 17.5.410.7 NMAC) resides there. _____

I further certify that I will immediately notify (name of utility company) _____ or arrange to have such notification provided, if there is a change in the status of the seriously or chronically ill person residing at the service address, including relocation or a change in the physical condition of such person which renders continued medical emergency gas or electric utility service unnecessary. (primary account holder signature) _____ (date) _____

DOCTOR'S USE ONLY

I, (printed name of medical professional) _____ certify that: I am, (1) a licensed physician or physician's assistant licensed or accepted by the New Mexico medical board and practicing under the New Mexico Medical Practice Act, (2) an osteopathic physician or osteopathic physician's assistant practicing under the New Mexico Osteopathic Physician's Practice Act or (3) a certified nurse practitioner licensed by the New Mexico board of nursing and practicing under the New Mexico Nursing Practice Act; I hold license number/ NPI Number _____; and that on (date) _____ I examined (name of patient) _____ who I am informed resides at (service address) _____

I certify that the said person has the following condition in which loss of _____ gas or _____ electric (please indicate type of service by checking) utility service would give rise to substantial risk of death or gravely impair health and that this condition qualifies as a serious or chronic illness pursuant to Rule 17.410.7 NMAC:

(Describe condition and reasons for continued gas or electric utility service (if applicable, list medically necessary equipment)).

DEFINITION OF SERIOUS OR CHRONICALLY ILL PER RULE 17.5.410.7 NMAC: AN ILLNESS OR INJURY THAT RESULTS IN A MEDICAL PROFESSIONAL'S DETERMINATION THAT THE LOSS OF GAS OR ELECTRIC UTILITY SERVICE WOULD GIVE RISE TO A SUBSTANTIAL RISK OF DEATH OR GRAVELY IMPAIR HEALTH.

(signature of medical professional) _____ (date) _____ (office address of medical professional) _____
(telephone number, and fax number of medical professional) _____

ONLY for patients meeting the requirements for extended medical certification, also complete the additional certification below if it applies to this patient:

DOCTOR'S USE ONLY – EXTENDED MEDICAL CERTIFICATION (VALID FOR 1 YEAR)

I (printed name of medical professional) _____ certify that the above mentioned patient's medical condition (description of approved condition) _____ is permanent and will not improve within 12 months from _____ (today's date) _____

SEE OTHER SIDE FOR FINANCIAL CERTIFICATION

Revised December, 2012

[17.5.410.43 NMAC - Rp, 17.5.410.43 NMAC, 7-1-11; A, 3-29-13]

17.5.410.44 [FINANCIAL CERTIFICATION FORM:]

FINANCIAL CERTIFICATION

NOTE: You must complete Sections I and II or Section III of this financial certification form and a medical certification form must be completed for you to continue receiving utility service. This certification is valid for ninety (90) days from the signature date of the medical professional on the medical certification form.

I. AUTHORIZATION TO RELEASE INFORMATION

I, [insert printed name of residential customer] authorize [insert name of agency providing assistance in or for the state of New Mexico] to release to [utility] information from my file (application, proof of income, proof of family, bills, other) as deemed necessary for the purpose of qualifying for continued utility service.

I certify the information provided is true and correct to the best of my knowledge.

customer's signature _____ date

customer's social security number _____ customer's telephone number

service address _____ city state zip code

II. AGENCY FINANCIAL CERTIFICATION

I (insert printed name), an employee of (insert agency name), hereby certify that the above residential customer qualifies for (specify type of assistance):

agency representative's signature _____ contact number and fax number, if applicable _____ date

III. FINANCIAL SELF-CERTIFICATION

I, (insert printed name) hereby certify that I am the person responsible for the charges for utility service at (insert service address) that a seriously or chronically ill person, (insert name of seriously or chronically ill person), resides there, and that I qualify for financial assistance as demonstrated by the current medicaid eligibility ID, No. (insert ID number) a copy of which is attached hereto. I understand that this certificate does not relieve me of the responsibility to pay my bill, and that I must submit another financial certification form within ninety (90) days from the signature date of the medical professional on the medical certification form.

I certify the information provided is true and correct to the best of my knowledge.

customer's signature _____ date

customer's social security number _____ customer's telephone number

service address _____ city state zip code

(ATTACH COPY OF MEDICAID ELIGIBILITY ID HERE)]

FINANCIAL CERTIFICATION FORM:

FINANCIAL CERTIFICATION (VALID FOR 90 DAYS ONLY)

PLEASE NOTE: to be complete, ALL fields must be filled in, valid and legible.

BY SIGNING BELOW, I, THE ACCOUNT HOLDER, ACKNOWLEDGE THAT THIS CERTIFICATE DOES NOT RELIEVE ME OF MY RESPONSIBILITY TO PAY MY CURRENT AND PAST BILLS WITH (NAME OF UTILITY).

• _____ For administering authority (human services department (HSD) or tribal authority) certification: primary account holder completes Section I, and HSD or tribal authority completes Section II.

OR

• _____ For self certification: primary account holder completes Section III and attaches a copy of the primary account holder's current medicaid eligibility.

(Even when extended medical certification is authorized, financial recertification is required every 90 days for the account holder.)

SECTION I - AUTHORIZATION TO RELEASE INFORMATION – PRIMARY ACCOUNT HOLDER

I, (printed name of primary account holder) _____, authorize administering authority to release to (name of utility) information from my file as deemed necessary for the purpose of qualifying for the medical certification program.

I certify the information provided is true and correct. I understand that if I provide false information, I can be denied continued medical emergency gas or electric utility service.

(primary account holder's signature) _____ (utility account number) _____
(primary account holder's social security number) _____ (primary account holder's telephone number) _____
(service address, city, state, zip code) _____

SECTION II - ADMINISTERING AUTHORITY (HSD OR TRIBAL) USE ONLY

I, (name of agency representative) _____, an authorized representative of (administering authority) _____ hereby certify that (primary account holder and social security number) _____, the primary account holder named in Section I, currently meets the income guidelines as defined by the administering authority (such as low income home energy assistance program (LIHEAP) (agency representative signature) _____ (phone number and fax number) _____ (date) _____

-OR-

SECTION III - SELF CERTIFICATION - PRIMARY ACCOUNT HOLDER - ATTACH COPY OF CURRENT NEW MEXICO MEDICAID ELIGIBILITY FOR PRIMARY ACCOUNT HOLDER

I, (printed name of primary account holder) _____ hereby certify that I am the person responsible for the charges for gas or electric utility service at (service address) _____ and that a seriously or chronically ill person (as defined by Rule 17.5.410.7 NMAC) (patient's name) _____ resides there.

I certify the information provided is true and correct. I understand that if I provide false information, I could be denied continued medical emergency gas or electric utility service.

(primary account holder signature) _____ (date) _____ (primary account holder's social security number) _____
(service address, city, state, zip code) _____

It is in the account holder's best interest to make regular payments toward current and past due balances; the account holder is encouraged to contact (name of utility) to make payment arrangements.

SEE OTHER SIDE FOR MEDICAL CERTIFICATION

Revised December 2012

**NEW MEXICO
PUBLIC REGULATION
COMMISSION**

This is an amendment to 17.9.560 NMAC, Sections 7 and 12, effective date 03-29-13

17.9.560.7 DEFINITIONS: When used in 17.9.560 NMAC unless otherwise specified the following definitions will apply:

A. commission means the New Mexico public regulation commission;

B. customer means any person, firm, association, or corporation, or any agency of the federal, state, or local government being supplied with [and/or] and responsible for payment for electric services by an electric utility;

C. electric plant means all plant, property, or facilities owned, operated, leased, [and/or] or controlled for the generation, transmission, or distribution of electricity;

D. filed rule means rules and regulations filed by a utility with the commission in compliance with 17.1.210 NMAC which has been made effective either through commission approval thereof or by operation of law;

E. meter means, unless otherwise qualified, a device that measures and registers the integral of an electrical quantity with respect to time;

F. meter shop means a shop where meters are inspected, repaired, and tested and may be at a fixed location or may be mobile and shall contain facilities for protected storage of secondary standards;

G. meter standards laboratory means a facility which is equipped and staffed to provide the calibration and certification of secondary standards by comparison with primary standards;

H. premises means a piece of land or real estate including buildings and other appurtenances thereon;

I. primary standards means those items of laboratory equipment from which the basic units of electricity and standard time interval can be obtained for use in a meter standards laboratory;

J. protected storage means an enclosed case or cabinet in a clean location free from excessive heat, moisture, and vibration for the storage and protection of secondary standards and which is accessible only to authorized personnel;

K. secondary indicating ammeter standard means an indicating ammeter standard which is in a semi-fixed installation in the protected storage of the meter shop and is used for calibrating the working ammeter standard; this standard remains in the protected storage at all times

except when sent to a meter standards laboratory for standardization;

L. secondary indicating voltmeter standard means an indicating voltmeter standard which is in a semi-fixed installation in the protected storage of the meter shop and is used for calibrating the working voltmeter standard; this standard remains in the protected storage at all times except when sent to a meter standards laboratory for standardization;

M. secondary instrument transformer standard means an instrument transformer standard which is in a semi-fixed installation in the protected storage of the meter shop and is used for calibrating the working transformer standard; this standard remains in the protected storage at all times except when sent to a meter standards laboratory for standardization;

N. secondary watt-hour standard means an indicating watt-hour standard which is in a semi-fixed installation in the protected storage of the meter shop and is used for calibrating the working watt-hour standard; this standard remains in the protected storage at all times except when sent to a meter standards laboratory for standardization;

O. special contract means a written agreement between a utility and a customer to establish a rate [and/or condition] or conditions of utility service, or both, that, due to size or load characteristics or both, differs from those established for general classes of service;

P. utility and electric utility has the meaning given for "public utility" or "utility" in NMSA 1978 Section 62-3-3;

Q. final notice means personal communication with a non-residential customer by telephone, hand delivery or other electronic communications at least two days prior to the specific date of discontinuance of service or, if by mail, at least four days prior to the specific date of discontinuance of service, excluding Sundays and holidays observed by the utility, to remind the non-residential customer of the pending date of discontinuance of service. [6-30-88; 17.9.560.7 NMAC - Rn, NMPSC 560.7 & A, 6-15-05; A, 3-29-13]

17.9.560.12 CUSTOMER RELATIONS:

A. Customer information.
Each utility shall:

(1) maintain up-to-date maps, plans, or records of its entire transmission and distribution systems with such other information as may be necessary to enable the utility to advise prospective customers and others entitled to the information as to the facilities for serving any locality;

(2) assist the customer or prospective customer in selecting the most

economical rate schedule appropriate for his class of service;

(3) notify customers affected by a change in rates or schedule classification;

(4) post a notice in a conspicuous place in each office of the utility where applications for service are received informing the public that copies of the rate schedules and rules relating to the service of the utility as filed with the commission are available for inspection;

(5) upon request inform its customers as to the method of reading meters; and

(6) furnish such additional information as the customer may reasonably request.

[B. Customer deposits.

Each utility may require from any customer or prospective customer a deposit intended to guarantee payment of bills for service.

~~(1) If a utility requires a deposit it shall have on file with the commission an approved rule setting forth the minimum and maximum deposit that may reasonably be required by the utility in cases involving all types of service.~~

~~(2) Interest on deposits:~~

~~(a) Simple interest on deposits at a rate not less than the rate required by NMSA 1978 Section 62-13-13 shall accrue annually to a customer's credit for the time the deposit is held by the utility. By no later than January 15 of each year the commission shall post on its website the minimum rate to be paid on any deposits required of a customer by any public utility.~~

~~(b) The deposit shall cease to draw interest on the date it is returned, on the date service is terminated, or on the date notice that the deposit is no longer required is sent to the customer's last known address.~~

~~(3) Each utility shall keep records to show:~~

~~(a) the name and address of each depositor;~~

~~(b) the amount and the date of the deposit; and~~

~~(c) each transaction concerning the deposit.~~

~~(4) Each utility shall issue a receipt of deposit to each customer from whom a deposit is received and shall provide means whereby a depositor may establish his/her claim if his/her receipt is lost.~~

~~(5) The utility may retain the deposit as long as it feels it is necessary to ensure payment of bills for service.]~~

B. Customer deposits.

Each utility may require from any customer or prospective customer a deposit intended to guarantee payment of bills for service.

(1) A utility may not require a security deposit or other guarantee of payment as a condition of new or continued service to a customer except in the case of service:

(a) to a customer that has not previously had utility service with the utility and that has not established an acceptable credit rating;

(b) to a customer that has on three or more occasions, within a 12-month period, received a final notice;

(c) as a condition for reconnection of service following discontinuance of service by the utility; or

(d) to a customer that in an unauthorized manner has interfered with or diverted the service of the utility situated on or about or delivered to the customer's premises.

(2) In determining whether a customer that has not previously had utility service with the utility has an acceptable credit rating, a utility shall consider the following:

(a) documentation that the customer has an adequate credit reference from a utility where the customer had prior utility service;

(b) documentation obtained by the utility from a commercial credit source; or

(c) any other reasonable documentation.

(3) A utility may give special consideration to a prospective or existing customer in determining if payment by an installment agreement is appropriate.

(4) If a utility requires a deposit, it shall have on file with the commission an approved rule setting forth the minimum and maximum deposit that may reasonably be required by the utility in cases involving all types of service. That rule shall conform to the following provisions:

(a) a deposit for a customer shall not exceed an amount equivalent to one sixth (1/6) of that non-residential customer's estimated annual billings; a utility shall base its deposit criteria upon the most recent available prior 12-month corresponding period at the same service location; or, if there is not a comparable period of service at the same service location, the deposit shall be based upon consumption of similar units in the same area;

(b) simple interest on deposits at a rate not less than the rate required by Section 62-13-13 NMSA 1978, shall accrue annually to the customer's credit for the time the deposit is held by the utility; by January 15 of each year the commission shall post on its website the minimum rate to be paid on any deposits required of a customer by any public utility; the deposit shall cease to draw interest on the date it is returned, on the date service is terminated, or on the date the refund is sent to the non-residential customer's last known address.

(5) Each customer that posts a security deposit shall receive in writing at the time of tender of deposit or with the first bill a receipt as evidence thereof. A utility shall

provide the means whereby a depositor may establish its claim if its receipt is lost. The receipt shall contain the following minimum information:

(a) name of customer;

(b) date of payment;

(c) amount of payment; and

(d) statement of the terms and conditions governing the payment, retention, interest, and return of deposits.

(6) Refunds. Any non-residential customer that has not received a final notice for the 12-month period from the date of deposit or guarantee shall promptly receive a credit or refund in the amount of the deposit together with accrued interest due or shall be permitted to terminate any guarantee. If the amount of the deposit exceeds the amount of the current bill, the customer may request a refund in the amount of the excess if such excess exceeds twenty-five dollars (\$25.00). If the customer fails to qualify for a refund of the deposit on the one year anniversary date of the deposit, that account shall be reviewed at least annually, and the amount of the deposit shall be credited if the customer has not received a final notice during the preceding 12 months. A customer may request a refund at any time after 12 months payment history, which refund shall promptly be paid if the customer has not received a final notice during the prior 12-month period or a utility may pay such refund in the absence of a request within a reasonable period of time.

(7) Each utility shall keep records to show:

(a) the name and address of each depositor;

(b) the amount and the date of the deposit; and

(c) each transaction concerning the deposit.

~~(6)~~ (8) A record of each unclaimed deposit [must] shall be maintained for at least three [~~3~~] years during which time the utility shall mail a check or a letter to the customer at his last known address in an effort to return the deposit.

~~(7)~~ (9) Unclaimed deposits together with accrued interest shall be credited to the appropriate account and shall be handled as required by the uniform disposition of unclaimed property act of the state of New Mexico.

C. Customer bill forms.

(1) The utility shall bill each customer as promptly as possible following the reading of his meter. The bill shall show:

(a) the reading of the meter at the end of the period for which the bill is rendered;

(b) the nominal date on which the meter was read;

(c) the number and kind of units metered;

(d) the applicable rate schedule

or identification of the applicable rate schedules;

(e) the gross [~~and/or~~] or net amount of the bill;

(f) the date by which the customer must pay the bill in order to benefit from any discount or to avoid any penalty;

(g) a distinct marking to identify an estimated bill;

(h) any conversions from meter reading units to billing units or any calculations to determine billing units from recording or other devices or any other factors, such as fuel clause adjustments, power factor adjustments, applicable primary discounts for customer-owned transformer, or billing units additions for secondary metering of primary services used in determining the bill; and

(i) a multiplier constant when used to determine billing will be shown on the bill whenever applicable.

(2) In lieu of information required under (c), (g), and (h) above, the utility may incorporate on the bill form a statement advising the customer that any additional information desired relative to the application of the rate schedule can be obtained by contacting one of the utility's offices.

D. Customer records.

The utility shall retain records as may be necessary to effect compliance with 17.3.310 NMAC and with Subsection E of 17.9.560.12 NMAC and Subsection E of 17.9.560.14 NMAC, and shall show where applicable the following:

(1) KWH meter reading;

(2) KWH consumption;

(3) KW [~~and/or~~] or KVA readings;

(4) KW [~~and/or~~] or KVA measured demand;

(5) KW or KVA billing demand;

(6) primary discounts; and

(7) total amount of bill.

E. Adjustments of bills.

(1) General. An adjustment of bills for service shall be made for the following reasons, and may be made for reasons not listed below in order to achieve a reasonable, fair and just result:

(a) meter creep;

(b) kilowatt-hour registration in excess of 2% average error determined by meter test;

(c) demand registration in excess of 1% error in addition to errors allowed under accuracy of demand meters, Subsection H of 17.9.560.14 NMAC;

(d) failure of meter or equipment including automatic meter reading technology if such failure was not the result of a customer tampering with, damaging, replacing or deliberately destroying the equipment furnished and owned by the utility;

(e) improper installation, testing,

or inspection of equipment; [and]

(f) improper application of rate schedule;

(g) improper multiplier;

(h) improper application of a tax;

(i) failure of utility to bill a customer for services at the time the customer received the services; or

(j) failure of a customer to provide safe and reasonable access to utility equipment.

(2) The amount of the adjustment shall be calculated on the basis that the metering equipment should be 100 percent (100%) accurate with respect to the testing equipment used to make the test. For watt-hour meters the average accuracy shall be the arithmetic average of the percent registration at light load and at heavy load, giving the light load registration a weight of one (1) and the heavy load registration a weight of four (4).

(3) Determination of adjustments.

Unless otherwise specified, the time periods established in Paragraph (8) of Subsection E of 17.560.12 NMAC shall apply to adjustments made under Paragraph (3) of Subsection E of 17.560.12 NMAC.

(a) Meter creep. The error in registration due to creep shall be calculated by timing the rate of creeping and assuming that this creeping affected the registration of the meter for twenty-five percent (25%) of the time since the meter was installed or since the last previous test, whichever is later.

(b) Meter with inaccuracy in excess of specified limits. If the date when the error in registration began can be determined, such date shall be the starting point for determination of the amount of adjustment. If the date when the error in registration began cannot be determined, it shall be assumed that the error has existed for a period equal to one half (1/2) the time elapsed since the meter was installed or one half (1/2) the time elapsed since the last previous test, whichever is later. ~~[All adjustments due to inaccurate meters shall be limited to the preceding six (6) months.]~~

(c) Failure of meter or equipment. When the error in registration is caused by failure of part or all of the metering installation, it shall be permissible to use the registration of check metering installations, if any, or to estimate the kilowatt-hour consumption, demand, and other data required for billing based upon a period of similar operating conditions as agreed to between the customer and the utility. ~~[The length of the period shall be determined as in Subparagraph (b) of Paragraph (3) above.]~~

(d) Improper installation, testing, or inspection of meter or equipment. When the error in registration is caused by improper installation, testing, or inspection of meter or equipment, the date of installation, date of

test, or date of inspection shall be the starting point for determination of the amount of the adjustment.

(4) Refunds.

(a) If the recalculated bills indicate that a refund is due an existing customer or a person no longer a customer of the utility, the full amount of the calculated difference between the amount paid and the true amount shall be refunded in the applicable time period established in Paragraph (8) of Subsection E of 17.560.12 NMAC.

(b) The refund to an existing customer may be in cash or as credit on a bill. In the case of a previous customer who is no longer a customer of the utility, a notice of the amount due shall be mailed to such previous customer at his last known address and the utility shall, upon demand within three (3) months thereafter, refund the amount due.

(5) Back-billing.

(a) If the recalculation of billing indicates that an amount is due the utility and such amount is in excess of any refund due the customer, the utility may bill the customer the true amount due in the applicable time period established in Paragraph (8) of Subsection E of 17.560.12 NMAC.

(b) Each utility may establish a minimum amount below which the utility will not back-bill the customer. When the amount of the back-billing is greater than the established minimum amount, the customer will be billed the true amount due the utility in the applicable time period established in Paragraph (8) of Subsection E of 17.560.12 NMAC.

(c) The customer shall be permitted to pay the amount of the back-billing in reasonable installments. A back-bill shall be accompanied by an offer of an installment agreement.

(d) The utility shall not charge the customer interest for any amount back-billed.

(6) A utility and its special contract customer may make their own agreements respecting adjustments for errors in measurement.

(7) The utility will assist the customer in selecting the rate schedule under which he/she is eligible to be billed. However, the utility will not be held responsible for refunding any overcharge caused by the customer's failure to select the appropriate rate schedule or by the customer's failure to notify the utility of a change in customer's operations. If the utility improperly applies the rate schedule selected by the customer, any billing in excess of the true amount will be refunded to the customer and any billing less than the true amount when greater than the established minimum amount will be billed to the customer in the applicable time period established in Paragraph (8) of

Subsection E of 17.560.12 NMAC.

(8) Time periods for adjustment of bills.

(a) Residential customer class (metered usage): Refunding of an overbilling is limited to 12 months. Back-billing of an underbilling is limited to six months. Customers responsible for the back-billed underbill shall be given, at a minimum, the same time period to pay the underbilling as the length of time period of the underbilling.

(b) Residential customer class (zero usage or no bill): Back-billing is limited to six months. Customers responsible for the back-billed underbill shall be given, at a minimum, the same time period to pay the underbilling as the length of time period of the underbilling.

(c) Non-residential small commercial customer class, defined by tariff: Refunding of an overbilling is limited to six months. Back-billing of an underbilling is limited to six months. Customers responsible for the back-billed underbill shall be given, at a minimum, the same time period to pay the underbilling as the length of time period of the underbilling.

(d) All other non-residential customer class, such as medium, large or industrial as defined by tariff: Refunding of an overbilling is limited to 12 months. Back-billing is limited to 12 months. Customers responsible for the back-billed underbill shall be given, at a minimum, the same time period to pay the underbilling as the length of time period of the underbilling.

(e) Back-billing customers is limited to 72 months for underbilling that was caused by tampering or fraud by the customer.

(f) Notwithstanding the above time limits, the commission may determine a different time limit for back-billing or refunding in order to achieve a reasonable, fair, and just result.

F. Reasons for denying or discontinuing service. Service may be denied or discontinued for any of the reasons listed below. Unless otherwise stated the customer shall be allowed a reasonable time in which to comply with the rule before service is discontinued except as provided in Paragraphs (1), (2), (3) and (4) below:

(1) without notice in the event of a condition determined by the utility to be hazardous;

(2) without notice in the event of customer use of equipment in such manner as to adversely affect the utility's equipment or the utility's service to others;

(3) without notice in the event that a customer tampers with, damages, or deliberately destroys the equipment furnished and owned by the utility;

(4) without notice in the event of unauthorized use;

(5) for violation of [and/or] or

noncompliance with the utility's rules on file with and approved by the commission;

(6) for failure of the customer to fulfill his/her contractual obligations for service [and/or] or facilities subject to the regulations of the commission;

(7) for failure of the customer to permit the utility reasonable access to its equipment;

(8) for nonpayment of bill provided the utility has given the customer [written notice that he/she has at least two (2) days after hand delivery or four (4) days after mailing, excluding Sundays and holidays observed by the utility, in which to make settlement on his/her account or have service denied] final notice;

(9) for failure of the customer to provide the utility with a deposit as authorized by Subsection B of 17.9.560.12 NMAC except that a utility may not discontinue service to an existing customer solely for failure to pay deposit;

(10) for failure of the customer to furnish such service equipment, permits, certificates, [and/or] or rights-of-way as shall have been specified by the utility as a condition for obtaining service or in the event such equipment or permissions are withdrawn or terminated; and

(11) for failure of the customer to pay for service of the same class at a previous metering point or points.

G. Reasons insufficient for denying or discontinuing service.

(1) The following shall not constitute sufficient cause for discontinuing service to a present customer:

(a) for failure to pay for merchandise purchased from the utility;

(b) for failure to pay for a different type or class of public utility service;

(c) for failure to pay the bill of another customer as guarantor thereof; or

(d) for failure to pay for concurrent service of whatever class at a different metering point.

(2) The following shall not constitute sufficient cause for denying service to a prospective customer:

(a) for delinquency in payment for service by a previous occupant unless the previous occupant still resides at the premises;

(b) for failure to pay for merchandise purchased from the utility; or

(c) for failure to pay the bill of another customer as guarantor thereof.

H. Estimated demand. Upon request of the customer and provided the customer's demand is estimated for billing purposes, the utility shall measure the demand during the customer's normal operations and use the measured demand for billing.

I. Servicing utilization control equipment. Each utility shall

service and maintain any equipment it owns and used on the customer's premises and shall correctly set and keep in proper adjustment any thermostats, clocks, relays, time switches, or other devices which control the customer's service in accordance with the provisions of the utility's rate schedules.

J. Customer complaints.

Bona fide complaints concerning the charges, practices, or service of the utility shall be investigated promptly and thoroughly. The utility shall keep such records of customer complaints as will enable the utility to review and analyze its procedures and actions.

K. Temporary service.

When the utility renders temporary service to a customer it may require that the customer bear all the cost of installation and removal of the service facilities in excess of any salvage realized.

L. Extension plan. Each utility shall develop a plan acceptable to the commission for the extension of facilities where they are in excess of those included in the regular rates for service and for which the customer shall be required to pay all or part of the cost.

[6-30-88; 17.9.560.12 NMAC - Rn, NMPSC 560.18-560.29 & A, 6-15-05; A, 3-29-13]

NEW MEXICO PUBLIC REGULATION COMMISSION

This is an amendment to 17.10.650 NMAC, Sections 7 and 11, effective date 03-29-13

17.10.650.7 DEFINITIONS: When used in 17.10.650 NMAC unless otherwise specified the following definitions will apply:

A. BTU means British thermal unit;

B. check flow means a flow between twenty percent (20%) and fifty percent (50%) of the meter's rated capacity;

C. commission means the New Mexico public regulation commission;

D. cubic foot of gas shall have the following meanings:

(1) when gas is supplied and metered to customers at the pressure (as defined in Subsection B of 17.10.650.14 NMAC) normally used for domestic customers' appliances and no other basis of measurement is provided for by special contract or in the utility's rules on file with the commission, a cubic foot of gas shall be that quantity of gas which at the temperature and pressure existing in the meter occupies one (1) cubic foot;

(2) when gas is supplied to customers at other than the pressure in (1)

above, the utility shall specify in its rules or special contract the base for measurement of a cubic foot of gas (see Paragraph (2) of Subsection C of 17.10.650.9 NMAC); unless otherwise stated a cubic foot of gas shall be that quantity of gas which at temperature of 60 degrees F. and a pressure of 14.73 psia occupies one (1) cubic foot; and

(3) the standard cubic foot of gas for testing the gas itself for heating value shall be that quantity of gas saturated with water vapor which at a temperature of 60 degrees F. and a pressure of 30 inches of mercury occupies one (1) cubic foot; (temperature of mercury = 60 degrees F.; acceleration due to gravity = 32.17 ft. per second; density = 13.595 grams per cubic centimeter;) other bases may be used by the utility and customer when provided for by special contract;

E. customer means any person, firm, association, corporation, or any agency of the federal, state, or local government being supplied with and responsible for payment for gas service by a gas utility;

F. delivery point means that point at which the system of the seller connects into the system of the buyer regardless of the location of the meter unless otherwise specified by written contract;

G. filed rule means rules and regulations filed by a utility with the commission in compliance with 17.1.210 NMAC which have been made effective either through commission approval thereof or by operation of law;

H. full rated flow means a flow of one hundred percent (100%) of the rated capacity of a meter;

I. gas plant means all facilities owned by a gas utility for the production, storage, transmission, and distribution of gas;

J. LP-gas means [liquefied] liquefied petroleum gas;

K. main means a gas pipe owned, operated, or maintained by a utility which is used for the transmission or distribution of gas, but does not include "service pipe;"

L. meter, without other qualification, means any device or instrument which a utility uses to measure a quantity of gas;

M. premises means a piece of land or real estate, including buildings and other appurtenances thereon;

N. psia means pounds per square inch, absolute;

O. psig means pounds per square inch, gauge;

P. service pipe means the pipe that runs between a main or a transmission line and a customer's property line;

Q. special contract means

a written agreement between a utility and a customer to establish a rate [and/or] or conditions of utility service, or both, that due to size or load characteristics, or both, differ from those established for general classes of service;

R. system emergency means an unplanned situation in which a utility's system or a segment of its system is in imminent danger of failure and implementation of normal curtailment or interruption procedures would not rectify the condition;

S. therm means the unit of heat that is equal to 100,000 British thermal units;

T. utility and gas utility shall have the meaning given for "public utility" or "utility" in the New Mexico Public Utility Act, Section 62-3-3 NMSA 1978;

U. W.C. means water column;

V. yard line means the pipe that runs across a customer's property from the property line to the point of consumption;

W. final notice means personal communication with a non-residential customer by telephone, hand delivery or other electronic communications at least two days prior to the specific date of discontinuance of service or if by mail, at least four days prior to the specific date of discontinuance of service, excluding Sundays and holidays observed by the utility, to: remind the non-residential customer of the pending date of discontinuance of service.

[6-30-88; 17.10.650.7 NMAC - Rn, NMPSC 650.7 & A, 6-15-05; A, 12-31-12; A, 3-29-13]

17.10.650.11 C U S T O M E R RELATIONS:

A. Customer information. Each utility shall:

(1) maintain up-to-date maps, plans, or records of its entire transmission and distribution systems with such other information as may be necessary to enable the utility to advise prospective customers and others entitled to the information as to the facilities for serving any locality;

(2) assist the customer or prospective customer in selecting the most economical rate schedule appropriate for his/her class of service;

(3) notify customers affected by a change in rates or schedule classification;

(4) post a notice in a conspicuous place in each office of the utility where applications for service are received informing the public that copies of the rate schedules and rules relating to the service of the utility as filed with the commission are available for inspection;

(5) upon request inform its

customers as to the method of reading meters; and

(6) furnish such additional information as the customer may reasonably request.

B. Customer deposits.

Each utility may require from any customer or prospective customer a deposit intended to guarantee payment of bills for service.

(1) If a utility requires a deposit it shall have on file with the commission an approved rule setting forth the minimum and maximum deposit that may reasonably be required by the utility in cases involving all types of service:

(2) Interest on deposits:

(a) Simple interest on deposits at a rate not less than the rate required by NMSA 1978 Section 62-13-13 shall accrue annually to a customer's credit for the time the deposit is held by a utility. By no later than January 15 of each year the commission shall post on its website the minimum rate to be paid on any deposits required of a customer by any public utility:

(b) The deposit shall cease to draw interest on the date it is returned, on the date service is terminated, or on the date notice is sent to the customer's last known address that the deposit is no longer required.

(3) Each utility shall maintain records to show:

(a) the name and address of each depositor;

(b) the amount and the date of the deposit, and

(c) each transaction concerning the deposit.

(4) Each utility shall issue a receipt of deposit to each customer from whom a deposit is received and shall provide means whereby a depositor may establish his claim if his receipt is lost.

(5) The utility may retain the deposit as long as it feels the deposit is necessary to insure payment of bills for service.]

B. Customer deposits.

Each utility may require from any customer or prospective customer a deposit intended to guarantee payment of bills for service.

(1) A utility may not require a security deposit or other guarantee of payment as a condition of new or continued service to a customer except in the case of service:

(a) to a customer that has not previously had utility service with the utility and that has not established an acceptable credit rating;

(b) to a customer that has on three or more occasions, within a 12-month period, received a final notice;

(c) as a condition for reconnection of service following discontinuance of service by the utility; or

(d) to a customer that in an

unauthorized manner has interfered with or diverted the service of the utility situated on or about or delivered to the customer's premises.

(2) In determining whether a customer who has not previously had utility service with the utility has an acceptable credit rating, a utility shall consider the following:

(a) documentation that the customer has an adequate credit reference from a utility where the customer had prior utility service;

(b) documentation obtained by the utility from a commercial credit source; or

(c) any other reasonable documentation.

(3) A utility may give special consideration to a prospective or existing customer in determining if payment by an installment agreements is appropriate.

(4) If a utility requires a deposit, it shall have on file with the commission an approved rule setting forth the minimum and maximum deposit that may reasonably be required by the utility in cases involving all types of service. That rule shall conform to the following provisions:

(a) a deposit for a customer shall not exceed an amount equivalent to one sixth (1/6) of that non-residential customer's estimated annual billings; a utility shall base its deposit criteria upon the most recent available prior 12-month corresponding period at the same service location; or, if there is not a comparable period of service at the same service location, the deposit shall be based upon consumption of similar units in the same area;

(b) simple interest on deposits at a rate not less than the rate required by Section 62-13-13 NMSA 1978 shall accrue annually to the customer's credit for the time the deposit is held by the utility; by January 15 of each year the commission shall post on its website the minimum rate to be paid on any deposits required of a customer by any public utility; the deposit shall cease to draw interest on the date it is returned, on the date service is terminated or on the date the refund is sent to the customer's last known address.

(5) Each customer that posts a security deposit shall receive in writing at the time of tender of deposit or with the first bill a receipt as evidence thereof. A utility shall provide the means whereby a depositor may establish its claim if its receipt is lost. The receipt shall contain the following minimum information:

(a) name of customer;

(b) date of payment;

(c) amount of payment; and

(d) statement of the terms and conditions governing the payment, retention, interest and return of deposits.

(6) Refunds. Any non-residential

customer that has not received a final notice for the 12-month period from the date of deposit or guarantee for the 12-month period from the date of deposit or guarantee shall promptly receive a credit or refund in the amount of the deposit together with accrued interest due or shall be permitted to terminate any guarantee. If the amount of the deposit exceeds the amount of the current bill, the customer may request a refund in the amount of the excess if such excess exceeds twenty-five dollars (\$25.00). If the customer fails to qualify for a refund of the deposit on the one year anniversary date of the deposit, that account shall be reviewed at least annually, and the amount of the deposit shall be credited if the customer has not received a final notice during the preceding 12 months. A customer may request a refund at any time after 12- months payment history, which refund shall promptly be paid if the customer has not received a final notice during the prior 12-month period or a utility may pay such refund in the absence of a request within a reasonable period of time.

(7) Each utility shall maintain records to show:

(a) the name and address of each depositor,

(b) the amount and the date of the deposit, and

(c) each transaction concerning the deposit.

~~(6)~~ (8) A record of each unclaimed deposit ~~must~~ shall be maintained for at least three ~~(3)~~ years during which time the utility shall mail ~~at least two (2) follow-up letters~~ a check or a letter to the customer at ~~his~~ its last known address in an effort to return the deposit.

~~(7)~~ (9) Unclaimed deposits together with accrued interest shall be credited to the appropriate account and shall be handled as required by the Uniform Disposition of Unclaimed Property Act of the state of New Mexico.

C. Customer bill forms.

The utility shall bill each customer as promptly as possible following the reading of his meter. The bill shall show:

(1) the reading of the meter at the end of the period for which the bill is rendered;

(2) the nominal date on which the meter was read;

(3) the number and kind of units metered;

(4) the applicable rate schedule or identification of the applicable rate schedule;

(5) the gross ~~and/or~~ or net amount of the bill;

(6) the date by which the customer must pay the bill in order to benefit from any discount or to avoid any penalty;

(7) a distinct marking to identify an estimated bill;

(8) any conversions from meter

reading units to billing units from recording or other devices or any other factors such as fuel clause adjustments, power factor adjustments, applicable primary discounts for a customer-owned transformer, or billing unit additions for secondary metering of primary services used in determining the bill; and

(9) a multiplier constant when used to determine billing, whenever applicable.

(10) In lieu of information required by Paragraphs (4), (8), and (9) of this subsection, the utility may incorporate on the bill form a statement advising the customer that any additional information desired relative to the application of the rate schedule can be obtained by contacting one of the utility's offices.

D. Customer records.

The utility shall retain records as may be necessary to effect compliance with 17.3.310 NMAC and with Subsection E of 17.10.650.11 NMAC, and Subsections D and E of 17.10.650.13 NMAC, and shall show, where applicable, the following:

(1) MCF meter reading;

(2) MCF consumption;

(3) demand charges;

(4) penalties; and

(5) total amount of bill.

E. Adjustment of bills.

Bills which are incorrect due to meter or billing errors are to be adjusted as follows.

(1) Fast meters. Whenever a meter in service is tested and found to have over-registered more than two percent (2%), the utility shall recalculate the bills for service for the period as determined below.

(a) The bills for service shall be recalculated from the time the error first developed or occurred if that time can be determined.

(b) If the time the error first developed or occurred cannot be determined, it shall be assumed that the over-registration existed for a period equal to one half (1/2) the time since the meter was last tested, not to exceed six (6) months, and the bills for service shall be recalculated for that period.

(c) If the recalculated bills indicate that a refund is due an existing customer or a person no longer a customer of the utility, the full amount of the calculated difference between the amount paid and the recalculated amount shall be refunded. The utility shall make refunds to the existing customer and to the next previous customer served through the same meter if the period of refund determined in accordance with this section extends into the period when the said next previous customer was served through the same meter. The refund to an existing customer may be in cash or as a credit on his bill if a refund is due a person no longer a customer of the utility, a notice shall be mailed to the last known address, and the utility shall upon request made within three

(3) months thereafter refund the amount due.

(2) Nonregistering meters.

Whenever a meter in service is found not to register the utility may render an estimated bill.

(3) Slow meters. Whenever a meter is found to be more than two percent (2%) slow the utility may bill the customer for one half (1/2) of the undercharge caused by the error indicated by the test for a period of twelve (12) months unless the meter has been tested within the twelve-month period, in which event the customer may be billed for the undercharge caused by the error indicated by the test for the period since the meter was last tested. No back-billing will be sanctioned if the customer has called to the company's attention his doubts as to the meter's accuracy and the company has failed to check it within a reasonable time.

(4) Billing adjustments due to fast or slow meters shall be calculated on the basis that the meter should be one hundred percent (100%) accurate. For the purpose of billing adjustments the meter error shall be one half (1/2) of the algebraic sum of the error at full-rated flow plus the error at check flow.

(5) When a customer has been overcharged as a result of incorrect reading of the meter, incorrect application of the rate schedule, incorrect connection of the meter, or other similar reasons, the amount of the overcharge shall be adjusted, refunded, or credited to the customer. The utility will assist the customer in selecting the rate schedule under which he/she is eligible to be billed. However, the utility will not be held responsible to refund any overcharge caused by the customer's failure to select the appropriate rate schedule or to notify the utility of a change in his/her operations.

(6) When a customer has been undercharged as a result of an incorrect meter reading, incorrect application of the rate schedule, or other similar reasons, the amount of the undercharge may be billed to the customer.

(7) A utility and its special contract customers may make their own agreements with respect to adjustments for errors in measurement.

F. Reasons for denying or discontinuing service. Service may be denied or discontinued for any of the reasons listed below. Unless otherwise stated the customer shall be allowed a reasonable time in which to comply with the rule before service is discontinued, except as provided in Paragraphs (1), (2), (3), and (4) of this subsection:

(1) without notice in the event of a condition determined by the utility to be hazardous;

(2) without notice in the event of customer use of equipment in such manner as to adversely affect the utility's equipment

or the utility's service to others;

(3) without notice in the event of customer's tampering with, damaging, or deliberately destroying the equipment furnished and owned by the utility;

(4) without notice in the event of unauthorized use;

(5) for violation of, ~~and/or~~ or noncompliance with, the utility's rules on file with and approved by the commission;

(6) for failure of the customer to fulfill ~~his~~ its contractual obligations for service ~~and/or~~ or facilities subject to the regulation by the commission;

(7) for failure of the customer to permit the utility reasonable access to equipment;

(8) for nonpayment of bill, provided the utility has given the customer ~~written notice that he has at least two (2) days after hand delivery or four (4) days after mailing, excluding Sundays and holidays observed by the utility, in which to make settlement on his account or have service denied~~ final notice;

(9) for failure of the customer to provide the utility with a deposit as authorized by Subsection B of 17.10.650.11 NMAC, except that a utility may not discontinue service to an existing customer solely for failure to pay a deposit;

(10) for failure of the customer to furnish such service, equipment, permits, certificates, ~~and/or~~ or rights-of-way as shall have been specified by the utility as a condition to obtaining service, or in the event such equipment or permissions are withdrawn or terminated; or

(11) for failure to pay for service of the same class at a previous metering point or points.

G. Reasons insufficient for denying or discontinuing service.

(1) The following shall not constitute sufficient cause for denial of or discontinuance of service to a present customer:

(a) failure to pay for merchandise purchased from the utility;

(b) failure to pay for a different type or class of public utility service;

(c) failure to pay the bill of another customer as guarantor thereof; ~~and/or~~ or

(d) failure to pay for concurrent service of whatever class at a different metering point.

(2) The following shall not constitute sufficient cause for denying service to a prospective customer:

(a) delinquency in payment for service by a previous occupant unless the previous occupant still resides at the premises;

(b) failure to pay for merchandise purchased from the utility; ~~and/or~~ or

(c) failure to pay the bill of another customer as guarantor thereof.

H. Material changes in character of service. If under the control of the utility and after adequate notice to customers, material changes in the character of gas service rendered shall be made only with the approval of the commission. Whenever required by any such change the utility shall make any necessary adjustments to the customers' appliances without charge and shall conduct such adjustment program with a minimum of inconvenience to customers.

I. Customer complaints. Complaints concerning the charges, practices, facilities, or service of the utility shall be investigated promptly and thoroughly. The utility shall maintain such records of customer complaints as will enable the utility to review and analyze its procedures and actions. The utility shall make such information available to the commission upon request.

[6-30-88; 17.10.650.11 NMAC - Rn, NMPSC 650.18-650.26 & A, 6-15-05; A, 3-29-13]

**NEW MEXICO
DEPARTMENT OF PUBLIC
SAFETY**

The Department of Public Safety repeals its rule entitled Application Procedures Governing the Edward Byrne Memorial Justice Assistance Grant Program 10.10.3 NMAC (filed 8/11/2009) and replaces it with 10.10.3 NMAC entitled Application Procedures Governing the Edward Byrne Memorial Justice Assistance Grant Program, effective 3/29/13.

**NEW MEXICO
DEPARTMENT OF PUBLIC
SAFETY**

**TITLE 10 PUBLIC SAFETY
AND LAW ENFORCEMENT
CHAPTER 10 DRUG CONTROL
PROGRAMS
PART 3 APPLICATION
PROCEDURES GOVERNING THE
EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT
PROGRAM**

10.10.3.1 ISSUING AGENCY:
Department of Public Safety
[10.10.3.1 NMAC - Rp, 10.10.3.1 NMAC,
3/29/2013]

10.10.3.2 SCOPE: All eligible Edward Byrne Justice Assistance Grant Program (JAG) applicants.
[10.10.3.2 NMAC - Rp, 10.10.3.2 NMAC,

3/29/2013]

10.10.3.3 STATUTORY AUTHORITY: 42 U.S.C. 3751 (a), P.L. 108-447, "Consolidated Appropriations Act, 2005", NMSA 1978 Section 9-19-6, and P.L. 109-162.
[10.10.3.3 NMAC - Rp, 10.10.3.3 NMAC,
3/29/2013]

10.10.3.4 DURATION: Subject to award by federal agency.
[10.10.3.4 NMAC - Rp, 10.10.3.4 NMAC,
March 29, 2013]

10.10.3.5 EFFECTIVE DATE: March 29, 2013, unless a later date is cited at the end of a section.
[10.10.3.5 NMAC - Rp, 10.10.3.5 NMAC,
3/29/2013]

10.10.3.6 OBJECTIVE:
A. The U.S. department of justice, bureau of justice assistance (BJA), under the Consolidated Appropriations Act, 2005, Public Law 108-447 provides states and units of local government with funds to provide additional personnel, equipment, supplies, contractual support, training, technical assistance, and information systems for criminal justice.

B. This initiative is intended to add to, augment or supplement, not replace, resources already committed to the drug and violent crime control effort.
[10.10.3.6 NMAC - Rp, 10.10.3.6 NMAC,
3/29/2013]

10.10.3.7 DEFINITIONS:
[Reserved]
[10.10.3.7 NMAC - Rp, 10.10.3.7 NMAC,
3/29/2013]

10.10.3.8 ELIGIBLE APPLICANTS:

A. Eligible applicants are limited to state agencies and local units of government. A unit of local government is: a town, township, village, parish, city, county, or other general purpose political subdivision of a state; any law enforcement district or judicial enforcement district that is established under applicable state law and has authority to, in a manner independent of other state entities, establish a budget and impose taxes; or federally recognized Indian tribe or Alaskan native organization that performs law enforcement functions as determined by the secretary of the interior. State institutions of higher learning are considered to be "state agencies" for eligibility purposes.

B. Previous program recipients shall be in compliance with the stipulations of all previous awards in order to continue to be eligible.

C. Additionally, all

applicants shall be in compliance with the required *uniform crime reporting* requirements under 29-3-11 NMSA.

[10.10.3.8 NMAC - Rp, 10.10.3.8 NMAC, 3/29/2013]

10.10.3.9 HOW TO APPLY:

To obtain an application packet in either electronic form or hard copy, contact: the grants management bureau, department of public safety, 4491 Cerrillos Road, Post Office Box 1628, Santa Fe, New Mexico 87504-1628 or by calling (505) 827-3347 or (505) 827-9112.

[10.10.3.9 NMAC - Rp, 10.10.3.9 NMAC, 3/29/2013]

10.10.3.10 DISTRIBUTION OF FUNDS:

Amounts of pass-through funding will be provided in the notice of funding availability and application packet and shall be as set forth by the U.S. department of justice – bureau of justice assistance. New Mexico may exceed the minimum pass-through amount as set forth by U.S. department of justice – bureau of justice assistance, by providing funds not used at the state level to local units of government.

[10.10.3.10 NMAC - Rp, 10.10.3.10 NMAC, 3/29/2013]

10.10.3.11 AUTHORIZED PROJECTS/PROGRAM AREAS:

Authorized purpose areas and programs eligible for funding will be further described in the notice of funding availability and application packet.

[10.10.3.11 NMAC - Rp, 10.10.3.11 NMAC, 3/29/2013]

10.10.3.12 APPLICATION REQUIREMENTS:

All applicants for funding under the JAG grant program must adhere to the following procedures.

A. Application deadline: All application packets must be received at the grants management bureau, department of public safety no later than the time and date stated in the application packet. It is the responsibility of the applicant to ensure that the application is received by the grants management bureau, department of public safety. Any application not received by the deadline will not be considered.

B. Each applicant shall forward **one original hard copy and an electronic copy** of the application to the grants management bureau, 4491 Cerrillos Road, Post Office Box 1628, Santa Fe, New Mexico 87504-1628, phone number (505) 827-3347.

C. Single purpose area rule: Only applications proposing to carry out a project in one single program area will be accepted for funding consideration projects with multiple purpose areas will not be considered.

D. Proposed project term: The term of the project proposed in the application shall follow the state of New Mexico's fiscal year.

E. Certification requirements: All applicants must adhere to all of DOJ's and NMDPS's certification application requirements, and any other requirements that may be imposed by DOJ.

F. Disclosure of federal participation requirement: Section 8136 of the Department of Defense Appropriations Act (Stevens Amendment) enacted in October 1988, requires that when issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with federal money, all grantees receiving federal funds, including but not limited to state and local governments, shall clearly state (1) the percentage of the total cost of the program or project which will be financed with federal money, and (2) the dollar amount of federal funds for the project or program. This applies only to partners who receive \$500,000 or more in the aggregate during a single funding year.

G. General financial requirements: grants funded under the formula grant program are governed by the provisions of 28 CFR Part 66, Common Rule, Uniform Administrative Requirements for Grants and Cooperative to financial assistance. These circulars along with additional information and guidance contained in "OJP financial guide for grants" (current edition), are available from OJP and from the grants management bureau. This guideline manual provides information on allowable costs, methods of payment, audits, accounting systems, and financial records.

H. Audit requirement: Agencies applying for federal funds must assure that they will comply with the appropriate audit requirement. Partners expending \$500,000 or more in a fiscal year in all sources of federal funding shall have a single-organization wide audit conducted in accordance with OMB circular A-133, as amended.

I. Confidential funds requirement: State agencies and local units of government may apply for and receive grants to conduct law enforcement undercover operations. Each agency must certify that it will develop policies and procedures to protect the confidentiality of the operations.

J. Civil rights requirement: The applicant certifies that it will comply with the non-discrimination requirements of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; Title II of the Americans With Disabilities Act of 1990 42 U.S.C. 12131; Title VI of the Civil Rights Act of 1964; Section 504 of the

Rehabilitation Act of 1973, as amended; title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; the Department of Justice Nondiscrimination Regulations 28 CFR part 35 and 42, Subparts C, D, E and G; and Executive Order 11246, as amended by Executive Order 11375, and their implementing regulations. This applicant further certifies that if a federal or state court or the administrative agency makes a finding of discrimination, it will immediately forward a copy of the finding to the grantor agency, for submission to the office of civil rights, office of justice programs, U.S. department of justice within 30 days of receipt.

[10.10.3.12 NMAC - Rp, 10.10.3.12 NMAC, 3/29/2013]

10.10.3.13 APPLICATION FORMAT:

Upon approval of the notice of funding availability (NOFA) and application packet by New Mexico's drug enforcement advisory council, the GMB may release the NOFA and application. Upon release, all applications must follow the format outlined in the current notice of funding availability provided by the New Mexico department of public safety.

[10.10.3.13 NMAC - Rp, 10.10.3.14 NMAC, 3/29/2013]

10.10.3.14 ALLOWABLE / UNALLOWABLE EXPENSES:

In order to ensure the most efficient and effective use of grant funds, applicants must adhere to the following: All allowable and unallowable expenses will be clearly defined in the notice of funding availability and application packet and shall be in accordance with the current edition of the office of justice programs financial guidelines.

[10.10.3.14 NMAC - Rp, 10.10.3.15 NMAC, 3/29/2013]

10.10.3.15 SUPPLANTING:

Federal funds must be used to supplement existing funds for program activities and cannot replace or supplant nonfederal funds that have been appropriated for the same purpose.

[10.10.3.15 NMAC - N, 3/29/2013]

10.10.3.16 REPORTING AND OTHER REQUIREMENTS:

A. Accountability and transparency: a strong emphasis will be placed on accountability and transparency, it is essential that all funds be tracked, accounted for, and reported. Sub-recipients must be prepared to track and report on the specific outcomes and benefits attributable. Each sub-recipient will be responsible for having completed reports sent to the grants management bureau pm the prescribed scheduled included within the NOFA, Application, and any subsequent sub-grant

agreement. Each recipient that receives JAG funds shall submit a report to the grants management bureau that contains, at a minimum:

- (1) the total amount of JAG funds received;
- (2) the amount of JAG funds that was expended or obligated;
- (3) a detailed list of all projects or activities for which JAG funds were expended or obligated;
 - (a) the name of the project or activity;
 - (b) a description of the project or activity;
 - (c) an evaluation of the completion status of the project or activity.

B. Detailed information to include the data elements required to comply with the Federal Funding Accountability and Transparency Act of 2006 (Public Law 109-282), allowing aggregate reporting on awards below \$25,000 or to individuals, as prescribed by the director to the office of management and budget.

C. To assist in fulfilling the accountability objectives, as well as the department's responsibilities under the Government Performance and Results Act of 1993 (GPRA), (Public Law 103-62), applicants who receive funding under this solicitation must provide data that measures the result of their work.

D. In accordance with 2 CFR Chapter 1, Part 170 REPORTING SUB-AWARD AND EXECUTIVE COMPENSATION INFORMATION, applicants should anticipate that all recipients (other than individuals) of awards of \$25,000 or more under this solicitation, consistent with the Federal Funding Accountability and Transparency Act of 2006 (FFATA), will be required to report award information on awards totaling \$25,000 or more, and, in certain cases, to report information on the names and total compensation of the five most highly compensated executives of the recipient.

E. Recipients shall also be required to submit quarterly progress reports. The department of public safety may withhold the reimbursement of funds if any award recipient is delinquent in submitting the required progress reports. Sub-grantees are required to submit any additional requirements as set forth by DOJ and NM DPS.

F. Financial requirements: Recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the office of justice programs (OJP) financial guide.

G. Audit requirements: The recipient agrees to comply with the organizational audit of OMB circular A-133, audit of states, local government, and non-profit organizations, as further described

in the current edition of the OJP financial guide, chapter 19.

[10.10.3.16 NMAC - Rp, 10.10.3.16 NMAC, 3/29/2013]

10.10.3.17 RATING CRITERIA:

The rating criteria will be as set forth in the notice of funding of availability and application packet.

[10.10.3.17 NMAC - Rp, 10.10.3.17 NMAC, 3/29/2013]

10.10.3.18 S E L E C T I O N

PROCESS: The department of public safety, in conjunction with the drug enforcement advisory council (DEAC), will make a decision on each complete application. The failure of an application to conform to state program priorities, as outlined in the notice of funding availability and application packet, may deem the application ineligible. The selection process is as follows.

A. Upon receipt, the grants management bureau staff will review the applications for completeness and conduct an internal evaluation, review and ranking of each application.

B. Complete applications will be forwarded to the drug enforcement advisory council (DEAC) budget subcommittee for review and rating. The subcommittee, through the grants management bureau, will submit their recommendations to DEAC for ratification.

C. The final recommendations will be forwarded to the cabinet secretary of the department of public safety.

D. The cabinet secretary of the department of public safety has the final authority in the awarding of grants.

E. All applicants will be notified in writing of the outcome of their application no later than 30 days after the application deadline.

F. Unsuccessful applicants may appeal if the applicant believes any federal or state regulation involving selection was violated. Appeals must be received by the New Mexico department of public safety, grants management bureau within 15 calendar days of receipt of the outcome notification. A three-member appeal panel shall review the alleged violation, decide on its validity, and make a recommendation to the cabinet secretary of the department of public safety. If an appeal is received by the department of public safety all funding decisions will be delayed until the appeal has been reviewed and a final decision has been made by the cabinet secretary. The cabinet secretary's decision shall be final.

G. The New Mexico department of public safety reserves the right to reduce or deny any request based on funding availability and other factors as determined by the New Mexico department

of public safety.

[10.10.3.18 NMAC - Rp, 10.10.3.18 NMAC, 3/29/2013]

10.10.3.19 SUSPENSION AND TERMINATION OF FUNDING:

The state may, after reasonable notice and informal efforts to effect resolution, suspend, in whole or in part, funding for program or project which fails to conform to the requirements of the program or financial regulations and policies or the terms and conditions of its grant award.

A. All successful applicants shall be required to expend at least thirty-five percent of their award by the end of the second quarter and at least seventy percent of their award by the end of the third quarter, of any award period.

B. If a successful applicant fails to expend their funds in accordance with the above-cited requirements, the difference between the actual expenditures and the required expenditures shall be reverted at the end of each milestone/benchmark accordingly.

C. If extenuating circumstances exist, applicants may petition the drug enforcement advisory council through its budget and funding subcommittee for relief of the reversion of un-expended funds.

D. Upon review and analysis of the petition, the budget and funding subcommittee through the grants management bureau, shall forward their recommendation to the secretary of the department for disposition.

E. The cabinet secretary of the department of public safety has the final authority in determining if the reversion shall occur.

[10.10.3.19 NMAC - Rp, 10.10.3.19 NMAC, 3/29/2013]

HISTORY OF 10.10.3 NMAC:

HISTORY OF REPEALED MATERIAL:

10.10.3 NMAC, Application Procedures Governing the Edward Byrne Memorial Justice Assistance Grant Program, filed 8/11/2009 - Repealed effective 3/29/2013.

End of Adopted Rules Section

Other Material Related to Administrative Law

**NEW MEXICO
DEPARTMENT OF PUBLIC
SAFETY**
TRAINING AND RECRUITING
DIVISION
Law Enforcement Academy

Notice

**NEW MEXICO DEPARTMENT OF
PUBLIC SAFETY
NM LAW ENFORCEMENT ACADEMY
BOARD MEETING**

On Thursday April 18, 2013 at 9:00
a.m., the New Mexico Law Enforcement
Academy Board will hold a Regular Board
Meeting.

The NMLEA Board Meeting will be held
at the New Mexico Junior College 5317
Lovington Hwy, Hobbs, NM. (Bob Moran
Building)

Copies of the Regular Board Meeting
Agenda's may be obtained by accessing our
website at www.dps.nm.org/training or by
calling Monique Lopez at (505) 827-9255.

**End of Other Related Material
Section**

Submittal Deadlines and Publication Dates 2013

Volume XXIV	Submittal Deadline	Publication Date
Issue Number 1	January 2	January 15
Issue Number 2	January 16	January 31
Issue Number 3	February 1	February 14
Issue Number 4	February 15	February 28
Issue Number 5	March 1	March 15
Issue Number 6	March 18	March 29
Issue Number 7	April 1	April 15
Issue Number 8	April 16	April 30
Issue Number 9	May 1	May 15
Issue Number 10	May 16	May 31
Issue Number 11	June 3	June 14
Issue Number 12	June 17	June 28
Issue Number 13	July 1	July 15
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Issue Number 15	August 1	August 15
Issue Number 16	August 16	August 30
Issue Number 17	September 3	September 16
Issue Number 18	September 17	September 30
Issue Number 19	October 1	October 15
Issue Number 20	October 16	October 31
Issue Number 21	November 1	November 14
Issue Number 22	November 15	November 27
Issue Number 23	December 2	December 13
Issue Number 24	December 16	December 30

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The New Mexico Register is available free online at <http://www.nmcpr.state.nm.us/nmregister>.

For further information, call (505) 476-7907.