

SENATE BILL 935

P4, E4, M1

4lr2754

By: **Senator Dyson**

Introduced and read first time: January 31, 2014

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Natural Resources Police – Transfer of Duties and**
3 **Responsibilities to the Department of State Police**

4 FOR the purpose of abolishing the Department of Natural Resources Police Force;
5 transferring the duties and responsibilities of the Department of Natural
6 Resources Police Force to the Department of State Police; specifying that the
7 Department of State Police is responsible for the enforcement of the natural
8 resources laws of the State; providing for the transfer of certain employees,
9 functions, duties, equipment, assets, and liabilities under certain circumstances;
10 providing for the transitional provisions relating to the continuity of the
11 membership of a certain council; repealing certain obsolete provisions; making
12 conforming changes; making stylistic changes; and generally relating to the
13 transfer of the duties and responsibilities of the Department of Natural
14 Resources Police to the Department of State Police.

15 BY repealing

16 Article – Natural Resources
17 Section 1–201 through 1–210 and the subtitle “Subtitle 2. Natural Resources
18 Police Force”
19 Annotated Code of Maryland
20 (2012 Replacement Volume and 2013 Supplement)

21 BY renumbering

22 Article – Natural Resources
23 Section 1–2A–01 and the subtitle “Subtitle 2A. Abandoned, Lost, or Seized
24 Personal Property”
25 to be Section 1–201 and the subtitle “Subtitle 2. Abandoned, Lost, or Seized
26 Personal Property”
27 Annotated Code of Maryland
28 (2012 Replacement Volume and 2013 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 BY repealing and reenacting, with amendments,
2 Article – Criminal Procedure
3 Section 2–101 and 5–212
4 Annotated Code of Maryland
5 (2008 Replacement Volume and 2013 Supplement)
- 6 BY repealing and reenacting, with amendments,
7 Article – Health – General
8 Section 20–702
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2013 Supplement)
- 11 BY repealing and reenacting, without amendments,
12 Article – Natural Resources
13 Section 4–11A–03.2(a)
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2013 Supplement)
- 16 BY repealing and reenacting, with amendments,
17 Article – Natural Resources
18 Section 1–104(j), 1–107, 2–405, 4–211(e), 4–220(c)(2), 4–2A–07, 4–506.1(c),
19 4–610, 4–613(a), 4–701(n)(3), 4–713(b), 4–742(b) and (c), 4–1012(b),
20 4–1018(b), 4–1039(a) and (b), 4–11A–03.2(b), 4–1203 through 4–1206,
21 5–206, 8–709(c), 8–712.2(a) and (f), 8–726.1(d), 8–727(b), 10–2A–07(b)
22 and (c), 10–301.3(d), 10–306, 10–312(a), 10–413(c) and (d), 10–415(b) and
23 (f), 10–416(b), 10–417(a), 10–422(c), 10–425(g), 10–506(g), 10–508,
24 10–512(e), 10–906(d), 10–1103, 10–1104(a) and (b), 10–1105, and
25 10–1106(a)
26 Annotated Code of Maryland
27 (2012 Replacement Volume and 2013 Supplement)
- 28 BY repealing and reenacting, with amendments,
29 Article – Public Safety
30 Section 2–301
31 Annotated Code of Maryland
32 (2011 Replacement Volume and 2013 Supplement)
- 33 BY repealing and reenacting, with amendments,
34 Article – State Personnel and Pensions
35 Section 8–308(b) and (c), 8–309(c), and 26–201(a)
36 Annotated Code of Maryland
37 (2009 Replacement Volume and 2013 Supplement)
- 38 BY repealing and reenacting, with amendments,
39 Article – Transportation
40 Section 16–205.1(i)
41 Annotated Code of Maryland

1 (2012 Replacement Volume and 2013 Supplement)

2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
3 MARYLAND, That Section(s) 1–201 through 1–210 and the subtitle “Subtitle 2.
4 Natural Resources Police Force” of Article – Natural Resources of the Annotated Code
5 of Maryland be repealed.

6 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 1–2A–01 and
7 the subtitle “Subtitle 2A. Abandoned, Lost, or Seized Personal Property” of Article –
8 Natural Resources of the Annotated Code of Maryland be renumbered to be Section(s)
9 1–201 and the subtitle “Subtitle 2. Abandoned, Lost, or Seized Personal Property”.

10 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland
11 read as follows:

12 **Article – Criminal Procedure**

13 2–101.

14 (a) In this title the following words have the meanings indicated.

15 (b) “Emergency” means a sudden or unexpected happening or an unforeseen
16 combination of circumstances that calls for immediate action to protect the health,
17 safety, welfare, or property of a person from actual or threatened harm or from an
18 unlawful act.

19 (c) “Police officer” means a person who in an official capacity is authorized by
20 law to make arrests and is:

21 (1) a member of the Department of State Police;

22 (2) a member of the Police Department of Baltimore City;

23 (3) a member of the Baltimore City School Police Force;

24 (4) a member of the police department, bureau, or force of a county;

25 (5) a member of the police department, bureau, or force of a municipal
26 corporation;

27 (6) a member of the Maryland Transit Administration Police Force or
28 Maryland Transportation Authority Police Force;

29 (7) a member of the University of Maryland Police Force or Morgan
30 State University Police Force;

1 (8) a special police officer who is appointed to enforce the law and
2 maintain order on or protect property of the State or any of its units;

3 (9) a member of the Department of General Services security force;

4 (10) the sheriff of a county whose usual duties include the making of
5 arrests;

6 (11) a regularly employed deputy sheriff of a county who is
7 compensated by the county and whose usual duties include the making of arrests;

8 (12) [a member of the Natural Resources Police Force of the
9 Department of Natural Resources;

10 (13)] an authorized employee of the Field Enforcement Bureau of the
11 Comptroller's Office;

12 [(14)] (13) a member of the Maryland–National Capital Park and
13 Planning Commission Park Police;

14 [(15)] (14) a member of the Housing Authority of Baltimore City Police
15 Force;

16 [(16)] (15) a member of the Crofton Police Department;

17 [(17)] (16) a member of the WMATA Metro Transit Police, subject to
18 the jurisdictional limitations under Article XVI, § 76 of the Washington Metropolitan
19 Area Transit Authority Compact, which is codified at § 10–204 of the Transportation
20 Article;

21 [(18)] (17) a member of the Internal Investigative Unit of the
22 Department;

23 [(19)] (18) a member of the State Forest and Park Service Police Force
24 of the Department of Natural Resources;

25 [(20)] (19) a member of the Department of Labor, Licensing, and
26 Regulation Police Force;

27 [(21)] (20) a member of the Washington Suburban Sanitary
28 Commission Police Force;

29 [(22)] (21) a member of the Ocean Pines Police Department;

30 [(23)] (22) a member of the police force of the Baltimore City
31 Community College;

1 (2) A police department notified of an accident involving a moving
2 vessel promptly shall advise the Department of Natural Resources.

3 (c) A report of injury shall include:

4 (1) The injured individual's name and address, if known;

5 (2) A description of the injury; and

6 (3) Any other facts concerning the matter that might assist in
7 detecting crime.

8 (d) An individual who fails to make a report under subsection (b)(1) of this
9 section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding
10 \$25.

11 Article – Natural Resources

12 1–104.

13 (j) The Secretary may exercise or perform any power, duty, responsibility, or
14 function which any of the following units, or their successors, may exercise or perform:
15 the Maryland Geological Survey, the Wildlife Administration, [the Natural Resources
16 Police Force,] the Forest and Park Service, the Water Resource Administration, the
17 Energy Administration, and the Tidewater Administration.

18 1–107.

19 (a) This section applies to [Natural Resources police officers and] employees
20 commissioned as law enforcement officers of the State Forest and Park Service.

21 (b) (1) Notwithstanding any other provision of law, the Secretary may
22 appoint without examination:

23 (i) A law enforcement officer who holds a commissioned rank to
24 the rank of Major; and

25 (ii) A law enforcement officer who holds a commissioned rank of
26 not less than Captain to the rank of Lieutenant Colonel.

27 (2) A law enforcement officer appointed in accordance with this
28 subsection continues to serve at the pleasure of the Secretary.

29 (3) Notwithstanding any other provision of law, on termination of an
30 appointment under this subsection, the Secretary may:

1 (i) Return the law enforcement officer to a vacant law
2 enforcement officer position; or

3 (ii) Promote the law enforcement officer to a higher rank to
4 which the law enforcement officer became eligible for promotion during the
5 appointment.

6 (c) In cases of inconsistency between this section and the provisions of the
7 State Personnel and Pensions Article, the provisions of this section shall control as to
8 all matters relating to the appointment of a law enforcement officer of the Department
9 to the rank of Major or Lieutenant Colonel.

10 2-405.

11 [The Natural Resources police] **STATE POLICE** officers and forest or park
12 wardens of the State have the power of arrest and other powers necessary to enforce
13 this subtitle.

14 4-211.

15 (e) The licensee shall allow any [Natural Resources police] **STATE POLICE**
16 officer or any law enforcement officer to enter at all reasonable hours for the following
17 purposes:

18 (1) To inspect the premises and holding facilities where operations are
19 being carried on;

20 (2) To inspect finfish; and

21 (3) To inspect records.

22 4-220.

23 (c) (2) The following are grounds for an immediate suspension of a license
24 issued under this title:

25 (i) Knowingly making a false statement in an application;

26 (ii) Three convictions for violations occurring on separate days
27 within any 3-year period of provisions under this title;

28 (iii) Failure to submit a report required under this title or by
29 regulation; or

30 (iv) Failure of a nonresident of the State to appear in court in
31 accordance with a citation issued by a [Natural Resources police] **STATE POLICE**

1 officer, or to any other process issued by any court of Maryland, for violation of this
2 title.

3 4-2A-07.

4 (a) Any person who violates the provisions of § 4-2A-05 of this subtitle, or
5 fails to procure any permit required by § 4-2A-05 of this subtitle, or who violates the
6 terms of any permit shall be fined not more than \$1,000 or be imprisoned not more
7 than one year, or both.

8 (b) Any [Natural Resources police] **STATE POLICE** officer or any **OTHER**
9 law enforcement officer may conduct searches as provided by law, and execute a
10 warrant to search for and seize any equipment, business records, merchandise, fish
11 taken, used or possessed in connection with a violation of any subsection. Any
12 [Natural Resources police] **STATE POLICE** officer or **OTHER** law enforcement officer,
13 without a warrant, may arrest any person who the officer has probable cause to
14 believe is violating, in his presence or view, this subtitle, any rule or regulation, or
15 permit provided for by this subtitle. Any [Natural Resources police] **STATE POLICE**
16 officer or **OTHER** law enforcement officer who has made an arrest of a person in
17 connection with any violation may search the person, premises, or business records at
18 the time of arrest and may seize any fish, records, or property taken, or used in
19 connection with any violation.

20 (c) Equipment, merchandise, fish or records seized under the provisions of
21 subsection (b) of this section shall be held by any [Natural Resources police] **STATE**
22 **POLICE** officer or **OTHER** law enforcement officer pending disposition of court
23 proceedings, and thereafter shall be forfeited to the State for destruction or disposition
24 as the Secretary may deem appropriate. Prior to forfeiture the Secretary may direct
25 the transfer of fish so seized to a qualified zoological, educational, or scientific
26 institution for safekeeping, costs to be assessable to the defendant. The Secretary may
27 issue rules and regulations to implement this section.

28 4-506.1.

29 (c) A [Natural Resources police] **STATE POLICE** officer or other police
30 officer of the State who has probable cause to believe that a person has violated this
31 section may:

32 (1) Order the person to desist or to leave the area; or

33 (2) Arrest the person who refuses to desist or to leave the area.

34 4-610.

1 A person shall possess his angler's license while angling in nontidal waters and,
2 upon demand, shall exhibit the license to any [Natural Resources police] **STATE**
3 **POLICE** officer, **OTHER** law enforcement officer, or landowner or his representative.

4 4-613.

5 (a) A [Natural Resources police] **STATE POLICE** officer or **OTHER** law
6 enforcement officer may confiscate a person's angler's license if it is transferred to
7 another person or used or presented by a person other than the person to whom it was
8 issued.

9 4-701.

10 (n) (3) The following are grounds for suspension or revocation of a tidal
11 fish license:

12 (i) Making any false statement in an application for a tidal fish
13 license;

14 (ii) A serious violation of a State or federal commercial fisheries
15 law that results in a conviction or an accepted plea of nolo contendere;

16 (iii) Failure to submit reports required by the provisions of this
17 title or by the Department pursuant to provisions of this title; or

18 (iv) Failure for a nonresident of the State to appear in court
19 pursuant to a citation issued by a [Natural Resources police] **STATE POLICE** officer,
20 or to any other process issued by any court of Maryland, for violation of this title.

21 4-713.

22 (b) A [Natural Resources police] **STATE POLICE** officer shall inspect every
23 haul seine prior to its use in any portion of the waters of the Chesapeake Bay or its
24 tributaries. If the [Natural Resources police] **STATE POLICE** officer determines that
25 the seine complies with the provisions of this section, he shall affix a seal and number
26 certifying that the haul seine is inspected and in compliance with provisions of this
27 section. Any haul seine without a State seal or with a broken seal is an illegal one, and
28 a person may not operate it.

29 4-742.

30 (b) (1) The action of the Department of the Environment to restrict an
31 area of water becomes effective immediately upon giving formal notice of the action to
32 the Department. Notice also shall be given the appropriate governing body and the
33 committee of oystermen of any county affected by the restriction.

1 (2) The [Natural Resources] **STATE** Police [Force] shall patrol the
2 area to warn watermen until public notice is given in newspapers of general
3 circulation in each of the counties whose watermen work the restricted area normally.
4 No arrests may be made until the next workday following the day the notice appeared
5 unless the watermen fail to heed a warning of the officers.

6 (3) (i) If the Department of the Environment closes any area to the
7 catching of shellfish under this section, in addition to the notice required in paragraph
8 (1) of this subsection, the Department of Natural Resources shall mark the area so
9 that the area can be seen from the water.

10 (ii) The Department of Natural Resources shall adopt rules and
11 regulations to provide for the marking in a plain and visibly obvious fashion of any
12 area that is closed to the catching of shellfish because of pollution. Even in the absence
13 of such marking devices, a person may not catch shellfish in a restricted area as
14 designated by the Department of the Environment if notice has been given to the
15 appropriate governing body and the committee of watermen of any county affected by
16 the restriction.

17 (c) (1) After establishing a restriction, the Department of the
18 Environment shall test the water in the restricted area or inspect the source of
19 pollution of the water. A copy of the report of analysis of every test and inspection
20 shall be filed promptly with the appropriate governing body of every county affected by
21 the restriction.

22 (2) Updated charts of the Chesapeake Bay and its tributaries showing
23 all polluted areas shall be filed promptly with the appropriate governing body and
24 oystermen's committee of every tidewater county. Copies of these charts shall be filed
25 also with the Fisheries Administration and the [Natural Resources] **STATE** Police.

26 4-1012.

27 (b) Any boat sailing over any areas of the State which are exempt from
28 dredging, by this subtitle or by rule or regulation of the Department, with any dredge,
29 scrape, scoop, or similar instrument on board or in tow, may be apprehended by any
30 [Natural Resources police] **STATE POLICE** officer or any other law enforcement
31 officer. If the boat has on board any wet oysters, dredge, or dredge line, or if the deck is
32 wet and the boat is equipped for catching oysters with dredge or similar instrument,
33 these facts shall be prima facie evidence that the boat has been used to violate the
34 provisions of this section.

35 4-1018.

36 (b) Due to the quantity of water contained in measures of newly shucked
37 oysters, any proprietor or manager of a plant, house, or establishment shall measure
38 oysters as received from the shuckers in a special gallon cup which contains no more
39 than 9 pints. Any device other than this 9 pint gallon cup may not be used to measure

1 any oysters received from shuckers. A [Natural Resources police] **STATE POLICE**
2 officer shall stamp every 9 pint gallon measure used in measuring newly shucked
3 oysters. A proprietor or manager of any house, plant, or establishment which shucks
4 oysters shall have every 9 pint gallon measure stamped.

5 4-1039.

6 (a) The Department may open or close any area in which the catching of
7 soft-shell clams by hydraulic clam dredge is not prohibited under the provisions of this
8 subtitle if: (1) in its opinion other natural resources will not be significantly damaged;
9 (2) the area to be opened is clearly defined and plainly marked; and (3) the area is
10 patrolled by [Natural Resources] **STATE** Police vessels during dredging operations.

11 (b) In any area where hydraulic clam dredging is prohibited under §
12 4-1038(a) of this subtitle the Department may open selected areas if the areas opened
13 are patrolled by [Natural Resources] **STATE** Police vessels during dredging
14 operations.

15 4-11A-03.2.

16 (a) There is an Aquaculture Coordinating Council.

17 (b) The Coordinating Council shall consist of the following 17 members:

18 (1) 1 member of the Maryland Senate designated by the President of
19 the Senate;

20 (2) 1 member of the Maryland House of Delegates designated by the
21 Speaker of the House;

22 (3) 1 representative of the Department of Agriculture designated by
23 the Secretary of Agriculture;

24 (4) 1 representative of the Department of [Natural Resources] **STATE**
25 Police designated by the Secretary of [Natural Resources] **STATE POLICE**;

26 (5) 1 representative of the Department of Natural Resources, Fisheries
27 Service, designated by the Secretary of Natural Resources;

28 (6) 2 representatives of the University of Maryland designated by the
29 President of the University of Maryland, College Park:

30 (i) 1 with expertise in aquaculture research; and

31 (ii) 1 representing the Maryland Cooperative Extension;

1 (7) 1 representative of the Department of Business and Economic
2 Development designated by the Secretary of Business and Economic Development;

3 (8) 1 representative of the Department of the Environment designated
4 by the Secretary of the Environment;

5 (9) 1 representative of the Department of Health and Mental Hygiene
6 designated by the Secretary of Health and Mental Hygiene;

7 (10) 3 representatives of the aquaculture industry designated by the
8 Governor;

9 (11) 3 tidal fisheries licensed harvesters, including at least one who is a
10 member of the Maryland Watermen's Association designated by the Governor; and

11 (12) 1 representative designated by the President of the University of
12 Maryland Center for Environmental Science.

13 4-1203.

14 If any [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
15 enforcement officer has probable cause to believe that any person possesses any fish or
16 any device in violation of this title, the officer shall go before any District Court judge
17 of the county in which the fish or device is supposed to be and make affidavit to that
18 fact. If the judge finds the affidavit legally sufficient, the judge shall issue a search
19 warrant against the person complained of, directed to the officer making the affidavit,
20 commanding the officer to proceed at once and search for the fish or device and, upon
21 finding it, to seize, take possession, and keep it until further order by the judge. The
22 warrant shall be executed pursuant to Rule 4-601 of the Maryland Rules. The warrant
23 shall be returned within 5 days from the issuing date or within a shorter period of
24 time as set forth in the search warrant.

25 4-1204.

26 (a) If a [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
27 enforcement officer has probable cause to believe that any fish or device is possessed,
28 in violation of this title, and it is not possible or feasible to secure a search warrant in
29 time to seize the fish or device, then he may examine without a warrant any boat,
30 railway car, box, crate, package, or game bag.

31 (b) In this event, a [Natural Resources police] **STATE POLICE** officer, in
32 uniform or accompanied by a uniformed police officer, may stop and search an
33 automobile, any vehicle, or trailer for the purpose of examining the fish bag. He also
34 may determine whether the person has an appropriate license.

35 (c) However, this section does not permit entering a dwelling house without
36 first procuring a search warrant.

1 4-1205.

2 A [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
3 enforcement officer, upon arresting any person for violating any provision of this title
4 or any rule or regulation promulgated pursuant to it, shall seize every fish unlawfully
5 caught, sold, offered for sale, transported, or possessed. The Department may dispose
6 of the seized fish at its discretion.

7 4-1206.

8 (a) A [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
9 enforcement officer, upon arresting any person for violating any provision of this title
10 or any rule or regulation promulgated pursuant to it, may seize every device,
11 equipment, conveyance, or property unlawfully used. If the owner or person in charge
12 of the seized device, equipment, conveyance, or property is convicted, the court may
13 declare the device, equipment, conveyance, or property forfeited in addition to any
14 other penalty provided in this title. Any forfeiture becomes the property of the
15 Department **OF STATE POLICE** for disposition at its discretion. If the owner is not
16 known, the court may proceed ex parte to hear and determine any question of
17 forfeiture. If the owner or person charged with the violation is not convicted, the
18 device, equipment, conveyance, or property seized shall be released and returned to
19 the owner or person charged.

20 (b) However, the device, equipment, conveyance, or property may not be
21 forfeited if the owner was not a consenting party or privy to a violation.

22 5-206.

23 (a) The Secretary may commission any person to act as a forest or park
24 warden, subject to removal at any time at the pleasure of the Secretary. While holding
25 office, a warden has and may exercise the authority and power of a [Natural Resources
26 police officer or a] law enforcement officer as provided in his commission so far as
27 arresting and prosecuting persons for violations of any forest or park laws or of the
28 laws, rules and regulations enacted for the protection of the State forestry
29 reservations, State parks, historic monuments, recreation areas, or for the protection
30 of fish and game.

31 (b) The Secretary shall, within the limits of any appropriation made for this
32 purpose, commission forest, park, and wildlife rangers as the Secretary deems
33 necessary for the enforcement of laws and regulations as provided in this subsection.
34 All appointments shall be made from a list of eligible persons prepared in accordance
35 with the provisions of the State Personnel and Pensions Article. An employee so
36 commissioned and assigned law enforcement duties has and may exercise the powers
37 of a [Natural Resources police officer or a] law enforcement officer of the State. These
38 powers may be exercised upon:

1 (1) Properties owned by the State and managed by the Department;

2 (2) Railroad rights-of-way and utility properties which are not owned
3 by the State, but which traverse properties owned by the State and managed by the
4 Department;

5 (3) All public and private properties which are within the boundaries
6 of State properties managed by the Department;

7 (4) All waters of the State within one mile of the shoreline of all
8 properties owned by the Department;

9 (5) All public and private property adjoining property owned by the
10 State and managed by the Department;

11 (6) All park property in Maryland owned by the federal government;

12 (7) All roadways within the boundaries of or that portion of roadway
13 adjoining properties owned by the State and managed by the Department; and

14 (8) Any property in Maryland for the purpose of executing a warrant
15 that has resulted from law enforcement activities on property on which a forest, park,
16 and wildlife ranger may exercise law enforcement powers.

17 (c) In exercising the powers granted under subsection (b) of this section, the
18 law enforcement officer shall make every attempt to minimize delay of the operations
19 of railroads and all utilities.

20 (d) Unless the Department has a signed memorandum of understanding with
21 the law enforcement agency with primary jurisdiction over the property, a forest, park,
22 and wildlife ranger may not exercise law enforcement powers under the provisions of
23 subsection (b)(3) and (5) of this section.

24 (e) All forest, park, and wildlife rangers, including persons appointed for
25 training prior to regular assignment as a ranger, shall remain in a probationary status
26 for a period of 2 years from the date of initial appointment. The Secretary may
27 discharge an employee in probationary status for any cause which is deemed sufficient
28 in the sole discretion of the Secretary.

29 [(f) (1) Whenever Natural Resources police officers receive a salary
30 increase, forest and park rangers in the State Forest and Park Service shall receive a
31 salary increase in the same percentage as the salary increase received by Natural
32 Resources police officers.

1 (2) Whenever Natural Resources police officers receive a grade or step
2 increase, forest and park rangers in the State Forest and Park Service shall receive an
3 equal grade or step increase.

4 (g) Subject to § 1–107 of this article, in cases of inconsistency between this
5 subtitle and the provisions of the State Personnel and Pensions Article, the provisions
6 of this subtitle shall control as to all matters relating to Natural Resources law
7 enforcement officers.]

8 8–709.

9 (c) Notwithstanding the provisions of subsection (a) of this section, the
10 Department may propose an appropriation from the Waterway Improvement Fund to
11 support marine operations of the [Natural Resources] STATE Police not exceeding[:

12 (1) \$1,700,000 in the Department’s fiscal year 2006 budget; and

13 (2)] \$2,000,000 in the Department’s [fiscal year 2007] budget[, and
14 every year thereafter].

15 8–712.2.

16 (a) (1) Except as otherwise provided in paragraphs (3), (4), and (5) of this
17 subsection, a person born on or after July 1, 1972 may not operate on the waters of the
18 State a vessel for pleasure that is required to be numbered in accordance with this
19 subtitle or a vessel for pleasure that is required to be numbered in accordance with the
20 Federal Boat Safety Act of 1971 without first obtaining a certificate of boating safety
21 education.

22 (2) A person who is subject to the provisions of paragraph (1) of this
23 subsection shall:

24 (i) Possess the certificate of boating safety education when
25 operating a vessel on waters of the State; and

26 (ii) Show the certificate on the demand of a [Natural Resources
27 police] STATE POLICE officer or other law enforcement officer.

28 (3) The following persons are exempt from the requirements of this
29 section:

30 (i) A person who is operating a vessel in connection with
31 commercial purposes;

32 (ii) A person who is a resident of another state and who is
33 visiting the State for 60 days or less in a vessel that is numbered in another state if:

- 1 1. The person is 16 years old or older; or
- 2 2. The person has been issued a boating safety
3 certificate in accordance with the provisions of subsection (c)(6) of this section;
- 4 (iii) A person who is visiting the State for 90 days or less in a
5 vessel from a country other than the United States;
- 6 (iv) A person operating a vessel on a body of water located on
7 private property; and
- 8 (v) Any other person exempted by regulation of the
9 Department.
- 10 (4) When a vessel numbered in accordance with this subtitle or in
11 accordance with the Federal Boat Safety Act of 1971 is operated for pleasure on waters
12 of the State, at least 1 person on the vessel must:
- 13 (i) Possess the certificate of boating safety education; or
- 14 (ii) Be exempt from the certification requirements of paragraph
15 (1) of this subsection.
- 16 (5) A person who is under the age of 16 and who operates a vessel
17 numbered in accordance with this subtitle or in accordance with the Federal Boat
18 Safety Act of 1971 must:
- 19 (i) Possess a certificate of boating safety education;
- 20 (ii) 1. If operating a vessel under 11 feet in length, be under
21 the supervision of a person who has obtained a certificate of boating safety education
22 and is aboard the vessel; or
- 23 2. If operating a vessel 11 feet in length or greater, be
24 under the supervision of a person who is 18 years or older and has obtained a
25 certificate of boating safety education and is aboard the vessel; or
- 26 (iii) Be under the supervision of a person who was born before
27 July 1, 1972 and is aboard the vessel.
- 28 (f) (1) A [Natural Resources police] **STATE POLICE** officer or other law
29 enforcement officer may enforce the provisions of this section only as a secondary
30 action when the officer detains an operator of a vessel for a suspected violation of
31 another provision of the Code or regulations adopted in accordance with another
32 provision of the Code.

1 (2) A person may be cited but not apprehended solely for a violation of
2 this section.

3 8-726.1.

4 (d) The [Natural Resources] **STATE** Police [Force] shall enforce this section.

5 8-727.

6 (b) A [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
7 enforcement officer enforcing the provisions of this subtitle may stop, board, or inspect
8 any vessel subject to this subtitle.

9 10-2A-07.

10 (b) Any [Natural Resources police] **STATE POLICE** officer or any **OTHER**
11 law enforcement officer may conduct searches as provided by law, and execute a
12 warrant to search for and seize any equipment, business records, merchandise,
13 wildlife, or plants taken, used, or possessed in connection with a violation of any
14 subsection. Any [Natural Resources police] **STATE POLICE** officer or **OTHER** law
15 enforcement officer, without a warrant, may arrest any person who the officer has
16 probable cause to believe is violating, in the officer's presence or view, this subtitle or
17 any regulation or permit provided for by this subtitle. Any [Natural Resources police]
18 **STATE POLICE** officer or **OTHER** law enforcement officer who has made an arrest of a
19 person in connection with any violation may search the person, premises, or business
20 records at the time of arrest and may seize any wildlife, plants, records, or property
21 taken, or used in connection with any violation.

22 (c) Equipment, merchandise, wildlife, plants or records seized under the
23 provisions of subsection (b) of this section shall be held by any [Natural Resources
24 police] **STATE POLICE** officer or **OTHER** law enforcement officer pending disposition
25 of court proceedings, and after disposition of court proceedings shall be forfeited to the
26 State for destruction or disposition as the Secretary may deem appropriate. Prior to
27 forfeiture the Secretary may direct the transfer of wildlife or plants so seized to a
28 qualified zoological, botanical, educational, or scientific institution for safekeeping,
29 costs to be assessable to the defendant. The Secretary may issue regulations to
30 implement this section.

31 10-301.3.

32 (d) All proceeds from sales of hunting licenses under this section shall be
33 used by the Department to fund conservation law enforcement by the [Natural
34 Resources] **STATE** Police [Force].

35 10-306.

1 A person shall have in the person's possession the person's hunter's license
2 while hunting and, upon demand, shall exhibit the license to the [Natural Resources
3 police] **STATE POLICE** officer or any **OTHER** law enforcement officer, the landowner
4 on whose property the person is hunting, or the landowner's representative.

5 10-312.

6 (a) A [Natural Resources police] **STATE POLICE** officer or **OTHER** law
7 enforcement officer shall confiscate a person's hunter's license if the license is used or
8 presented by a person other than the person to whom the license was issued.

9 10-413.

10 (c) Any [Natural Resources police] **STATE POLICE** officer or any **OTHER**
11 law enforcement officer may kill any dog, which does not bear a license, found
12 destroying game birds or mammals or the nest or eggs of any game bird or mammal.

13 (d) A [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
14 enforcement officer shall and any other person may destroy any cat found hunting any
15 game bird or mammal or protected bird or mammal. A cause of action for damages
16 cannot be maintained for this act.

17 10-415.

18 (b) (1) Every person killing a deer shall report with the deer to a
19 designated checking station within 24 hours after killing the deer.

20 (2) Notwithstanding any requirement of law, if the designated
21 checking stations are closed in the county where a person kills a deer, a [Natural
22 Resources police] **STATE POLICE** officer shall authorize the person to report with the
23 deer to a designated checking station in another county.

24 (f) Any person who, while operating a motor vehicle on any highway in the
25 State, accidentally strikes and kills a deer on the highway may have the deer if the
26 person produces visible evidence of collision with the deer to any [Natural Resources
27 police] **STATE POLICE** officer, State law enforcement officer, or other designated
28 representative of the Secretary. The provisions of this subsection shall be applicable to
29 deer killed by collision with a motor vehicle at any time whether during the open
30 season for killing deer or during the legally closed season.

31 10-416.

32 (b) (1) Except as provided in regulations adopted by the Department
33 under paragraph (2) of this subsection, a person may not:

1 (i) Take a dog into the woods or possess or control a dog in the
2 woods; and

3 (ii) Use the dog to hunt or pursue deer.

4 (2) The Department shall adopt regulations governing the use of dogs
5 to aid in the prompt recovery of killed, wounded, or injured deer.

6 (3) (i) In Baltimore, Harford, Howard, Montgomery, Prince
7 George's, Somerset, Washington, and Worcester counties, a person may not kill a dog
8 found pursuing a deer.

9 (ii) In all other counties, any [Natural Resources police] **STATE**
10 **POLICE** officer, **ANY OTHER** law enforcement officer, or any other person may kill any
11 dog found pursuing any deer, except in accordance with regulations adopted under
12 paragraph (2) of this subsection.

13 (iii) In Caroline, Dorchester, Talbot, Kent, Anne Arundel, Cecil,
14 Charles, Garrett, St. Mary's, Queen Anne's, Frederick, Carroll, and Calvert counties,
15 dogs that are engaged in fox hunting and who have broken away may not be killed
16 under this paragraph.

17 10-417.

18 (a) A person may not export from the State any game bird or mammal,
19 except wild waterfowl and fur-bearing mammals. However, a licensed hunter may
20 take out as personal baggage in the open season only the prescribed possession limit
21 as set by regulation. The hunter shall produce the hunter's hunting license upon
22 demand of any [Natural Resources police] **STATE POLICE** officer, any **OTHER** law
23 enforcement officer, or agent of the common carrier. An express company or any
24 common carrier knowingly may not accept any game bird or mammal, except wild
25 waterfowl or fur-bearing mammals, for shipment within or outside the State.

26 10-422.

27 (c) A [Natural Resources police] **STATE POLICE** officer or other police
28 officer of the State who has probable cause to believe that a person has violated this
29 section may:

30 (1) Order the person to desist or to leave the area; or

31 (2) Arrest the person on refusal to desist or leave the area.

32 10-425.

1 (g) At any reasonable hour, a licensee shall allow any [Natural Resources
2 police] **STATE POLICE** officer or any **OTHER** law enforcement officer to enter and
3 inspect the premises where the operation is conducted and to inspect records.

4 10-506.

5 (g) The licensee shall allow any [Natural Resources police] **STATE POLICE**
6 officer or any **OTHER** law enforcement officer to enter the premises and holding
7 facilities where operations are being carried on at all reasonable hours for the
8 following purposes:

9 (1) To inspect the premises and holding facilities where operations are
10 being carried on;

11 (2) To inspect wildlife; and

12 (3) To inspect records.

13 10-508.

14 A fur dealer shall carry the license on the dealer's person and shall exhibit the
15 license upon demand. The licensee shall allow any [Natural Resources police] **STATE**
16 **POLICE** officer and any **OTHER** law enforcement officer to enter and inspect the
17 premises where operations are being carried on and to inspect records at any
18 reasonable hour.

19 10-512.

20 (e) The licensee shall allow any [Natural Resources police] **STATE POLICE**
21 officer or any **OTHER** law enforcement officer to enter the premises and holding
22 facilities where operations are being carried on at all reasonable hours for the
23 following reasons:

24 (1) To inspect the premises and holding facilities where operations are
25 being carried on;

26 (2) To inspect wildlife; and

27 (3) To inspect records.

28 10-906.

29 (d) (1) Any person desiring to hunt on any regulated shooting ground
30 shall first obtain a special license. However, a person holding a resident or nonresident
31 hunter's license may not be required to obtain the license prescribed by this section.

1 (2) The license shall bear the signature of the Secretary and shall be
2 countersigned by the issuing agent who at the same time shall fill out a stub attached
3 to the license with the name and address of the licensee. The agent then shall detach
4 the stub and mail it to the Secretary the first day of each month. The agent shall
5 retain 50 cents as compensation for issuing each license. The agent shall deliver the
6 properly executed license to the applicant in person or by mail without further cost.
7 The licensee shall insert the licensee's name in ink on the license at the time of
8 purchase.

9 (3) The Department shall charge a reasonable fee for the purchase of a
10 special license.

11 (4) The license shall expire on June 30 after the date of issuance.

12 (5) The license is not transferable and if used or presented by any
13 person other than the person to whom it was issued, the license shall be confiscated by
14 the Secretary, any [Natural Resources police] **STATE POLICE** officer, or any **OTHER**
15 law enforcement officer.

16 10-1103.

17 If any [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
18 enforcement officer has probable cause to believe that any person possesses any bird,
19 mammal, amphibian, or reptile or any device in violation of this title, the officer shall
20 go before any District Court judge of the county in which the species of wildlife or
21 device is believed to be and make affidavit to that fact. If the judge finds the affidavit
22 legally sufficient, the judge shall issue a search warrant against the person
23 complained of, directed to the officer making the affidavit, commanding the officer to
24 proceed at once and search for the bird, mammal, amphibian, or reptile or the device
25 and, upon finding it, to seize, take possession, and keep it until further order by the
26 judge. The warrant shall be executed pursuant to the Maryland Rules. The warrant
27 shall be returned within 5 days from the issuing date or within a shorter period of
28 time set forth in the search warrant.

29 10-1104.

30 (a) If a [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
31 enforcement officer has probable cause to believe that any species of wildlife or any
32 device is possessed in violation of this title, and it is not possible or feasible to secure a
33 search warrant in time to seize the bird, mammal, amphibian, or reptile or the device,
34 then the [Natural Resources police] **STATE POLICE** officer may examine any boat,
35 railway car, box, crate, package, or game bag without a warrant.

36 (b) In this event, a [Natural Resources police] **STATE POLICE** officer, in
37 uniform or accompanied by a uniformed police officer, may stop and search an
38 automobile, any vehicle, or trailer for the purpose of examining the game bags. The

1 [Natural Resources police] **STATE POLICE** officer also may determine whether the
2 person has an appropriate license.

3 10–1105.

4 A [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
5 enforcement officer, upon arresting any person for violating any provision of this title
6 or any regulation adopted pursuant to this title, may seize every bird, mammal,
7 reptile, and amphibian unlawfully caught, sold, offered for sale, transported, or
8 possessed. The Department may dispose of any seized species of wildlife at the
9 Department’s discretion.

10 10–1106.

11 (a) A [Natural Resources police] **STATE POLICE** officer or any **OTHER** law
12 enforcement officer, upon arresting any person for violating any provision of this title
13 or any regulation adopted pursuant to this title, may seize any device, equipment,
14 conveyance, or property unlawfully used. If the owner or person in charge of the seized
15 device, equipment, conveyance, or property is convicted, the court may declare the
16 device, equipment, conveyance, or property forfeited, in addition to any other penalty
17 provided in this title. Any forfeiture becomes the property of the Department for
18 disposition at the Department’s discretion. If the owner is not known, the court may
19 proceed ex parte to hear and determine any question of forfeiture. If the owner or
20 person charged with the violation is not convicted, the device, equipment, conveyance,
21 or property seized shall be released and returned to the owner or person.

22 **Article – Public Safety**

23 2–301.

24 (a) (1) The Department has the general duty to safeguard the lives and
25 safety of all persons in the State, to protect property, and to assist in securing to all
26 persons the equal protection of the laws.

27 (2) Specifically, this duty includes the responsibility to:

28 (i) preserve the public peace;

29 (ii) detect and prevent the commission of crime;

30 (iii) enforce the laws and ordinances of the State, counties, and
31 municipal corporations;

32 (iv) apprehend and arrest criminals and those who violate or are
33 lawfully accused of violating the laws and ordinances of the State, counties, and
34 municipal corporations;

- 1 (v) preserve order at public places;
- 2 (vi) maintain the safe and orderly flow of traffic on public streets
- 3 and highways;
- 4 (vii) cooperate with and assist law enforcement agencies in
- 5 carrying out their respective duties;
- 6 (viii) investigate any death of an inmate suspected to be a
- 7 homicide within or outside a correctional facility as provided in § 9-602.1 of the
- 8 Correctional Services Article; [and]
- 9 (ix) **ENFORCE THE NATURAL RESOURCE LAWS OF THE**
- 10 **STATE; AND**
- 11 (X) discharge the duties and responsibilities of the Department
- 12 with the dignity and in a manner that will inspire public confidence and respect.

13 (b) The Department shall:

14 (1) administer the laws that relate to:

- 15 (i) the sales of pistols and revolvers;
- 16 (ii) the licensing and supervision of private detective agencies;
- 17 (iii) the certification of private detectives and security guards;
- 18 (iv) the registration of eavesdropping or wiretapping devices;

19 and

20 (v) the inspection of classes of motor vehicles as provided

21 elsewhere in the Code; and

22 (2) perform any other duty that may be assigned by the General

23 Assembly.

24 **Article – State Personnel and Pensions**

25 8-308.

26 (b) (1) In this subsection, “off-duty hours” means any hours:

- 27 (i) during a law enforcement employee’s scheduled off-duty
- 28 day; or

1 (ii) during a law enforcement employee's on-duty day after the
2 employee has gone off duty.

3 (2) Except as otherwise provided in this subsection, a law enforcement
4 employee of any unit of State government who is called to duty on the employee's
5 scheduled off-duty day is entitled to be paid at the rate of one and one-half times the
6 employee's regular hourly rate of pay for each hour worked on the off-duty day.

7 (3) Except as provided in paragraph (4) of this subsection, a law
8 enforcement employee of the Department of State Police holding a noncommissioned
9 rank or a law enforcement employee of the Department of Natural Resources holding a
10 rank of [sergeant or below,] park ranger supervisor or below, or park services
11 supervisor or below who is called to duty during the employee's off-duty hours is
12 entitled to be paid at the rate of one and one-half times the employee's regular hourly
13 rate of pay for the greater of:

14 (i) the hours worked during the off-duty hours; or

15 (ii) 4 hours.

16 (4) A law enforcement employee of the Department of State Police
17 holding a noncommissioned rank [or a law enforcement employee of the Department of
18 Natural Resources holding a rank of sergeant or below] who makes an appearance in
19 court on official duty during the employee's off-duty hours is entitled to be paid at the
20 rate of one and one-half times the employee's regular hourly rate of pay for the
21 greater of:

22 (i) the hours worked during the off-duty hours; or

23 (ii) 2 hours.

24 (c) A law enforcement employee of any unit of State government, or a police
25 communications operator of the Department of State Police [or Natural Resources
26 Police] who is required to work 4 or more hours on New Year's Day, Thanksgiving
27 Day, or Christmas Day, or who is scheduled to be off duty on New Year's Day,
28 Thanksgiving Day, or Christmas Day and is called to duty on any part of that day is
29 entitled to:

30 (1) compensatory time of 1 day; and

31 (2) payment at the rate of one and one-half times the employee's
32 regular hourly rate of pay for each hour worked on that day.

33 8-309.

1 (c) A law enforcement employee of the Department of State Police holding a
2 commissioned rank [or a law enforcement employee of the Natural Resources Police
3 holding a rank above sergeant] may not receive payment for any overtime work, but
4 may be granted compensatory time for overtime work.

5 26–201.

6 (a) Except as provided in subsection (b) of this section, this subtitle applies
7 only to:

8 (1) an employee of the Department of Natural Resources
9 commissioned by the Secretary of Natural Resources as[:

10 (i) a Natural Resources police officer; or

11 (ii) a law enforcement officer[, other than a Natural Resources
12 police officer];

13 (2) a law enforcement officer employed by the Field Enforcement
14 Bureau;

15 (3) a member of the Maryland Transportation Authority Police Force
16 who has the powers granted to a police officer under § 4–208 of the Transportation
17 Article;

18 (4) a deputy sheriff employed by the Baltimore City Sheriff's
19 Department;

20 (5) a member of the University of Maryland Police Force who has the
21 powers granted to a police officer under § 13–601 of the Education Article;

22 (6) a law enforcement officer or firefighter employed by a participating
23 governmental unit that on or after July 1, 1999 has elected to participate in the Law
24 Enforcement Officers' Pension System;

25 (7) the State Fire Marshal or a Deputy State Fire Marshal;

26 (8) a member of the Morgan State University Police Force who has the
27 powers granted to a police officer under § 14–106 of the Education Article;

28 (9) a member of the BWI Airport Fire & Rescue Department;

29 (10) a member of the Department of General Services Police Force who
30 has the powers granted to a police officer under § 4–605 of the State Finance and
31 Procurement Article;

1 (11) an employee of the Department of Health and Mental Hygiene
2 commissioned by the Secretary of Health and Mental Hygiene as a Health and Mental
3 Hygiene police officer;

4 (12) an employee of the Motor Vehicle Administration commissioned by
5 the Secretary of Transportation as a Motor Vehicle Administration police officer;

6 (13) an employee of the Department of Labor, Licensing, and
7 Regulation commissioned by the Secretary of Labor, Licensing, and Regulation as a
8 Labor, Licensing, and Regulation police officer;

9 (14) a firefighter or law enforcement officer for the Martin State Airport
10 employed by the Military Department;

11 (15) a police officer employed by the Division of Rehabilitation Services
12 in the Department of Education, certified in accordance with the Maryland Police and
13 Correctional Training Commissions;

14 (16) a firefighter or paramedic employed by the Salisbury Fire
15 Department who is eligible to be a member as provided in Title 31, Subtitle 2A of this
16 article;

17 (17) an aviator employed by the Department of State Police to operate
18 an aircraft for the State Emergency Medical System;

19 (18) a member of the Maryland Transit Administration Police Force
20 who has the powers granted to a police officer under § 7–207 of the Transportation
21 Article;

22 (19) an individual who is elected or appointed as the Baltimore City
23 Sheriff and who does not elect to join the Employees' Pension System under Title 23 of
24 this article within 6 months of the date the individual begins serving as the Baltimore
25 City Sheriff;

26 (20) a member of the Department of Public Safety and Correctional
27 Services Internal Investigative Unit who has the powers granted to a police officer
28 under § 10–701 of the Correctional Services Article; or

29 (21) a police officer employed by the Baltimore City Community College
30 who has the power granted to a police officer under § 16–513 of the Education Article.

31 **Article – Transportation**

32 16–205.1.

33 (i) Notwithstanding any other provision of this section, a test for drug or
34 controlled dangerous substance content under this section:

1 (1) May not be requested as described under subsection (b) of this
2 section, required as described under subsection (c) of this section, or directed as
3 described under subsection (d) of this section, by a police officer unless the law
4 enforcement agency of which the officer is a member has the capacity to have such
5 tests conducted;

6 (2) May only be requested as described under subsection (b) of this
7 section, required as described under subsection (c) of this section, or directed as
8 described under subsection (d) of this section, by a police officer who is a trainee, has
9 been trained, or is participating directly or indirectly in a program of training that is:

10 (i) Designed to train and certify police officers as drug
11 recognition experts; and

12 (ii) Conducted by a law enforcement agency of the State, or any
13 county, municipal, or other law enforcement agency in the State described in items
14 (3)(i)1 through 12 of this subsection:

15 1. In conjunction with the National Highway Traffic
16 Safety Administration; or

17 2. As a program of training of police officers as drug
18 recognition experts that contains requirements for successful completion of the
19 training program that are the substantial equivalent of the requirements of the Drug
20 Recognition Training Program developed by the National Highway Traffic Safety
21 Administration; and

22 (3) May only be requested as described under subsection (b) of this
23 section, required as described under subsection (c) of this section, or directed as
24 described under subsection (d) of this section:

25 (i) In the case of a police officer who is a trainee, or who is
26 participating directly or indirectly in a program of training described in paragraph (2)
27 of this subsection, if the police officer is a member of, and is designated as a trainee or
28 a participant by the head of:

29 1. The Department of State Police;

30 2. The Baltimore City Police Department;

31 3. A police department, bureau, or force of a county;

32 4. A police department, bureau, or force of an
33 incorporated city or town;

34 5. The Maryland Transit Administration Police Force;

1 6. The Maryland Port Administration Police Force of the
2 Department of Transportation;

3 7. The Maryland Transportation Authority Police Force;

4 8. The Police Force of the University of Maryland or
5 Morgan State University;

6 9. The police force for a State university or college under
7 the direction and control of the University System of Maryland;

8 10. A sheriff's department of any county or Baltimore
9 City;

10 11. The [Natural Resources Police Force or the] Forest
11 and Park Service Police Force of the Department of Natural Resources; or

12 12. The security force of the Department of General
13 Services; or

14 (ii) In the case of a police officer who has been trained as a drug
15 recognition expert, if the police officer is a member of, and certified as a drug
16 recognition expert by the head of one of the law enforcement agencies described in
17 items (3)(i)1 through 12 of this subsection.

18 SECTION 4. AND BE IT FURTHER ENACTED, That as of July 1, 2014, the
19 Natural Resources Police Force is hereby abolished as a unit within the Department of
20 Natural Resources and that, as of July 1, 2014, all the functions, powers, duties,
21 records in paper and electronic format, equipment, property, assets, liabilities, and
22 employees of the Natural Resources Police Force shall be transferred to the
23 Department of State Police.

24 SECTION 5. AND BE IT FURTHER ENACTED, That:

25 (a) All employees who are transferred to the Department of State Police from
26 the Natural Resources Police Force within the Department of Natural Resources shall
27 be so transferred without diminution of their rights, benefits, or employment and
28 retirement status.

29 (b) An employee transferred under this Act shall be appointed without
30 further examination or qualification. The employee shall be placed in a classification
31 or rank that is comparable in duties and responsibilities to the employee's former
32 position. The employee may not suffer a diminution of salary or wages, accrued leave,
33 whether earned or granted, or seniority rights.

1 SECTION 6. AND BE IT FURTHER ENACTED, That nothing in this Act
2 affects the term of office of a member of the Aquaculture Coordinating Council. A
3 person who is a member of such council on the effective date of this Act shall remain a
4 member for the balance of the term to which appointed, unless the member sooner
5 dies, resigns, or is removed under provisions of law.

6 SECTION 7. AND BE IT FURTHER ENACTED, That any transaction affected
7 by or flowing from any change of nomenclature or any statute amended, repealed, or
8 transferred, and validly entered into before July 1, 2014, and every right, duty, or
9 interest flowing from the statute remains valid after July 1, 2014, and may be
10 terminated, completed, consummated, or enforced as required or permitted by any
11 statute amended, repealed, or transferred by this Act as though the repeal,
12 amendment, or transfer had not occurred.

13 SECTION 8. AND BE IT FURTHER ENACTED, That:

14 (a) Pursuant to the plan of reorganization that is proposed by this Act, the
15 publishers of the Annotated Code of Maryland, subject to the approval of the Maryland
16 Department of Legislative Services, shall propose the correction of any agency names
17 and titles throughout the Annotated Code that are rendered incorrect by this Act.

18 (b) To the extent necessitated by this Act, the Department of Legislative
19 Services, in conjunction with the publishers of the Annotated Code, shall revise the
20 Annotated Code of Maryland in order to conform the Code to the abolishment of the
21 Natural Resources Police Force and the transfer of the powers and duties to the
22 Department of State Police, as required under this Act, and this statutory revision
23 shall be ratified by passage of the Annual Corrective Bill of 2015.

24 SECTION 9. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 July 1, 2014.