

HOUSE BILL 310

M2

7lr0790

By: **Montgomery County Delegation**

Introduced and read first time: January 25, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Deer Hunting – Sundays**

3 **MC 21–17**

4 FOR the purpose of authorizing the Department of Natural Resources to allow a person to
5 hunt deer on certain property during a certain time period on certain Sundays in
6 Montgomery County, subject to certain provisions of law; establishing that the
7 authority of the Department to allow deer hunting on certain Sundays does not apply
8 in Montgomery County; making certain conforming changes; providing for the
9 termination of this Act; and generally relating to Sunday deer hunting in
10 Montgomery County.

11 BY repealing and reenacting, with amendments,
12 Article – Natural Resources
13 Section 10–410(a)
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2016 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article – Natural Resources**

19 10–410.

20 (a) (1) Except as provided in paragraphs (2), (3), (4), (6), (7), (8), [and (9)] **(9)**,
21 **AND (10)** of this subsection, a person may not hunt any game bird or mammal on Sundays.

22 (2) The following persons may hunt the specified game birds and mammals
23 on Sundays:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) A person using State certified raptors to hunt game birds or
2 mammals during open season;

3 (ii) An unarmed person participating in an organized fox chase to
4 chase foxes;

5 (iii) Provided that the provisions of § 10–906(b)(3) of this title are
6 met, a person:

7 1. Using a regulated shooting ground under § 10–906 of this
8 title to hunt the following pen-reared game birds:

9 A. Pheasants;

10 B. Bobwhite quail;

11 C. Chukar partridge;

12 D. Hungarian partridge;

13 E. Tower released flighted mallard ducks; and

14 F. Turkey on a regulated shooting ground that was permitted
15 to release turkey before September 1, 1992; and

16 2. Having the written permission of the owner of the land or
17 other person designated by the owner of the land, if the land is owned or leased by a person
18 other than the person hunting on Sundays;

19 (iv) Subject to the provisions of § 10–411 of this subtitle, in Calvert,
20 Caroline, Carroll, Charles, Dorchester, Harford, Queen Anne's, St. Mary's, Somerset,
21 Talbot, Wicomico, and Worcester counties, a person hunting deer on private property with
22 a bow and arrow or crossbow during open season on the last three Sundays in October and
23 the second Sunday in November;

24 (v) In Calvert County, Caroline County, Carroll County, Charles
25 County, Dorchester County, and St. Mary's County, a person hunting turkey on private
26 property on any Sunday during the spring turkey hunting season; and

27 (vi) In Dorchester County, a person hunting turkey on public land
28 that is designated for hunting by the Department on any Sunday during the spring turkey
29 hunting season.

30 (3) Subject to the provisions of § 10–415 of this subtitle, in Calvert County,
31 Caroline County, Charles County, Harford County, Queen Anne's County, St. Mary's

1 County, Somerset County, and Worcester County, a person may hunt deer on private
2 property on:

3 (i) The first Sunday of the bow hunting season in November; and

4 (ii) Each Sunday in the deer firearms season.

5 (4) Provided that the provisions of § 10–415 of this subtitle are met and
6 subject to paragraph (5) of this subsection, the Department may allow a person to hunt deer
7 on private property on the first Sunday of:

8 (i) The bow hunting season in November; and

9 (ii) The deer firearms season.

10 (5) **[The] SUBJECT TO PARAGRAPH (10) OF THIS SUBSECTION, THE**
11 Sunday deer hunting provisions under paragraph (4) of this subsection do not apply:

12 (i) In Baltimore, Howard, **MONTGOMERY**, and Prince George’s
13 counties; and

14 (ii) In Baltimore City.

15 (6) (i) This paragraph applies only in Carroll County.

16 (ii) Subject to §§ 10–411 and 10–415 of this subtitle, the Department
17 may allow a person to hunt deer on a Sunday on private property from the first Sunday in
18 October through the second Sunday in January of the following year, inclusive.

19 (7) A person who is 16 years of age or younger may hunt deer with a firearm
20 on a Sunday through participation in the junior deer hunt established under § 10–405(a) of
21 this subtitle.

22 (8) (i) This paragraph applies only in Allegany County, Garrett County,
23 and Washington County.

24 (ii) The Department may allow a person to hunt any game bird or
25 game mammal, except migratory game birds and wetland game birds, on a Sunday during
26 the open season for that game bird or game mammal on:

27 1. Private property, subject to § 10–411 of this subtitle; and

28 2. Public land that is designated for Sunday hunting by the
29 Department.

30 (9) (i) This paragraph applies only in Frederick County.

1 (ii) Subject to § 10–415 of this subtitle, the Department may allow a
2 person to hunt deer on a Sunday from the first Sunday in October through the second
3 Sunday in January of the following year, inclusive, on:

- 4 1. Private property, subject to § 10–411 of this subtitle; and
5 2. Public land that is designated for Sunday hunting by the
6 Department.

7 **(10) (I) THIS PARAGRAPH APPLIES ONLY IN MONTGOMERY**
8 **COUNTY.**

9 **(II) SUBJECT TO § 10–415 OF THIS SUBTITLE, THE**
10 **DEPARTMENT MAY ALLOW A PERSON TO HUNT DEER ON A SUNDAY THROUGHOUT**
11 **THE DEER HUNTING SEASON ON:**

12 1. **PRIVATE PROPERTY, SUBJECT TO § 10–411 OF THIS**
13 **SUBTITLE; AND**

14 2. **PUBLIC LAND THAT IS DESIGNATED FOR SUNDAY**
15 **HUNTING BY THE DEPARTMENT.**

16 **(III) 1. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF**
17 **THIS SUBPARAGRAPH, THE DEPARTMENT MAY ALLOW A PERSON TO HUNT DEER ON**
18 **A SUNDAY UNDER THIS PARAGRAPH ONLY FROM 30 MINUTES BEFORE SUNRISE**
19 **UNTIL 10:30 A.M.**

20 2. **THE TIME RESTRICTIONS UNDER THIS**
21 **SUBPARAGRAPH DO NOT APPLY TO A PARTICIPANT IN THE JUNIOR DEER HUNT**
22 **UNDER § 10–405(A) OF THIS SUBTITLE.**

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
24 1, 2017. It shall remain effective for a period of 5 years and, at the end of June 30, 2022,
25 with no further action required by the General Assembly, this Act shall be abrogated and
26 of no further force and effect.