

SENATE BILL 94

M2

(8lr0101)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Environment and Transportation* —

Introduced by **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Natural Resources – Unprotected Birds** ~~– Pigeons~~ ***and Mammals***

3 FOR the purpose of adding “pigeon” to the defined term “unprotected bird” for the purposes
4 of the wildlife and hunting laws of the State; ~~prohibiting a person from shooting at a~~
5 ~~pigeon for certain purposes~~ *engaging in certain activity while hunting or pursuing*
6 *unprotected birds or mammals; prohibiting a person from conducting or participating*
7 *in a certain organized contest for which unprotected birds are launched in a certain*
8 *manner as targets for contest participants; providing for the application of certain*
9 *provisions of this Act; establishing a certain penalty for a violation of certain*
10 *provisions of this Act; making a technical correction; and generally relating to*
11 unprotected birds.

12 BY repealing and reenacting, without amendments,
13 Article – Natural Resources

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 Section 10–101(a) and 10–401(a)
 2 Annotated Code of Maryland
 3 (2012 Replacement Volume and 2017 Supplement)

4 BY repealing and reenacting, with amendments,
 5 Article – Natural Resources
 6 Section 10–101(u) *and 10–424*
 7 Annotated Code of Maryland
 8 (2012 Replacement Volume and 2017 Supplement)

9 ~~BY adding to~~
 10 ~~Article – Natural Resources~~
 11 ~~Section 10–410(q)~~
 12 ~~Annotated Code of Maryland~~
 13 ~~(2012 Replacement Volume and 2017 Supplement)~~

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

16 **Article – Natural Resources**

17 10–101.

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

19 (u) “Unprotected bird” means any English sparrow [and], **PIGEON, OR** European
 20 starling or any part, egg, offspring, or dead body of any of them.

21 10–401.

22 (a) Except for unprotected birds and game birds hunted during open season, a
 23 person may not hunt, destroy, or possess in any manner any wild bird within the State
 24 whether killed in the State or in any other state, territory, or country.

25 ~~10–410.~~

26 ~~(Q) A PERSON MAY NOT SHOOT AT A PIGEON FOR AMUSEMENT OR AS A TEST~~
 27 ~~OF SKILL IN MARKSMANSHIP, WHERE PIGEONS ARE MANUALLY OR WITH~~
 28 ~~ELECTRONIC OR MECHANICAL ASSISTANCE LAUNCHED OR OTHERWISE~~
 29 ~~IMMEDIATELY PRESENTED TO THE SHOOTER FROM A FIXED LOCATION WITHIN A~~
 30 ~~PREDEFINED SHOOTING FIELD.~~

31 10–424.

32 (A) While engaged in hunting or pursuing any wildlife OR UNPROTECTED BIRDS
 33 OR MAMMALS, a person may not:

1 (1) Carelessly or negligently shoot, wound, or kill another person; or

2 (2) Intentionally or willfully destroy or damage:

3 (i) Any real property, personal property, or farm livestock of another
4 person; or

5 (ii) A domesticated animal that is in a safety zone established under
6 § 10-410(g) of this subtitle.

7 **(B) (1) A PERSON MAY NOT CONDUCT OR PARTICIPATE IN AN ORGANIZED**
8 **CONTEST FOR PRIZES OR MONETARY AWARDS FOR WHICH UNPROTECTED BIRDS ARE**
9 **LAUNCHED BY MECHANICAL OR MANUAL MEANS AS TARGETS FOR THE CONTEST**
10 **PARTICIPANTS.**

11 **(2) THIS SUBSECTION DOES NOT APPLY:**

12 **(I) TO THE LETHAL TAKING OF UNPROTECTED BIRDS TO**
13 **PROTECT OR MANAGE PUBLIC OR PRIVATE PROPERTY, DOMESTIC ANIMALS,**
14 **LIVESTOCK, OR WILDLIFE; OR**

15 **(II) DURING AN OTHERWISE AUTHORIZED HUNTING OR DOG**
16 **TRAINING ACTIVITY.**

17 **(3) A PERSON IS SUBJECT TO A FINE OF \$25 FOR EACH UNPROTECTED**
18 **BIRD KILLED IN VIOLATION OF THIS SUBSECTION.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
20 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.