
By: **Delegates Guns and Weir**

Introduced and read first time: February 9, 2001

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Deer - Hunting Seasons - Federal Facility**

3 FOR the purpose of providing an exception to bag limits established by the
4 Department of Natural Resources for certain federal facilities; requiring the
5 Department to authorize certain federal facilities to establish their deer hunting
6 seasons and bag limits; defining a certain term; and generally relating to deer
7 hunting seasons for a federal facility.

8 BY renumbering
9 Article - Natural Resources
10 Section 10-101(f) through (aa), respectively
11 to be Section 10-101(g) through (bb), respectively
12 Annotated Code of Maryland
13 (2000 Replacement Volume)

14 BY repealing and reenacting, with amendments,
15 Article - Natural Resources
16 Section 10-101(e) and 10-409
17 Annotated Code of Maryland
18 (2000 Replacement Volume)

19 BY adding to
20 Article - Natural Resources
21 Section 10-101(e)
22 Annotated Code of Maryland
23 (2000 Replacement Volume)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
25 MARYLAND, That Section(s) 10-101(f) through (aa), respectively, of Article - Natural
26 Resources of the Annotated Code of Maryland be renumbered to be Section(s)
27 10-101(g) through (bb), respectively.

1 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
2 read as follows:

3 **Article - Natural Resources**

4 10-101.

5 (E) (1) "FEDERAL FACILITY" MEANS FEDERAL LAND IN THE STATE.

6 (2) "FEDERAL FACILITY" INCLUDES MILITARY BASES, NATIONAL
7 WILDLIFE REFUGES, AND UNITS OF THE NATIONAL PARK SYSTEM.

8 [(e)] (F) "Forest game birds and mammals" means forest game birds (ruffed
9 grouse and turkey) and forest game mammals (black bears, deer, fox squirrels,
10 excluding the Delmarva subspecies, and gray and red squirrels) or any part, egg,
11 offspring, or dead body of any of them.

12 10-409.

13 (A) [Pursuant to] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS
14 SECTION, UNDER § 10-205 of this title, the Department shall establish and publish by
15 April 25 each year the bag limits per day for game birds and mammals by regulation
16 for the ensuing year. The bag limits for ducks, geese, brant, railbirds, woodcock,
17 mergansers, doves, and snipe may conform to the federal migratory bird rules and
18 regulations adopted annually by the Secretary of Interior of the United States.

19 (B) THIS SECTION DOES NOT APPLY TO BAG LIMITS FOR DEER HUNTING ON A
20 FEDERAL FACILITY.

21 10-415.

22 (a) There are the following 3 seasons to hunt deer:

23 (1) Deer bow hunting season;

24 (2) Deer firearms season; and

25 (3) Deer muzzle loader season.

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

28 (2) Notwithstanding any requirement of law, if the designated checking
29 stations are closed in the county where a person kills a deer, a Natural Resources
30 police officer shall authorize the person to report with the deer to a designated
31 checking station in another county.

32 (c) (1) Subject to subsection (d)(3) of this section, a person with a
33 consolidated hunting license also may purchase bonus deer stamps from the
34 Department.

1 (2) A bonus deer stamp allows the person with the consolidated hunting
2 license to hunt 1 deer for each stamp purchased in any of the following hunting
3 seasons for deer in the State:

4 (i) Deer bow hunting season;

5 (ii) Deer muzzle loader season; and

6 (iii) Deer firearms season.

7 (3) The fee for each bonus deer stamp issued in accordance with this
8 subsection shall be \$5.00 for residents and \$25 for nonresidents.

9 (4) (i) The Department may establish by regulation the type and number
10 of deer stamps issued under this subsection if necessary to control the deer harvest in
11 various areas of the State.

12 (ii) 1. The Department shall establish by regulation an early
13 deer muzzle loader season on two consecutive Fridays and Saturdays in October.

14 2. The Department shall limit hunting during the second
15 weekend of the early deer muzzle loader season to antlerless deer only.

16 (d) (1) A person with a basic hunting license and any individual hunting
17 stamp also may purchase bonus deer stamps for use during any deer hunting season.

18 (2) (i) Except as provided in subparagraph (ii) of this paragraph and
19 subject to paragraph (3) of this subsection, the bonus deer stamp allows the person
20 with the basic license to hunt 1 deer in each hunting season for which the person has
21 purchased an individual hunting stamp.

22 (ii) An individual who purchases a bonus deer stamp but does not
23 use it during a particular season may use that stamp during any subsequent season
24 in that hunting license year.

25 (3) (i) The Department may issue a limited number of bonus
26 antlerless deer stamps for the purpose of regulating the harvest of antlerless deer in
27 a particular deer management region or zone.

28 (ii) The fee to apply for a bonus antlerless deer stamp is \$5 for
29 residents and \$25 for nonresidents.

30 (iii) The fee is nonrefundable if the applicant does not obtain an
31 antlerless deer stamp. If an individual obtains a bonus antlerless deer stamp, the
32 application fee for the stamp will be applied to the fee for the stamp and no additional
33 stamp fee will be required.

34 (e) A person may not remove the head or hide or any part from any deer,
35 except internal organs, or cut the meat into parts until the deer has been checked by
36 the Department or 1 of the Department's agents at a designated checking station.

1 Removal of the head or the hide of any deer not checked at a designated checking
2 station shall be prima facie evidence that the deer was hunted illegally. Each separate
3 deer or part of any deer taken illegally or found in possession shall be considered a
4 separate offense.

5 (f) Any person who, while operating a motor vehicle on any highway in the
6 State, accidentally strikes and kills a deer on the highway may have the deer if the
7 person produces visible evidence of collision with the deer to any Natural Resources
8 police officer, State law enforcement officer, or other designated representative of the
9 Secretary. The provisions of this subsection shall be applicable to deer killed by
10 collision with a motor vehicle at any time whether during the open season for killing
11 deer or during the legally closed season.

12 (g) A person may not hunt a deer while the deer is taking refuge in or
13 swimming through the waters of the State.

14 (h) The Department shall establish antlered and antlerless deer hunting
15 requirements in each deer management region to meet the goals of the Deer
16 Management Plan.

17 (I) UPON WRITTEN REQUEST FROM A FEDERAL FACILITY, THE DEPARTMENT
18 SHALL AUTHORIZE THE FEDERAL FACILITY TO ESTABLISH ITS OWN DEER HUNTING
19 SEASON AND BAG LIMITS.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2001.