

BY: Delegate Grosfeld

AMENDMENTS TO HOUSE BILL NO. 10, AS AMENDED  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Environmental Matters Committee Amendments (HB0010/560518/1), in line 3 of Amendment No. 1, strike “requiring” and substitute “authorizing”; and in line 5, after “circumstance;” insert “providing for the duration of the permits;”.

AMENDMENT NO. 2

On page 2 of the bill, in line 32, strike “(A)”; and in line 37, strike “TO ADDRESS THE MANAGEMENT AND CONTROL OF NUISANCE BEARS.”.

On pages 1 and 2 of the Environmental Matters Committee Amendments, in Amendment No. 2, strike beginning with “THE” on page 1, in line 4, down through “PROGRAM” on page 2, in line 11, and substitute:

“(A) THERE IS A BLACK BEAR MANAGEMENT PERMIT PROGRAM IN THE DEPARTMENT.”.

On page 2 of the Environmental Matters Committee Amendments, in Amendment No. 2, strike beginning with “THERE” in line 14 down through “(C)” in line 16; in line 16, strike “SHALL” and substitute “MAY”; in line 20, strike “ACTUAL” and substitute “SUBSTANTIAL”; and in line 23, after “A”, insert “DIRECT”.

On page 3 of the Environmental Matters Committee Amendments, in Amendment No. 2, strike in their entirety lines 2 through 4, inclusive, and substitute:

“(C) THE DEPARTMENT MAY AUTHORIZE THE HARVEST OF A BLACK BEAR ON A SITE OTHER THAN THE PROPERTY THAT IS THE SUBJECT OF THE PERMIT IF:

(Over)

(1) THE HARVEST SITE IS ADJACENT TO THAT PROPERTY;  
(2) THE OWNER OF THE ADJACENT PROPERTY HAS GIVEN PRIOR WRITTEN CONSENT TO THE PERMIT APPLICANT; AND

(3) THE FOLLOWING HAVE BEEN DEMONSTRATED:

(I) A SUBSTANTIAL LIKELIHOOD THAT THE BLACK BEAR WILL BE FOUND ON THE ADJACENT PROPERTY; AND

(II) 1. SUBSTANTIAL DAMAGE TO THE ADJACENT PROPERTY, INCLUDING AGRICULTURAL PRODUCTS, CAUSED BY A BLACK BEAR ON THE PROPERTY; OR

2. A THREAT OF HARM TO HUMAN LIFE OR ANIMALS ON THE ADJACENT PROPERTY THAT CAN BE ESTABLISHED AS A DIRECT RESULT OF BLACK BEAR ACTIVITY.

(D) A PERMIT ISSUED UNDER THIS SECTION SHALL REMAIN EFFECTIVE FOR 21 DAYS AFTER THE STARTING DATE STATED IN THE PERMIT.

(2) A PERMIT MAY BE EXTENDED FOR A SINGLE ADDITIONAL PERIOD OF 7 DAYS.”.