

ENROLLED BILL

-- Environmental Matters/Education, Health, and Environmental Affairs -- --

Introduced by **Delegate Edwards**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Natural Resources - Nonresident Junior ~~Hunting License~~ Establishment**
3 **Hunting Licenses - Types and Fees**

4 FOR the purpose of establishing a nonresident junior hunting license; establishing a
5 certain fee for the license; altering the fee for a certain license; eliminating
6 certain reciprocal license provisions with certain states; providing for
7 compensation for designated persons who sell the license; and generally relating
8 to the establishment of the nonresident junior hunting license *nonresident*
9 *hunting licenses*.

10 BY repealing and reenacting, without amendments,
11 Article - Natural Resources
12 Section 10-301(a) and (b)
13 Annotated Code of Maryland
14 (2000 Replacement Volume and 2004 Supplement)

15 BY repealing and reenacting, with amendments,

1 Article - Natural Resources
2 Section 10-301(f) and (g)
3 Annotated Code of Maryland
4 (2000 Replacement Volume and 2004 Supplement)

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

7 **Article - Natural Resources**

8 10-301.

9 (a) To provide a fund to pay the expense of protecting and managing wildlife,
10 and preventing unauthorized persons from hunting them, a person may not hunt or
11 attempt to hunt during open season and in any permitted manner any game birds and
12 mammals in the State without first having procured either a resident or nonresident
13 hunter's license. A person may not hunt or attempt to hunt nongame birds and
14 mammals in Baltimore County or Frederick County without first obtaining a license.
15 A permanent resident of a government reservation may obtain a resident hunter's
16 license.

17 (b) The following persons are not required to obtain a hunter's license or
18 bonus antlered deer stamp:

19 (1) With respect to hunting on farmland only:

20 (i) The resident owner of the farmland and the owner's spouse,
21 children, and children's spouse;

22 (ii) A tenant and the tenant's spouse, children, and, if residing on
23 the farmland, children's spouse. A tenant is a person holding land under a lease, or a
24 sharecropper who resides in a dwelling on the land, but a tenant does not include any
25 employee of the owner or tenant; and

26 (iii) A nonresident owner of a parcel of farmland and the owner's
27 spouse, children, and children's spouse if:

28 1. The parcel of farmland is located in Maryland and an
29 adjacent state;

30 2. The owner's primary residence is on the parcel of
31 farmland; and

32 3. The adjacent state extends similar privileges to a resident
33 of Maryland;

34 (2) Any resident serving in the armed forces of the United States while
35 on leave in the State, during the resident's leave period, if, while hunting, the resident
36 possesses a copy of the resident's official leave order; and

1 (3) Any unarmed person participating in an organized foxhunt.

2 (f) (1) There shall be the following types of hunting licenses in the State:

3 (i) A resident hunting license that enables the purchaser to hunt
 4 all legal game birds and mammals during any appropriate season in Maryland
 5 without the purchase of additional stamps, unless the purchaser is hunting migratory
 6 game birds or deer during bow and arrow season or black powder season. To hunt
 7 migratory game birds the purchaser must also buy a Maryland migratory game bird
 8 stamp and to hunt wild waterfowl the purchaser must buy both a Maryland migratory
 9 game bird stamp and a federal migratory bird hunting and conservation stamp. To
 10 hunt deer during bow and arrow season and black powder season the purchaser must
 11 also purchase a bow and arrow or black powder stamp.

12 (ii) A nonresident hunting license that enables the purchaser to
 13 hunt all legal game birds and mammals during any appropriate season without the
 14 purchase of additional stamps unless the purchaser is hunting migratory game birds
 15 or deer during bow and arrow season or black powder season. This license enables the
 16 purchaser to hunt migratory game birds only with the purchase of a Maryland
 17 migratory game bird stamp and to hunt wild waterfowl only with the purchase of both
 18 a Maryland migratory game bird stamp and a federal migratory bird hunting and
 19 conservation stamp. This license enables the purchaser to hunt deer during bow and
 20 arrow season and black powder season only with the purchase of a nonresident bow
 21 and arrow or black powder stamp.

22 (iii) A nonresident 3-day hunting license that enables the purchaser
 23 to hunt all legal game birds and mammals except deer and turkey for the 3
 24 consecutive legal hunting days in a single season that are specified on the license by
 25 the issuing agent. The purchaser must also purchase a Maryland migratory game
 26 bird stamp to hunt migratory game birds and a federal migratory bird hunting and
 27 conservation stamp to hunt wild waterfowl with this license. Under no circumstance
 28 does this license authorize the purchaser to hunt deer and turkey.

29 (2) Residents may purchase a senior hunting license beginning in the
 30 calendar year in which they attain the age of 65.

31 (3) A nonresident of any age must purchase either a nonresident hunting
 32 license or a nonresident 3-day hunting license to hunt in the State.

33 (4) The fees for hunting licenses are according to the following schedule:

34 (i) Resident, junior, under the age of 16 years \$ 10.50

35 (ii) Resident, regular, at least 16 years old and under the age of 65
 36 years \$ 24.50

37 (iii) Resident, senior, at least 65 years old \$ 5.00

38 (iv) ~~Except as provided in subparagraph (v) of this paragraph,~~
 39 [nonresident basic] NONRESIDENT, REGULAR, AT LEAST 16 YEARS OLD \$ 130.00

1 (↖) ~~[Nonresident basic hunting license,] NONRESIDENT, REGULAR,~~
 2 ~~AT LEAST 16 YEARS OLD, the greater of the fee charged by the nonresident's home~~
 3 ~~state for a similar basic hunting license or the fee applicable to residents of the~~
 4 ~~following states:~~

5 1. ~~Delaware \$ 86.00~~

6 2. ~~Pennsylvania \$ 101.00~~

7 3. ~~Virginia \$ 120.00~~

8 4. ~~West Virginia \$ 135.00.~~

9 (↗) (V) NONRESIDENT, JUNIOR, UNDER THE AGE OF 16
 10 YEARS \$ 65.00

11 (VII) (VI) Complimentary license authorized to be issued under
 12 § 10-303 of this subtitle No fee

13 [(vii)] (VIII) (VII) Nonresident 3-day hunting license \$ 45.00

14 (5) The fees for individual hunting stamps are according to the following
 15 schedule:

16 (i) Bow and arrow stamp \$ 6.00

17 (ii) Nonresident bow and arrow stamp \$ 25.00

18 (iii) Black powder stamp \$ 6.00

19 (iv) Nonresident black powder stamp \$ 25.00

20 (v) Maryland migratory game bird stamp \$ 9.00

21 (vi) Resident bonus antlered deer stamp \$ 10.00

22 (vii) Nonresident bonus antlered deer stamp for each type of deer
 23 hunting season \$ 25

24 (g) The person designated to sell the hunting licenses and individual hunting
 25 stamps shall issue the hunting licenses and individual hunting stamps and collect the
 26 fee prescribed in subsection (f) of this section. A hunting license may not be issued to
 27 any person under the age of 16 years without the written consent of the person's
 28 parent or guardian. The Department shall furnish the hunting licenses and
 29 individual hunting stamps to the designated person. The issuing person shall
 30 countersign the license, and retain the duplicate copy of the license. The duplicate
 31 copies and money collected every month shall be mailed to the Department on the
 32 first day of the succeeding month each year. The designated person who sells and
 33 issues the hunting licenses and individual hunting stamps shall retain as
 34 compensation 75 cents for each resident senior hunting license and individual
 35 hunting stamp sold and issued and shall retain as compensation \$1.50 for each

1 resident junior, NONRESIDENT JUNIOR, resident regular, nonresident REGULAR,
2 [hunting license] and nonresident 3-day HUNTING license sold and issued.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2005.