
By: **Delegates Haddaway and Eckardt**
Introduced and read first time: January 26, 2006
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 8, 2006

CHAPTER _____

1 AN ACT concerning

2 **Hunting Licenses - Exemptions from License and Stamp Requirement**

3 FOR the purpose of ~~adding to the list of eligible persons for exemptions from a~~
4 ~~hunting license requirement; allowing certain relatives of an owner of farmland~~
5 ~~to hunt without a license~~ altering the list of individuals eligible for exemptions
6 from a certain requirement for a hunting license and stamp; including certain
7 additional stamps in the exemption; defining a certain term; making stylistic
8 changes; and generally relating to the exceptions to the hunting license and
9 stamp requirement.

10 ~~BY repealing and reenacting, without amendments,~~

11 BY renumbering
12 Article - Natural Resources
13 ~~Section 10-301(a)~~
14 Section 10-301(c) through (n), respectively
15 to be Section 10-301(d) through (o), respectively
16 Annotated Code of Maryland
17 (2000 Replacement Volume and 2005 Supplement)

18 BY adding to
19 Article - Natural Resources
20 Section 10-301(a)
21 Annotated Code of Maryland
22 (2000 Replacement Volume and 2005 Supplement)

23 BY repealing and reenacting, with amendments,

1 Article - Natural Resources
 2 Section 10-301~~(b)~~(a) and (b)
 3 Annotated Code of Maryland
 4 (2000 Replacement Volume and 2005 Supplement)

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 6 MARYLAND, That ~~the Laws of Maryland read as follows: Section(s) 10-301(c)~~
 7 through (n), respectively, of Article - Natural Resources of the Annotated Code of
 8 Maryland be renumbered to be Section(s) 10-301(d) through (o), respectively.

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

11 **Article - Natural Resources**

12 10-301.

13 (A) IN THIS SECTION, "CHILD" INCLUDES:

14 (1) FOSTER CHILD;

15 (2) FOSTER GRANDCHILD;

16 (3) GRANDCHILD;

17 (4) STEPCHILD; AND

18 (5) STEPGRANDCHILD.

19 ~~(a)~~ (B) To provide a fund to pay the expense of protecting and managing
 20 wildlife, and preventing unauthorized persons from hunting them, a person may not
 21 hunt or attempt to hunt during open season and in any permitted manner any game
 22 birds and mammals in the State without first having procured either a resident or
 23 nonresident hunter's license. A person may not hunt or attempt to hunt nongame
 24 birds and mammals in Baltimore County or Frederick County without first obtaining
 25 a license. A permanent resident of a government reservation may obtain a resident
 26 hunter's license.

27 ~~(b)~~ (C) (1) The EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
 28 SUBSECTION, THE following persons are not required to obtain a hunter's license,
 29 BOW AND ARROW STAMP, BLACK POWDER STAMP, or bonus antlered deer stamp:

30 ~~(+)~~ (I) With respect to hunting on farmland only:

31 ~~(+)~~ 1. The resident owner of the farmland and the owner's
 32 spouse, [children, and children's spouse] AND CHILD, INCLUDING FOSTER OR
 33 STEPCHILD, CHILD'S SPOUSE, GRANDCHILD, INCLUDING FOSTER OR
 34 STEPGRANDCHILD, PARENT, OR SIBLING;

1 (ii) 2. A tenant and the tenant's spouse; [children, and, if
 2 residing on the farmland, children's spouse] ~~AND CHILD, AND IF RESIDING ON THE~~
 3 ~~FARMLAND, CHILD'S SPOUSE~~. A tenant is a person holding land under a lease, or a
 4 sharecropper who resides in a dwelling on the land, but a tenant does not include any
 5 employee of the owner or tenant; and

6 (iii) 3. A nonresident owner of a parcel of farmland and the
 7 owner's spouse; [children, and children's spouse] ~~AND CHILD, AND IF RESIDING ON~~
 8 ~~THE FARMLAND, CHILD'S SPOUSE~~ if:

9 1- A. The parcel of farmland is located in Maryland and an
 10 adjacent state;

11 2- B. The owner's primary residence is on the parcel of
 12 farmland; and

13 3- C. The adjacent state extends similar privileges to a
 14 resident of Maryland;

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

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

19 (2) IN ORDER TO QUALIFY FOR THE LICENSE AND STAMP EXEMPTION IN
 20 ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, A CHILD MUST BE
 21 ELIGIBLE TO PURCHASE A JUNIOR RESIDENT OR JUNIOR NONRESIDENT HUNTING
 22 LICENSE.

23 SECTION ~~2.~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take
 24 effect October 1, 2006.