
By: **Montgomery County Delegation**
Introduced and read first time: February 9, 2006
Assigned to: Environmental Matters

Committee Report: Favorable
House action: Adopted
Read second time: March 21, 2006

CHAPTER_____

1 AN ACT concerning

2 **Montgomery County - Deer Hunting on Private Lands - Sundays**
3 **MC 602-06**

4 FOR the purpose of removing Montgomery County from the list of counties in which
5 deer hunting on private lands on certain Sundays is prohibited; requiring the
6 Department of Natural Resources to conduct certain studies and submit certain
7 reports to certain legislative committees and delegations on or before certain
8 dates; providing for the termination of this Act; and generally relating to deer
9 hunting on private lands on Sundays.

10 BY repealing and reenacting, with amendments,
11 Article - Natural Resources
12 Section 10-410(a)
13 Annotated Code of Maryland
14 (2000 Replacement Volume and 2005 Supplement)

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

17 **Article - Natural Resources**

18 10-410.

19 (a) (1) Except as provided in paragraphs (2) and (3) of this subsection, a
20 person may not hunt any game bird or mammal on Sundays.

1 (2) The following persons may hunt the specified game birds and
2 mammals on Sundays:

3 (i) A person using State certified raptors to hunt game birds or
4 mammals during open season;

5 (ii) An unarmed person participating in an organized fox chase to
6 chase foxes;

7 (iii) Provided that the provisions of § 10-906(b)(3) of this title are
8 met, a person:

9 1. Using a regulated shooting ground under § 10-906 of this
10 title to hunt the following pen-reared game birds:

11 A. Pheasants;

12 B. Bobwhite quail;

13 C. Chukar partridge;

14 D. Hungarian partridge;

15 E. Tower released flighted mallard ducks; and

16 F. Turkey on a regulated shooting ground that was permitted
17 to release turkey before September 1, 1992; and

18 2. Having the written permission of the owner of the land or
19 other person designated by the owner of the land, if the land is owned or leased by a
20 person other than the person hunting on Sundays; and

21 (iv) Subject to the provisions of § 10-411 of this subtitle, in
22 Dorchester County, a person hunting deer on private property with a bow and arrow
23 during open season on the last three Sundays in October and the second Sunday in
24 November.

25 (3) Provided that the provisions of § 10-415 of this title are met and
26 subject to paragraph (4) of this subsection, the Department may allow a person to
27 hunt deer on private property on the first Sunday of:

28 (i) The bow hunting season in November; and

29 (ii) The deer firearms season.

30 (4) The Sunday deer hunting provisions under paragraph (3) of this
31 subsection do not apply:

32 (i) In Anne Arundel, Baltimore, Carroll, Frederick, Harford,
33 Howard, [Montgomery,] Prince George's, Somerset, Wicomico, and Worcester
34 counties; and

1 (ii) In Baltimore City.

2 SECTION 2. AND BE IT FURTHER ENACTED, That, on or after September
3 30, 2007, the Department of Natural Resources shall conduct a study by December 31,
4 2007, on the effectiveness of Sunday hunting as a means of reducing the deer
5 population, and reducing the threat to public health and safety caused by the
6 overpopulation of deer in Montgomery County. In accordance with § 2-1246 of the
7 State Government Article, the Department of Natural Resources shall report the
8 findings of the study to the House Environmental Matters Committee, the Senate
9 Education, Health, and Environmental Affairs Committee, and the Montgomery
10 County House and Senate Delegations on or before December 31, 2007.

11 SECTION 3. AND BE IT FURTHER ENACTED, That, on or after September
12 30, 2008, the Department of Natural Resources shall compile a final report on the
13 effectiveness of Sunday hunting as a means of reducing the deer population in
14 Montgomery County by December 31, 2008. The final report shall incorporate and
15 compare the results and findings of the 2007 study required under Section 2 of this
16 Act, with any results and findings of Sunday deer hunting in Montgomery County
17 that occurs in 2008, noting any differences between the two years. The final report
18 shall also include any additional recommendations to improve the effectiveness of
19 reducing the deer population and of reducing the threat to public health and safety
20 caused by the overpopulation of deer in Montgomery County. In accordance with §
21 2-1246 of the State Government Article, the Department of Natural Resources shall
22 submit the report to the House Environmental Matters Committee, the Senate
23 Education, Health, and Environmental Affairs Committee, and the Montgomery
24 County House and Senate Delegations on or before December 31, 2008.

25 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2006. It shall remain effective for a period of 2 years and 3 months and, at
27 the end of December 31, 2008, with no further action required by the General
28 Assembly, this Act shall be abrogated and of no further force and effect.