

---

By: **Senator Colburn**

Introduced and read first time: February 3, 2006

Assigned to: Education, Health, and Environmental Affairs

---

Committee Report: Favorable

Senate action: Adopted with floor amendments

Read second time: March 9, 2006

---

CHAPTER\_\_\_\_\_

1 AN ACT concerning

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

3 FOR the purpose of altering the list of individuals eligible for exemptions from a  
4 certain requirement for a hunting license and stamp; including certain  
5 additional stamps in the exemption; defining a certain term; making stylistic  
6 changes; and generally relating to the exceptions to the hunting license and  
7 stamp requirement.

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

14 BY adding to  
15 Article - Natural Resources  
16 Section 10-301(a)  
17 Annotated Code of Maryland  
18 (2000 Replacement Volume and 2005 Supplement)

19 BY repealing and reenacting, with amendments,  
20 Article - Natural Resources  
21 Section 10-301(a) and (b)  
22 Annotated Code of Maryland  
23 (2000 Replacement Volume and 2005 Supplement)

1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 2 MARYLAND, That Section(s) 10-301(c) through (n), respectively, of Article - Natural  
 3 Resources of the Annotated Code of Maryland be renumbered to be Section(s)  
 4 10-301(d) through (o), respectively.

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

7 **Article - Natural Resources**

8 10-301.

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

- 10 (1) FOSTER CHILD;  
 11 (2) FOSTER GRANDCHILD;  
 12 (3) GRANDCHILD;  
 13 (4) STEPCHILD; AND  
 14 (5) STEPGRANDCHILD.

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

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

26 ~~{(1)}~~ ~~(1)~~ With respect to hunting on farmland only:

27 ~~{(i)}~~ ~~1.~~ The resident owner of the farmland and the owner's  
 28 spouse[, children, and children's spouse] ~~AND CHILD, CHILD, AND CHILD'S SPOUSE;~~

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

1                   {(iii)} 3. A nonresident owner of a parcel of farmland and the  
2 owner's spouse[, children, and children's spouse] ~~AND CHILD, CHILD, AND CHILD'S~~  
3 SPOUSE if:

4                                   {1.} ~~A.~~The parcel of farmland is located in Maryland and an  
5 adjacent state;

6                                   {2.} ~~B.~~The owner's primary residence is on the parcel of  
7 farmland; and

8                                   {3.} ~~C.~~The adjacent state extends similar privileges to a  
9 resident of Maryland;

10                   {(2)} ~~(H)~~ Any resident serving in the armed forces of the United States  
11 while on leave in the State, during the resident's leave period, if, while hunting, the  
12 resident possesses a copy of the resident's official leave order; and

13                   {(3)} ~~(H)~~ Any unarmed person participating in an organized foxhunt.

14                   (2) ~~IN ORDER TO QUALIFY FOR THE LICENSE AND STAMP EXEMPTION IN~~  
15 ~~ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, A CHILD MUST BE~~  
16 ~~ELIGIBLE TO PURCHASE A JUNIOR RESIDENT OR JUNIOR NONRESIDENT HUNTING~~  
17 ~~LICENSE.~~

18       SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 October 1, 2006.