

SENATE BILL 271

M2

(7lr1589)

ENROLLED BILL

— *Education, Health, and Environmental Affairs / Environmental Matters* —

Introduced by ~~Senator Edwards~~ Senators Edwards and Colburn, Colburn, Middleton, and Stoltzfus

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.

President.

CHAPTER _____

1 AN ACT concerning

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

3 FOR the purpose of expanding the exemption from the hunting license and stamp
4 requirement for hunting on farmland to include certain spouses and certain
5 persons who live on, work on, or manage the farmland; and generally relating to
6 the exemptions for the hunting license and stamp requirement.

7 BY repealing and reenacting, without amendments,
8 Article – Natural Resources
9 Section 10–301(a) and (b)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 Annotated Code of Maryland
2 (2000 Replacement Volume and 2006 Supplement)

3 BY repealing and reenacting, with amendments,
4 Article – Natural Resources
5 Section 10–301(c)
6 Annotated Code of Maryland
7 (2000 Replacement Volume and 2006 Supplement)

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

10 **Article – Natural Resources**

11 10–301.

12 (a) In this section, “child” includes:

- 13 (1) Foster child;
14 (2) Foster grandchild;
15 (3) Grandchild;
16 (4) Stepchild; and
17 (5) Stepgrandchild.

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

26 (c) (1) Except as provided in paragraph (2) of this subsection, the
27 following persons are not required to obtain a hunter’s license, bow and arrow stamp,
28 black powder stamp, or bonus antlered deer stamp:

29 (i) With respect to hunting on farmland only:

1 1. The resident owner of the farmland and the owner's
2 spouse ~~and~~, child, **AND CHILD'S SPOUSE**;

3 2. A tenant and the tenant's spouse ~~and~~, child, **AND**
4 **CHILD'S SPOUSE**. A tenant is a person holding land under a lease, or a sharecropper
5 who resides in a dwelling on the land, but a tenant does not include any employee of
6 the owner or tenant; and

7 3. A nonresident owner of a parcel of farmland and the
8 owner's spouse ~~and~~, child, **AND CHILD'S SPOUSE** if:

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

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

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

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

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

19 (2) (I) [In] **EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF**
20 **THIS PARAGRAPH, IN** order to qualify for the license and stamp exemption in
21 accordance with paragraph (1) of this subsection, a child **OR CHILD'S SPOUSE** must be
22 eligible to purchase a junior resident or junior nonresident hunting license.

23 (II) **IF A CHILD OR CHILD'S SPOUSE IS INELIGIBLE TO**
24 **PURCHASE A JUNIOR RESIDENT OR JUNIOR NONRESIDENT HUNTING LICENSE,**
25 **THE CHILD OR CHILD'S SPOUSE SHALL QUALIFY FOR THE LICENSE AND STAMP**
26 **EXEMPTION IF THE CHILD OR CHILD'S SPOUSE ~~LIVES ON, WORKS ON, OR~~**
27 **MANAGES THE FARMLAND:**

28 **1. LIVES ON THE FARMLAND;**

29 **2. WORKED ON THE FARMLAND FOR 30 OR MORE**
30 **DAYS DURING THE PRIOR 12-MONTH PERIOD; OR**

1 **3. MANAGES THE FARMLAND.**

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 July 1, 2007.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.