

CHAPTER 319

(Senate Bill 271)

AN ACT concerning

Hunting – Exemptions from License and Stamp Requirement

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

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–301(a) and (b)
Annotated Code of Maryland
(2000 Replacement Volume and 2006 Supplement)

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

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

Article – Natural Resources

10–301.

- (a) In this section, “child” includes:
- (1) Foster child;
 - (2) Foster grandchild;
 - (3) Grandchild;
 - (4) Stepchild; and

(5) Stepgrandchild.

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

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

(i) With respect to hunting on farmland only:

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

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

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

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

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

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

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

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

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

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

1. LIVES ON THE FARMLAND;

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

3. MANAGES THE FARMLAND.

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

Approved by the Governor, May 8, 2007.