

HOUSE BILL 1233

M2

9lr1160

By: **Delegates O'Donnell, Bohanan, Proctor, and Wood**

Introduced and read first time: February 13, 2009

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Wild Waterfowl Hunting – Calvert and St. Mary's Counties**

3 FOR the purpose of altering certain distances a person must be from shore when
4 hunting wild waterfowl by certain methods in certain waters of Calvert and St.
5 Mary's counties; and generally relating to hunting wild waterfowl in the waters
6 of Calvert and St. Mary's counties.

7 BY repealing and reenacting, with amendments,
8 Article – Natural Resources
9 Section 10–604(d), 10–605(c), and 10–606(d)
10 Annotated Code of Maryland
11 (2007 Replacement Volume and 2008 Supplement)

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

14 **Article – Natural Resources**

15 10–604.

16 (d) (1) **[A] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
17 **SUBSECTION, A** person hunting wild waterfowl while standing in water on the
18 natural bottom shall be at least 800 yards from shore including shore emerging at
19 mean low water except in the waters of the Potomac River, in the waters of the
20 Susquehanna Flats, in the waters of Harford [and], Baltimore, **CALVERT, AND ST.**
21 **MARY'S** counties, or while hunting at a licensed stationary blind or blind site.

22 (2) A person hunting wild waterfowl while standing in water on the
23 natural bottom shall be at least 400 yards from shore, including shore emerging at
24 mean low water, in the following areas:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (i) The waters of the Susquehanna Flats;
- 2 (ii) The tidal waters of the Potomac River that the Department
3 by regulation prescribes for hunting under subsection (a) of this section; and
- 4 (iii) The waters of Harford [and], Baltimore, **CALVERT, AND**
5 **ST. MARY'S** counties that the Department by regulation prescribes for hunting under
6 subsection (a) of this section.

7 **(3) WITHIN THE BOUNDARIES OF A MUNICIPAL CORPORATION IN**
8 **CALVERT OR ST. MARY'S COUNTIES, A PERSON HUNTING WILD WATERFOWL**
9 **WHILE STANDING IN WATER ON THE NATURAL BOTTOM SHALL BE AT LEAST 800**
10 **YARDS FROM SHORE, INCLUDING SHORE EMERGING AT MEAN LOW WATER.**

11 10-605.

12 (c) (1) **[A] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
13 **SUBSECTION, A** person hunting wild waterfowl from a boat that is drifting or being
14 sculled shall be at least 800 yards from shore including shore emerging at mean low
15 water except in the waters of the Potomac River, in the waters of the Susquehanna
16 Flats, in the waters of Harford [and], Baltimore, **CALVERT, AND ST. MARY'S**
17 counties, in Conococheague Creek, and in the Monocacy River.

18 (2) A person hunting wild waterfowl from a boat that is drifting or
19 being sculled shall be at least 400 yards from shore, including shore emerging at mean
20 low water, in the following areas:

- 21 (i) The waters of the Susquehanna Flats;
- 22 (ii) The tidal waters of the Potomac River that the Department
23 by regulation prescribes for hunting under subsection (a)(4) of this section; and
- 24 (iii) The waters of Harford [and], Baltimore, **CALVERT, AND**
25 **ST. MARY'S** counties that the Department by regulation prescribes for hunting under
26 subsection (a)(4) of this section.

27 **(3) WITHIN THE BOUNDARIES OF A MUNICIPAL CORPORATION IN**
28 **CALVERT OR ST. MARY'S COUNTIES, A PERSON HUNTING WILD WATERFOWL**
29 **FROM A BOAT THAT IS DRIFTING OR BEING SCULLED SHALL BE AT LEAST 800**
30 **YARDS FROM SHORE, INCLUDING SHORE EMERGING AT MEAN LOW WATER.**

31 10-606.

32 (d) (1) **[A] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
33 **SUBSECTION, A** person hunting wild waterfowl from a boat that is anchored shall be
34 at least 800 yards from shore including shore emerging at mean low water except in

1 the waters of the Potomac River, in the waters of the Susquehanna Flats, in the
2 waters of Harford [and], Baltimore, **CALVERT, AND ST. MARY'S** counties, or unless
3 anchored at a licensed offshore stationary blind or blind site.

4 (2) A person hunting wild waterfowl from a boat that is anchored shall
5 be at least 400 yards from shore, including shore emerging at mean low water, in the
6 following areas:

7 (i) The waters of the Susquehanna Flats;

8 (ii) The tidal waters of the Potomac River that the Department
9 by regulation prescribes for hunting under subsection (a)(4) of this section; and

10 (iii) The waters of Harford [and], Baltimore, **CALVERT, AND**
11 **ST. MARY'S** counties that the Department by regulation prescribes for hunting under
12 subsection (a)(4) of this section.

13 (3) **WITHIN THE BOUNDARIES OF A MUNICIPAL CORPORATION IN**
14 **CALVERT OR ST. MARY'S COUNTIES, A PERSON HUNTING WILD WATERFOWL**
15 **FROM A BOAT THAT IS ANCHORED SHALL BE AT LEAST 800 YARDS FROM SHORE,**
16 **INCLUDING SHORE EMERGING AT MEAN LOW WATER.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2009.