

HB0502/420412/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 502
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 3 down through “conditions” in line 11 and substitute “authorizing, in certain counties, the Department of Natural Resources to allow a person to hunt deer on private property on certain Sundays”; in line 12, strike “Damage” and substitute “Management”; in line 14, strike “defining a certain term” and substitute “stating the intent of the General Assembly that the Department evaluate certain deer hunting opportunities on certain public lands for certain purposes; authorizing, in St. Mary’s County, a person who holds a certain permit to hunt deer with a shotgun on private property during certain months; providing for the termination of certain provisions of this Act”; strike beginning with “in” in line 15 down through “counties” in line 16; after line 16, insert:

“BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10-410(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2009 Supplement)”;

in line 19, strike “10-408.2 and”; and strike in their entirety lines 22 through 26, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 2 on page 2 through line 4 on page 3, inclusive.

On page 3, after line 4, insert:

(Over)

“10–410.

(a) (1) Except as provided in paragraphs (2), [and] (3), AND (5) of this subsection, a person may not hunt any game bird or mammal on Sundays.

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

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

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

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

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

A. Pheasants;

B. Bobwhite quail;

C. Chukar partridge;

D. Hungarian partridge;

E. Tower released flighted mallard ducks; and

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

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

(iv) Subject to the provisions of § 10-411 of this subtitle, in Dorchester, Frederick, [St. Mary's,] Somerset, Washington, Wicomico, and Worcester counties, a person hunting deer on private property with a bow and arrow during open season on the last three Sundays in October and the second Sunday in November.

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

(i) The bow hunting season in November; and

(ii) The deer firearms season.

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

(i) In Baltimore, CALVERT, Carroll, CHARLES, Howard, [and] Prince George's, AND ST. MARY'S counties; and

(ii) In Baltimore City.

(5) (I) THIS PARAGRAPH APPLIES ONLY IN CALVERT COUNTY, CHARLES COUNTY, AND ST. MARY'S COUNTY.

(II) SUBJECT TO §§ 10-411 AND 10-415 OF THIS SUBTITLE, THE DEPARTMENT MAY ALLOW A PERSON TO HUNT DEER ON PRIVATE

PROPERTY FROM THE FIRST SUNDAY IN OCTOBER THROUGH THE SECOND SUNDAY IN JANUARY OF THE FOLLOWING YEAR, INCLUSIVE.”.

AMENDMENT NO. 3

On page 3, in line 5, strike “(3)” and substitute:

“10-415.

(D) (1)”;

in line 6, strike “DAMAGE” and substitute “MANAGEMENT”; in line 7, after “COUNTY” insert “, ISSUED IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE DEPARTMENT,”; and after line 8, insert:

“(2) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE DEPARTMENT EVALUATE POTENTIAL DEER HUNTING OPPORTUNITIES ON PUBLIC LANDS MANAGED BY THE DEPARTMENT IN CALVERT COUNTY, CHARLES COUNTY, AND ST. MARY’S COUNTY TO:

(I) MINIMIZE THE IMPACT OF CROP DAMAGE CAUSED BY DEER ON AGRICULTURAL LANDS; AND

(II) MAINTAIN A LOCAL DEER POPULATION APPROPRIATE FOR THE NATURAL ENVIRONMENT.”;

and strike in their entirety lines 9 and 10 and substitute:

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

Article – Natural Resources

10-415.

(D) (3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN ST. MARY’S COUNTY, A PERSON WHO HOLDS A VALID DEER MANAGEMENT PERMIT ISSUED IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE DEPARTMENT MAY HUNT DEER WITH A SHOTGUN ON PRIVATE PROPERTY DURING THE MONTHS OF SEPTEMBER AND OCTOBER.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010. Section 2 of this Act shall remain effective for a period of 6 months and, at the end of December 31, 2010, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”.