

SENATE BILL 847

M2

0lr2781

By: **Senators Kittleman, Astle, Brinkley, Colburn, Harris, and Jacobs**

Introduced and read first time: February 11, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted with floor amendments

Read second time: March 23, 2010

CHAPTER _____

1 AN ACT concerning

2 **Hunting Licenses – Exemption for Disabled Armed Forces Members**

3 FOR the purpose of creating an exemption from the requirement to obtain a hunting
4 license ~~under certain circumstances~~ for a person who serves in the armed forces
5 and has a service-connected disability; ~~providing that the exemption applies~~
6 ~~only to hunting on private property~~; requiring a person who hunts under the
7 exemption to possess certain identification; and generally relating to
8 exemptions from the requirement to obtain a hunting license.

9 BY repealing and reenacting, without amendments,
10 Article – Natural Resources
11 Section 10–301(b)
12 Annotated Code of Maryland
13 (2007 Replacement Volume and 2009 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Natural Resources
16 Section 10–301(c)(1)
17 Annotated Code of Maryland
18 (2007 Replacement Volume and 2009 Supplement)

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

21 **Article – Natural Resources**

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.



1 10-301.

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

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

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

14 1. The resident owner of the farmland and the owner's
15 spouse, child, and child's spouse;

16 2. A tenant and the tenant's spouse, child, and child's
17 spouse. A tenant is a person holding land under a lease, or a sharecropper who resides
18 in a dwelling on the land, but a tenant does not include any employee of the owner or
19 tenant; and

20 3. A nonresident owner of a parcel of farmland and the
21 owner's spouse, child, and child's spouse if:

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

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

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

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

31 (iii) ~~WITH RESPECT TO HUNTING ON PRIVATE PROPERTY,~~
32 ~~ANY ANY PERSON SERVING IN THE ARMED FORCES OF THE UNITED STATES~~
33 ~~WHO HAS A SERVICE-CONNECTED DISABILITY, IF, WHILE HUNTING, THE PERSON~~
34 ~~POSSESSES VALID MILITARY IDENTIFICATION; AND~~

1 (IV) Any unarmed person participating in an organized foxhunt.

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 July 1, 2010.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.