

SENATE BILL 844

M2

5lr2090
CF HB 1181

By: **Senators Young and Hough**

Introduced and read first time: February 23, 2015

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Deer Management Permit – Use of Rifles**

3 FOR the purpose of authorizing an individual in Frederick County who holds a Deer
4 Management Permit to use a certain rifle to harvest deer throughout the year,
5 including all deer hunting seasons; authorizing an agent of a permittee in Frederick
6 County to use a rifle to harvest deer throughout the year with a certain exception
7 and to harvest deer in a deer firearms season only by using the weapon approved for
8 that season; defining a certain term; requiring the Department to adopt certain
9 regulations; making a technical correction; providing for the effective date of certain
10 provisions of this Act; providing for the termination of certain provisions of this Act;
11 and generally relating to Deer Management Permits.

12 BY repealing and reenacting, with amendments,
13 Article – Natural Resources
14 Section 10–415(d)
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2014 Supplement)

17 BY adding to
18 Article – Natural Resources
19 Section 10–415(d)
20 Annotated Code of Maryland
21 (2012 Replacement Volume and 2014 Supplement)
22 (As enacted by Chapter 574 of the Acts of the General Assembly of 2014)

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

25 **Article – Natural Resources**

26 10–415.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (d) (1) In this subsection, “Deer Management Permit” means a permit issued
 2 by the Department authorizing the holder to hunt deer outside of deer hunting season for
 3 the purpose of preventing damage to crops.

4 (2) (I) In Charles County and St. Mary’s County, an individual who
 5 holds a Deer Management Permit may:

6 [(i)] 1. Use a shotgun approved by the Department to hunt deer
 7 throughout deer season in the locations and under the conditions set forth in the permit;
 8 and

9 [(ii)] 2. Hunt deer on State agricultural crop land located in
 10 Charles County and St. Mary’s County to the same extent as the person is authorized under
 11 the Deer Management Permit to hunt on private land in Charles County and St. Mary’s
 12 County.

13 [(3)] (II) The Department may not require an individual who holds a Deer
 14 Management Permit in Charles County or St. Mary’s County to apply for renewal more
 15 than once every 3 years.

16 [(4)] (III) The Department may not authorize an individual in Charles
 17 County or St. Mary’s County to hunt deer on Sundays under a Deer Management Permit.

18 [(5)] (3) To protect public safety and welfare, the Department may:

19 (i) Terminate the deer hunting season established under subsection
 20 (a)(2) of this section; and

21 (ii) Restrict the lands on which an individual may hunt deer.

22 (4) (I) **THIS PARAGRAPH APPLIES ONLY IN FREDERICK COUNTY.**

23 (II) **SUBJECT TO THE CONDITIONS SET FORTH IN A DEER**
 24 **MANAGEMENT PERMIT, A PERMITTEE MAY USE A RIFLE APPROVED BY THE**
 25 **DEPARTMENT TO HARVEST DEER THROUGHOUT THE YEAR, INCLUDING ALL DEER**
 26 **HUNTING SEASONS.**

27 (III) **AN AGENT OF A PERMITTEE MAY:**

28 1. **EXCEPT AS PROVIDED IN ITEM 2 OF THIS**
 29 **SUBPARAGRAPH, USE A RIFLE TO HARVEST DEER THROUGHOUT THE YEAR; AND**

30 2. **HARVEST DEER IN A DEER FIREARMS SEASON ONLY**
 31 **BY USING THE WEAPON APPROVED FOR THAT SEASON.**

1 **(IV) THE DEPARTMENT SHALL ADOPT REGULATIONS TO**
2 **IMPLEMENT THIS SUBSECTION.**

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

5 **Article – Natural Resources**

6 10–415.

7 **(D) (1) IN THIS SUBSECTION, “DEER MANAGEMENT PERMIT” MEANS A**
8 **PERMIT ISSUED BY THE DEPARTMENT AUTHORIZING THE HOLDER TO HARVEST**
9 **DEER OUTSIDE OF DEER HUNTING SEASON FOR THE PURPOSE OF PREVENTING**
10 **DAMAGE TO CROPS.**

11 **(2) (I) THIS PARAGRAPH APPLIES ONLY IN FREDERICK COUNTY.**

12 **(II) SUBJECT TO THE CONDITIONS SET FORTH IN A DEER**
13 **MANAGEMENT PERMIT, A PERMITTEE MAY USE A RIFLE APPROVED BY THE**
14 **DEPARTMENT TO HARVEST DEER THROUGHOUT THE YEAR, INCLUDING ALL DEER**
15 **HUNTING SEASONS.**

16 **(III) AN AGENT OF A PERMITTEE MAY:**

17 **1. EXCEPT AS PROVIDED IN ITEM 2 OF THIS**
18 **SUBPARAGRAPH, USE A RIFLE TO HARVEST DEER THROUGHOUT THE YEAR; AND**

19 **2. HARVEST DEER IN A DEER FIREARMS SEASON ONLY**
20 **BY USING THE WEAPON APPROVED FOR THAT SEASON.**

21 **(IV) THE DEPARTMENT SHALL ADOPT REGULATIONS TO**
22 **IMPLEMENT THIS SUBSECTION.**

23 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take
24 effect on the taking effect of the termination provision specified in Section 2 of Chapter 574
25 of the Acts of the General Assembly of 2014. If that termination provision takes effect,
26 Section 1 of this Act shall be abrogated and of no further force and effect. This Act may not
27 be interpreted to have any effect on that termination provision.

28 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions of
29 Section 3 of this Act, this Act shall take effect July 1, 2015.