

Department of Legislative Services
Maryland General Assembly
2018 Session

FISCAL AND POLICY NOTE
Third Reader

House Bill 172 (Montgomery County Delegation)
Environment and Transportation Education, Health, and Environmental Affairs

Montgomery County - Archery Hunting Safety Zone - Position of Archery
Hunter
MC 24-18

This bill repeals the requirement for an archery hunter in Montgomery County to use a tree stand when hunting in specified areas within the “safety zone” of a dwelling house, residence, church, school, or other building or camp occupied by human beings. Instead, the bill requires an archery hunter in Montgomery County to be in an elevated position that allows the hunter to shoot in a downward trajectory when hunting within 50 to 100 yards of a dwelling house, residence, church, school, or other building or camp occupied by human beings. **The bill takes effect July 1, 2018.**

Fiscal Summary

State Effect: The bill is not expected to materially affect State operations or finances.

Local Effect: The bill is not expected to materially affect local operations or finances.

Small Business Effect: Minimal or none.

Analysis

Current Law: Generally, a person, other than the owner or occupant, may not shoot or discharge any firearm or other deadly weapon within a specified area within 150 yards, known as the “safety zone,” of a dwelling house, residence, church, or other building or camp occupied by human beings without the specific advance permission of the owner or occupant. Also, a person, other than the owner or occupant, may not shoot at any animal

while it is within the safety zone without the specific advance permission of the owner or occupant.

For archery hunters in Calvert, Carroll, Frederick, Harford, Montgomery, and St. Mary's counties, the safety zone extends for 50 yards from a dwelling house, residence, church, or other building or camp occupied by human beings. For archery hunters in Anne Arundel County, the safety zone extends for 100 yards from a dwelling house, residence, church, or other building or camp occupied by human beings. An archery hunter in Harford and Montgomery counties must use a tree stand when hunting within 50 to 100 yards of a dwelling house, residence, church, or any other building or camp occupied by human beings.

A person, while hunting for any wild bird or mammal, may not shoot or discharge any firearm within 300 yards of a school during school hours or when a school-approved activity is taking place.

During any open hunting season, a person, other than the owner or occupant, may not hunt or chase willfully any animal within the safety zone without the specific advance permission of the owner or occupant.

Background: Chapter 443 of 2017 decreased the archery hunting safety zone size in Montgomery County from 100 yards to 50 yards. The Act also required an archery hunter in the county to use a tree stand when hunting within 50 to 100 yards of specified occupied structures.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Montgomery County; Department of Natural Resources; Department of Legislative Services

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