

HOUSE BILL 355

M2

1lr1483

By: **Delegates Schulz, Afzali, Aumann, Boteler, Clagett, Cluster, Frank, Hershey, Hogan, Hough, McDermott, Minnick, Myers, Ready, Serafini, Smigiel, and Weir**

Introduced and read first time: February 3, 2011

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources – Hunting – Junior Deer Hunt**

3 FOR the purpose of requiring the Department of Natural Resources to establish by
4 regulation and by a certain date each year a junior deer hunt to occur on certain
5 days during the bow hunting season; prohibiting the regulations from
6 authorizing the junior deer hunt to occur on certain Sundays in certain counties;
7 authorizing certain persons who are under a certain age to participate in the
8 junior deer hunt under certain circumstances; authorizing a person who
9 participates in the junior deer hunt to use a firearm to hunt deer during the
10 hunt; establishing a certain exception to the prohibition against Sunday deer
11 hunting; and generally relating to the regulation of hunting.

12 BY repealing and reenacting, with amendments,
13 Article – Natural Resources
14 Section 10–405(a) and 10–410(a)
15 Annotated Code of Maryland
16 (2007 Replacement Volume and 2010 Supplement)

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

19 **Article – Natural Resources**

20 10–405.

21 (a) (1) Pursuant to § 10–205 of this title, the Department shall establish
22 by regulation and publish by July 1 each year the open season to hunt forest and
23 upland game birds and mammals.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) Except as provided under § 10–410 of this subtitle, the Department
2 may not authorize hunting on a Sunday.

3 **(3) (I) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS**
4 **SUBPARAGRAPH, THE DEPARTMENT SHALL ESTABLISH BY REGULATION BY**
5 **JULY 1 OF EACH YEAR A JUNIOR DEER HUNT TO OCCUR ON A SATURDAY AND**
6 **SUNDAY ON THE SAME WEEKEND DURING THE BOW HUNTING SEASON.**

7 **2. THE REGULATIONS ADOPTED UNDER THIS**
8 **SUBPARAGRAPH MAY NOT AUTHORIZE THE JUNIOR DEER HUNT TO OCCUR ON A**
9 **SUNDAY IN A COUNTY IN WHICH BOW HUNTING IS NOT AUTHORIZED FOR THAT**
10 **SUNDAY.**

11 **(II) A PERSON MAY PARTICIPATE IN THE JUNIOR DEER**
12 **HUNT IF THE PERSON:**

13 **1. IS 16 YEARS OF AGE OR YOUNGER;**

14 **2. POSSESSES A VALID HUNTING LICENSE OR IS**
15 **EXEMPT FROM HUNTING LICENSE REQUIREMENTS; AND**

16 **3. IS ACCOMPANIED BY A PERSON WHO:**

17 **A. IS AT LEAST 21 YEARS OF AGE;**

18 **B. POSSESSES A VALID HUNTING LICENSE OR IS**
19 **EXEMPT FROM HUNTING LICENSE REQUIREMENTS; AND**

20 **C. IS NOT IN POSSESSION OF A FIREARM, A BOW, OR**
21 **ANY OTHER HUNTING DEVICE.**

22 **(III) A PERSON WHO PARTICIPATES IN THE JUNIOR DEER**
23 **HUNT MAY USE A FIREARM TO HUNT DEER ON THE DAYS OF THE HUNT.**

24 10–410.

25 (a) (1) Except as provided in paragraphs (2), (3), [and] (4), AND **(6)** of this
26 subsection, a person may not hunt any game bird or mammal on Sundays.

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

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

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

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

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

7 A. Pheasants;

8 B. Bobwhite quail;

9 C. Chukar partridge;

10 D. Hungarian partridge;

11 E. Tower released flighted mallard ducks; and

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

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

17 (iv) Subject to the provisions of § 10–411 of this subtitle, in
18 Allegany, Calvert, Charles, Dorchester, Frederick, Garrett, St. Mary's, Somerset,
19 Talbot, Washington, Wicomico, and Worcester counties, a person hunting deer on
20 private property with a bow and arrow or crossbow during open season on the last
21 three Sundays in October and the second Sunday in November; and

22 (v) Except on Easter Sunday, in Allegany County and Garrett
23 County, a person hunting turkey on the last Sunday in April and the first Sunday in
24 May.

25 (3) Subject to the provisions of § 10–415 of this subtitle, in Calvert
26 County, Charles County, and St. Mary's County, a person may hunt deer on private
27 property on:

28 (i) The first Sunday of the bow hunting season in November;
29 and

30 (ii) Each Sunday in the deer firearms season.

31 (4) Provided that the provisions of § 10–415 of this subtitle are met
32 and subject to paragraph (5) of this subsection, the Department may allow a person to
33 hunt deer on private property on the first Sunday of:

1 (i) The bow hunting season in November; and

2 (ii) The deer firearms season.

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

5 (i) In Baltimore, Carroll, Howard, and Prince George's counties;
6 and

7 (ii) In Baltimore City.

8 **(6) A PERSON WHO IS 16 YEARS OF AGE OR YOUNGER MAY HUNT**
9 **DEER WITH A FIREARM ON A SUNDAY THROUGH PARTICIPATION IN THE JUNIOR**
10 **DEER HUNT ESTABLISHED UNDER § 10-405(A) OF THIS SUBTITLE.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 June 1, 2011.