

HOUSE BILL 68

M2

(71r0649)

ENROLLED BILL

— Environment and Transportation/Education, Health, and Environmental Affairs —

Introduced by ~~Delegate Carey~~ Delegates Carey and Metzgar, Metzgar, and Simonaire

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Hunting and Fishing – ~~Complimentary~~ Discounted Licenses – Purple Heart**
3 **Recipients**

4 FOR the purpose of ~~authorizing the Department of Natural Resources to issue a~~
5 ~~complimentary angler's license, Chesapeake Bay and coastal sport fishing license, or~~
6 ~~hunting license and any associated State issued stamps or permits to a State~~
7 ~~resident who is a recipient~~ requiring the Department of Natural Resources to
8 ~~establish~~ implement certain programs to provide certain discounted ~~angler's licenses~~
9 ~~and trout stamps, Chesapeake Bay and coastal sport fishing licenses, and hunting~~
10 ~~licenses and associated State issued licenses, stamps, and permits to State~~
11 Maryland residents who are recipients of the Purple Heart award ~~Award~~; requiring
12 the Department to submit a certain report to the Governor and the General
13 Assembly on or before a certain date; providing for the termination of this Act;
14 making certain stylistic changes; and generally relating to ~~complimentary~~

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.

Italics indicate opposite chamber/conference committee amendments.



discounted hunting and fishing licenses for recipients of the Purple Heart ~~award~~
Award.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section ~~4-604(f)~~, 4-607, ~~4-745(e)~~ 4-745(a) and (e), 10-301(g), and 10-303

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Natural Resources~~

~~Section 4-745(a)(1)~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2016 Supplement)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That the Laws of Maryland read as follows:

Article – Natural Resources

4-604.

(f) (1) [The] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE
following annual license fees shall apply:

(i) Resident \$20.50

(ii) Subject to paragraph (2)(ii) of this subsection, short-term license
valid for 7 consecutive days from date of issuance..... \$7.50

(iii) Resident and nonresident blind persons..... No fee

(iv) Complimentary license No fee

(2) For a nonresident:

(i) The fee for an annual angler's license is the greater of:

1. \$30.50; or

2. A fee equal to the fee charged a Maryland resident by the
nonresident's home state for a similar license; and

(ii) The fee for a short-term license valid for 7 consecutive days from
the date of issuance is the greater of:

1. \$7.50; or

1 2. *A fee equal to the fee charged a Maryland resident by the*
2 *nonresident's home state for a license that permits an equal number of days of fishing or the*
3 *next higher number of days as permitted by the Maryland license.*

4 (iii) *The fee for a short-term license valid for 3 consecutive days from*
5 *the date of issuance is the greater of:*

6 1. \$5; or

7 2. *A fee equal to the fee charged a Maryland resident by the*
8 *nonresident's home state for a license that permits an equal number of days of fishing or the*
9 *next higher number of days as permitted by the Maryland license.*

10 (3) **THE DEPARTMENT SHALL IMPLEMENT A PROGRAM TO PROVIDE**
11 **DISCOUNTED ANGLER'S LICENSES AND TROUT STAMPS TO MARYLAND RESIDENTS**
12 **WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.**

13 (4) (i) *All fees collected by the Department under this section may only*
14 *be used in accordance with § 4-208 of this title.*

15 (ii) *The Department shall publicly report annually the amounts*
16 *collected and the expenditures under this section.*

17 4-607.

18 (a) (1) The Department may issue annually a complimentary angler's license
19 to the President of the United States, the governor of any state, and any official of the game
20 and fish department of any other state.

21 (2) The Department may issue a lifetime complimentary angler's license to
22 any Maryland resident who certifies that the resident is a former prisoner of war or 100%
23 service connected disabled American veteran.

24 ~~(3) **THE DEPARTMENT MAY ISSUE A COMPLIMENTARY ANGLER'S**~~
25 ~~**LICENSE AND TROUT STAMP TO A MARYLAND RESIDENT WHO IS A RECIPIENT SHALL**~~
26 ~~**ESTABLISH A PROGRAM TO PROVIDE DISCOUNTED ANGLER'S LICENSES AND TROUT**~~
27 ~~**STAMPS TO STATE RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART**~~
28 ~~**AWARD.**~~

29 (b) Not more than 20 complimentary ANGLER'S licenses for each state other than
30 Maryland shall be outstanding at any time.

31 (c) A complimentary ANGLER'S license is not transferable and shall be issued
32 without a fee.

(d) For the purposes of this section, “former prisoner of war” means a person who, while serving in the active military, naval, or air service of the United States, was forcibly detained or interned in the line of duty by an enemy government or its agents, or a hostile force, during a period of armed conflict.

4–745.

(a) (1) Except as provided in subsections (c) and (d) of this section and § 4–217 of this title, a person may not fish for finfish in the Chesapeake Bay or in its tributaries up to tidal boundaries or in State waters of the Atlantic Ocean and the Atlantic coastal bays and their tributaries without first obtaining a Chesapeake Bay and coastal sport fishing license or registration issued under subsection (d)(3) of this section and possessing the license or registration.

(2) The license may be obtained from the Department or from any authorized agent of the Department.

(3) [The] SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, THE following annual license fees shall apply:

(i) Resident \$15

(ii) Short-term resident license valid for 7 consecutive days from date of issue.....\$6

(iii) For a short-term nonresident license valid for 7 consecutive days from date of issue.....\$12

(iv) Nonresident..... \$22.50

(v) Resident and nonresident blind persons..... No fee

(vi) Complimentary license under subsection (e) of this section.....No fee

(4) THE DEPARTMENT SHALL IMPLEMENT A PROGRAM TO PROVIDE DISCOUNTED CHESAPEAKE BAY AND COASTAL SPORT FISHING LICENSES TO MARYLAND RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.

[(3)] (5) Except as provided in subsection (d)(1) of this section, every Chesapeake Bay and coastal sport fishing license and registration shall be valid for 1 year following the date of issuance.

[(4)] (6) An applicant for a license issued under this section shall provide all the information requested by the Department.

(e) (1) In this subsection, “former prisoner of war” means a person who, while serving in the active military, naval, or air service of the United States, was forcibly detained or interned in the line of duty by an enemy government or its agents, or a hostile force, during a period of armed conflict.

(2) ~~(H)~~ The Department may issue a lifetime complimentary Chesapeake Bay and coastal sport fishing license to any Maryland resident who certifies that the resident is a former prisoner of war or a 100% service connected disabled American veteran.

~~(H) THE DEPARTMENT MAY ISSUE A COMPLIMENTARY CHESAPEAKE BAY AND COASTAL SPORT FISHING LICENSE TO A MARYLAND RESIDENT WHO IS A RECIPIENT SHALL ESTABLISH A PROGRAM TO PROVIDE DISCOUNTED CHESAPEAKE BAY AND COASTAL SPORT FISHING LICENSES TO STATE RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.~~

(3) A complimentary CHESAPEAKE BAY AND COASTAL SPORT FISHING license is not transferable.

(4) The Department may issue annually a complimentary Chesapeake Bay and coastal sport fishing license to the President of the United States, the governor of any state, and any official of the game and fish department of any other state.

(5) Not more than 20 complimentary CHESAPEAKE BAY AND COASTAL SPORT FISHING licenses for each state other than Maryland shall be outstanding at any time.

10-301.

(g) (1) There shall be the following types of hunting licenses in the State:

(i) A resident hunting license that enables the purchaser to hunt all legal game birds and mammals during any appropriate season in Maryland without the purchase of additional stamps, unless the purchaser is hunting migratory game birds or deer during bow and arrow season or black powder season. To hunt migratory game birds the purchaser must also buy a Maryland migratory game bird stamp and to hunt wild waterfowl the purchaser must buy both a Maryland migratory game bird stamp and a federal migratory bird hunting and conservation stamp. To hunt deer during bow and arrow season and black powder season the purchaser must also purchase a bow and arrow or black powder stamp.

(ii) A nonresident hunting license that enables the purchaser to hunt all legal game birds and mammals during any appropriate season without the purchase of additional stamps unless the purchaser is hunting migratory game birds or deer during bow and arrow season or black powder season. This license enables the purchaser to hunt migratory game birds only with the purchase of a Maryland migratory game bird stamp

and to hunt wild waterfowl only with the purchase of both a Maryland migratory game bird stamp and a federal migratory bird hunting and conservation stamp. This license enables the purchaser to hunt deer during bow and arrow season and black powder season only with the purchase of a nonresident bow and arrow or black powder stamp.

(iii) A nonresident 3-day hunting license that enables the purchaser to hunt all legal game birds and mammals except deer and turkey for the 3 consecutive legal hunting days in a single season that are specified on the license by the issuing agent. The purchaser must also purchase a Maryland migratory game bird stamp to hunt migratory game birds and a federal migratory bird hunting and conservation stamp to hunt wild waterfowl with this license. Under no circumstance does this license authorize the purchaser to hunt deer and turkey.

(2) Residents and nonresidents may purchase a senior hunting license beginning in the calendar year in which they attain the age of 65.

(3) A nonresident of any age must purchase either a nonresident hunting license or a nonresident 3-day hunting license to hunt in the State.

(4) [The] **SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION, THE** fees for hunting licenses are according to the following schedule:

(i) Resident, junior, under the age of 16 years..... \$ 10.50

(ii) Resident, regular, at least 16 years old and under the age of 65 years.....\$ 24.50

(iii) Resident, senior, at least 65 years old..... \$ 5.00

(iv) Nonresident, regular, at least 16 years old.....\$ 130.00

(v) Nonresident, junior, under the age of 16 years..... \$ 32.50

(vi) Nonresident, senior, at least 65 years old..... \$ 65.00

(vii) Complimentary license authorized to be issued under § 10-303 of this subtitle.....No fee

(viii) Nonresident 3-day hunting license..... \$ 45.00

(5) The fees for individual hunting stamps are according to the following schedule:

(i) Bow and arrow stamp..... \$ 6.00

(ii) Nonresident bow and arrow stamp..... \$ 25.00

1	(iii)	<i>Black powder stamp.....</i>	<i>\$ 6.00</i>
2	(iv)	<i>Nonresident black powder stamp.....</i>	<i>\$ 25.00</i>
3	(v)	<i>Maryland migratory game bird stamp.....</i>	<i>\$ 9.00</i>
4	(vi)	<i>Resident bonus antlered deer stamp.....</i>	<i>\$ 10.00</i>
5	(vii)	<i>Nonresident bonus antlered deer stamp for each type of deer</i>	
6		<i>hunting season.....</i>	<i>\$ 25</i>

(6) THE DEPARTMENT SHALL ESTABLISH A PROGRAM TO PROVIDE DISCOUNTED HUNTING LICENSES AND ANY ASSOCIATED STATE-ISSUED STAMPS OR PERMITS TO MARYLAND RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.

10-303.

(a) (1) The Department annually may issue a complimentary [hunter's] HUNTING license to the President of the United States, the governor of any state, or an official or an enforcement officer of the game and fish management agency of another state which reciprocally offers complimentary hunting licenses.

(2) (i) The Department may issue a lifetime complimentary [hunter's] HUNTING license to a Maryland resident who certifies that the resident is a former prisoner of war or 100% service connected disabled American veteran.

(ii) The Department may issue a lifetime complimentary [hunter's] HUNTING license to an out-of-state person who certifies that the person is a former prisoner of war or a 100% service connected disabled American veteran if the person's state of residence extends similar privileges to former prisoners of war or 100% service connected disabled American veterans of this State.

~~**(3) THE DEPARTMENT MAY ISSUE A COMPLIMENTARY HUNTING LICENSE AND ANY ASSOCIATED STATE-ISSUED STAMP OR PERMIT TO A MARYLAND RESIDENT WHO IS A RECIPIENT SHALL ESTABLISH A PROGRAM TO PROVIDE DISCOUNTED HUNTING LICENSES AND ANY ASSOCIATED STATE-ISSUED STAMPS OR PERMITS TO STATE RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.**~~

~~[(3)]~~ **(4)** A complimentary license is not transferable.

(b) For the purposes of this section, "former prisoner of war" means a person who, while serving in the active military, naval, or air service of the United States, was forcibly

1 detained or interned in the line of duty by an enemy government or its agents, or a hostile
2 force, during a period of armed conflict.

3 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31,
4 2019, the Department of Natural Resources shall report to the Governor and, in accordance
5 with § 2-1246 of the State Government Article, the General Assembly on the number of
6 discounted angler's licenses and trout stamps, Chesapeake Bay and coastal sport fishing
7 licenses, and hunting licenses and associated State-issued stamps and permits issued to
8 recipients of the Purple Heart award under this Act.

9 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
10 1, 2017. It shall remain effective for a period of 3 years and, at the end of June 30, 2020,
11 with no further action required by the General Assembly, this Act shall be abrogated and
12 of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.