

CHAPTER 193.

(House Bill 35)

AN ACT to repeal and re-enact, with amendments, Section 21(e) of Article 99 of the Annotated Code of Maryland (1943 Supplement), title "Birds, Game and Inland Water Fish," sub-title "Upland and Migratory Game Birds and Game Animals", and Sections 65(a) and 66 of said Article, sub-title "Raccoon, Opossum and Skunk", clarifying the provisions of said sections.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 21(e) of Article 99 of the Annotated Code of Maryland (1943 Supplement), title "Birds, Game and Inland Water Fish," sub-title "Upland and Migratory Game Birds and Game Animals," Sections 65(a) and 66 of said Article, sub-title "Raccoon, Opossum and Skunk", be and they are hereby repealed and re-enacted, with amendments, to read as follows:

21(e). It shall be unlawful to hunt any game at night time, except raccoon and opossum. The words "night time" shall be construed to mean the time beginning with sunset until sunrise the following day; the time stated by calendar of hour of sunrise and sunset. It shall be unlawful to hunt any game, except raccoon and opossum, mentioned herein by use of automobile lights, spotlight, or a light of any description. It shall be unlawful to hunt, pursue or kill any upland game of any species, except deer, by means of any automatic loading or hand-operated repeating shotgun capable of holding more than three shells, the magazine of which has not been cut off or plugged with a one-piece metal or wooden filler incapable of removal through the loading end thereof so as to reduce the capacity of said gun to not more than three shells at any one time in the magazine and chamber combined. Provided, however, a 22 caliber rifle or bow and arrow shall be termed as lawful weapons for the hunting of upland game, except it shall be unlawful to hunt elk or deer with a rifle using cartridges giving a muzzle energy of less than 1200 foot pounds.

65(a). No person shall between February 1 and October 31, inclusive, shake or throw out of any tree or den any raccoon or opossum. Every person hunting raccoon or opossum must have a hunter's license for the current year in possession and tag displayed on outer garment.

66. Any person or persons found guilty before any Justice of the Peace of this State of violating any provisions of