

[(j) No open season in Cecil County.—Repealed by Acts 1959, ch. 226.]

196A. Hunting deer at night.

It is unlawful to hunt deer at night-time. The words "night-time" shall be construed to mean the time beginning with [sunset until] *one-half hour after sunset until one-half hour before sunrise* the following day, the time stated by the calendar of hour of sunrise and sunset, AS PUBLISHED IN THE DEPARTMENT'S *HUNTER'S GUIDE*.

It shall be unlawful for any person, or one or more of a group of persons together, to throw or cast the rays of a spotlight, headlight, or artificial light or battery or other contrivance or device, on any highway or in any field, woodland, or forest while having in his or their possession, or under his or their control, a firearm or other implement by which any deer could be killed, even though such game be not shot at, injured or killed. The provisions of this subsection shall not be construed to apply where the headlight of a motor vehicle operated by any person or persons while traveling on a highway in the usual way, cast a light upon such game on or adjacent to such highway and there was no attempt or intent to locate such game, however, provided that nothing in this subsection shall apply to the hunting of raccoon or opossum during the lawful open season.

[Any person violating this section shall be fined not less than two hundred dollars (\$200.00) nor more than five hundred dollars (\$500.00) and costs for each and every offense and may receive a fifteen day jail sentence for the first offense, and shall receive a thirty day jail sentence for any subsequent offense. Any person who fails to pay the fine so imposed shall stand committed to jail until the fine and costs have been paid, but such imprisonment for failing to pay the fine shall not exceed sixty days. The provisions of this section shall not apply to Montgomery County relating to penalties.]

Any person violating any of the provisions of this Section shall be deemed guilty of a misdemeanor and upon conviction before any court of competent jurisdiction of this State shall be fined not less than \$100.00 nor more than ~~\$500.00~~ \$2,000.00 and costs for each and every offense, or be imprisoned for not less than 30 days or both fined and imprisoned in the discretion of the court and shall have his hunting license revoked and shall be denied the privilege of hunting in Maryland for not less than two (2) nor more than five (5) years. In addition to such fine or fines and other penalties all ~~vehicles~~, spot lights, artificial lights, or batteries or other contrivances or devices to spot or locate or hunt for said game, and all firearms, bow and arrows, and/or devices capable of killing a deer found in or on such vehicle or in possession of such person so convicted, or used in violation of provisions of this Section, shall be confiscated and disposed of by the Director as he may deem advisable for the best interest of the State.

197. Killing of deer damaging crops.

Any property owner upon whose property a deer or deer are damaging crops at any time of year, may make application to any [Game