

(E) HUNTING AT NIGHTTIME PROHIBITED. - A PERSON MAY NOT HUNT WILD WATERFOWL IN THE STATE AT NIGHTTIME IN ANY MANNER WHETHER FROM THE SHORE OR OTHERWISE. A PERSON MAY NOT POSSESS AT NIGHTTIME ANY GUN OR LIGHT USED FOR HUNTING WILD WATERFOWL IN OR NEAR THE VICINITY OF FEEDING AND RESTING GROUNDS. ANY GUN OR LIGHT FOUND IN POSSESSION SHALL BE PRIMA FACIE EVIDENCE OF INTENTION OF A VIOLATION OF THIS SECTION, AND THE LIGHT SHALL BE CONFISCATED AND TURNED OVER TO THE SECRETARY.

REVISOR'S NOTE: Subsection (a) is new language derived from Article 66C, section 163 of the Code and set forth here to distinguish it from the definition of nighttime given in proposed section 10-101(1).

Subsection (b) presently appears as Article 66C, section 163.

The only other changes made are in style.

10-603. SHOOTING WILD WATERFCWL RESTING ON LAND OR WATER PROHIEITED; EXCEPTION.

A PERSON MAY NOT SHOOT ANY WILD WATERFOWL RESTING ON LAND OR WATER. HOWEVER, A PERSON WHO WOUNDS AND CRIPPLES ANY WILD WATERFCWL MAY SHOOT IT.

REVISOR'S NOTE: This section is new language derived from a similar provision in Article 66C, section 151(a) of the Code. New language is added to better express the legislative intent which is to allow a person to shoot a crippled bird which has been previously wounded by him.

10-604. RESTRICTIONS RELATING TO WEAPCNS FOR HUNTING WILD WATERFOWL.

(A) PERMITTED FIREARMS. - DURING OPEN SEASON, A PERSON MAY HUNT WILD WATERFOWL WITH A SHOTGUN FIRED FROM THE SHOULDER. THE SHOTGUN MAY NOT BE LARGER THAN A TEN GAUGE OR LOADED WITH SHOT LARGER THAN THAT KNOWN AS "B-E".

(B) PROHIBITED FIREARMS. -

(1) A PERSON MAY NOT HUNT ANY WILD WATERFOWL WITH AN AUTOMATIC LOADING OR HAND OPERATED REPEATING SHOTGUN CAPABLE OF HOLDING MORE THAN THREE