

language is added in this and subsequent subsections to indicate that the law enforcement officers may obtain a warrant consistent with the provisions of section 1-204. All references to game are proposed for deletion because a similar provision appears in Title 10. The present provision relating to execution of the warrant is proposed for deletion and a reference to Rule 707 of the Maryland Rules of Procedure and the Maryland District Rules is substituted therefor. This substitution merely codifies the present department practice and does not change the statutory meaning substantively because Natural Resources Police officers have all the powers and authorities of State police officers. The only other changes made are in style.

4-1204. SEARCH WITHOUT WARRANT; WARRANTLESS SEARCH OF AUTOMOBILE; EXCEPTIONS.

(A) SEARCH WITHOUT WARRANT. - IF A NATURAL RESOURCES POLICE OFFICER OR ANY LAW ENFORCEMENT OFFICER HAS PROBABLE CAUSE TO BELIEVE THAT ANY FISH OR DEVICE IS POSSESSED, IN VIOLATION OF THIS TITLE, AND IT IS NOT POSSIBLE OR FEASIBLE TO SECURE A SEARCH WARRANT IN TIME TO SEIZE THE FISH OR DEVICE, THEN HE MAY EXAMINE WITHOUT A WARRANT ANY BOAT, RAILWAY CAR, BOX, CRATE, PACKAGE, OR GAME BAG.

(B) WARRANTLESS SEARCH OF AUTOMOBILES. - IN THIS EVENT, A NATURAL RESOURCES POLICE OFFICER, IN UNIFORM OR ACCOMPANIED BY UNIFORMED POLICE OFFICER, MAY STOP AND SEARCH AN AUTOMOBILE, ANY VEHICLE, OR TRAILER FOR THE PURPOSE OF EXAMINING THE FISH BAG. HE ALSO MAY DETERMINE WHETHER THE PERSON HAS AN APPROPRIATE LICENSE.

(C) EXCEPTIONS. - HOWEVER, THIS SECTION DOES NOT PERMIT ENTERING A DWELLING HOUSE WITHOUT FIRST PROCURING A SEARCH WARRANT.

REVISOR'S NOTE: Subsections (a) and (b) presently appear as Article 66C, section 121(b) of the Code. New language is added to refer to all licenses issued pursuant to the provisions of Title 4 instead of only an angler's license. New language is added pursuant to Chapter 348, Acts of 1972, to