

Occurred: As a result of Ch. 418, Acts of 2002.

Article 28 - Maryland-National Capital Park and Planning Commission

5-113.1.

(a) (1) In this section the following words have the meanings indicated.

[(b) (1)] (2) "Animal" means any bird or mammal or any part, egg, offspring, or dead body part of any of them.

[(2)] (3) "Hunt" means to pursue, capture, catch, kill, gig, trap, shoot, or attempt to pursue, capture, kill, gig, trap, or shoot, or in any manner reduce any bird or mammal to personal possession.

[(c)] (B) A person may not hunt any animal on property owned by, operated by, or leased by the Commission without prior written authorization from the Commission.

[(d)] (C) For the purpose of this section, each animal taken illegally by hunting, offered for purchase, sold, bartered, or exchanged in excess of the bag limit or possessed illegally constitutes a separate violation.

[(e)] (D) (1) A person who violates this section is guilty of a misdemeanor and on conviction is subject to:

(i) For a first violation, a fine not exceeding \$1,500, with costs imposed at the discretion of the court; and

(ii) For each subsequent violation, imprisonment not exceeding 1 year or a fine not exceeding \$4,000 or both, with costs imposed at the discretion of the court.

(2) For the purpose of this subsection, a subsequent violation is a violation which:

(i) Occurs within 2 years after any prior violation of this section; and

(ii) Arises out of a separate set of circumstances.

(3) In addition to the penalties in paragraph (1)(ii) of this subsection, the court may order the license under which the person operated in the commission of the violation to be suspended for 12 months from the date of the subsequent conviction.

[(f)] (E) (1) The Commission may adopt rules and regulations necessary for the administration and enforcement of this section.

(2) Violation of any regulation adopted by the Commission under this subsection is a misdemeanor and is punishable as provided in subsection [(e)](D) of this section.

[(g)] (F) (1) The Chief Judge of the District Court of Maryland may establish, by administrative regulation under the provisions of § 1-605 of the Courts