

SENATE BILL 327

M1, M2

6lr1438
CF 6lr1811

By: **Senator Simonaire**

Introduced and read first time: January 27, 2016

Assigned to: Judicial Proceedings and Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources Police – Conditions of Sentencing, Probation, Parole, or**
3 **Mandatory Release Supervision – Database**

4 FOR the purpose of requiring the Maryland Judiciary to notify the Department of Natural
5 Resources of any person who is subject to a condition of sentencing or probation that
6 specifically prohibits the person from engaging in any identified activity on the
7 waters of the State or any recreational or commercial hunting or fishing activity;
8 requiring the Department of Public Safety and Correctional Services to notify the
9 Department of Natural Resources of any person who is subject to any terms and
10 conditions of parole or mandatory release supervision that specifically prohibit the
11 person from engaging in any identified activity on the waters of the State or any
12 recreational or commercial hunting or fishing activity; requiring the Department of
13 Natural Resources to establish and maintain a certain database of the persons
14 reported by the Maryland Judiciary and the Department of Public Safety and
15 Correctional Services as subject to certain conditions of sentencing, probation,
16 parole, or mandatory release supervision and to ensure that the database is
17 immediately available to Natural Resources police officers; and generally relating to
18 the establishment and maintenance of a Natural Resources police database of
19 persons subject to certain conditions of sentencing, probation, parole, or mandatory
20 release supervision.

21 BY repealing and reenacting, without amendments,
22 Article – Natural Resources
23 Section 1–201.1
24 Annotated Code of Maryland
25 (2012 Replacement Volume and 2015 Supplement)

26 BY adding to
27 Article – Natural Resources
28 Section 1–211
29 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2012 Replacement Volume and 2015 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Natural Resources

1–201.1.

(a) There is a Natural Resources Police Force in the Department that serves as a public safety agency with statewide authority to enforce conservation, boating, and criminal laws.

(b) The responsibilities of the Natural Resources Police Force include:

(1) Providing maritime and rural search and rescue services;

(2) Providing public education in hunting, boating, and water safety;

(3) Providing primary law enforcement services for State parks, State forests, wildlife management areas, and public lands owned and managed by the Department; and

(4) Serving as the lead agency for maritime homeland security on State waterways.

1–211.

(A) (1) THE MARYLAND JUDICIARY SHALL NOTIFY THE DEPARTMENT OF ANY PERSON WHO IS SUBJECT TO A CONDITION OF SENTENCING OR PROBATION THAT SPECIFICALLY PROHIBITS THE PERSON FROM ENGAGING IN:

**(I) ANY IDENTIFIED ACTIVITY ON THE WATERS OF THE STATE;
OR**

**(II) ANY RECREATIONAL OR COMMERCIAL HUNTING OR
FISHING ACTIVITY.**

(2) THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES SHALL NOTIFY THE DEPARTMENT OF ANY PERSON WHO IS SUBJECT TO ANY TERMS AND CONDITIONS OF PAROLE OR MANDATORY RELEASE SUPERVISION THAT SPECIFICALLY PROHIBIT THE PERSON FROM ENGAGING IN:

**(I) ANY IDENTIFIED ACTIVITY ON THE WATERS OF THE STATE;
OR**

1 **(II) ANY RECREATIONAL OR COMMERCIAL HUNTING OR**
2 **FISHING ACTIVITY.**

3 **(B) THE DEPARTMENT SHALL:**

4 **(1) ESTABLISH AND MAINTAIN AN UP-TO-DATE DATABASE OF THE**
5 **PERSONS REPORTED BY THE MARYLAND JUDICIARY AND THE DEPARTMENT OF**
6 **PUBLIC SAFETY AND CORRECTIONAL SERVICES UNDER THIS SECTION AS SUBJECT**
7 **TO CONDITIONS OF SENTENCING, PROBATION, PAROLE, OR MANDATORY RELEASE**
8 **SUPERVISION; AND**

9 **(2) ENSURE THAT THE DATABASE IS IMMEDIATELY AVAILABLE TO**
10 **NATURAL RESOURCES POLICE OFFICERS.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2016.