

# SENATE BILL 183

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8lr1204

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By: **Senator Simonaire**

Introduced and read first time: January 17, 2018

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources – Electronic Licensing – Recreational License Donation**  
3 **Fund – Donations**

4 FOR the purpose of requiring the Department of Natural Resources to create an  
5 opportunity for a person purchasing certain licenses and stamps to make a voluntary  
6 monetary donation to the Recreational License Donation Fund; requiring the  
7 Department to collect donations and deposit them into the Fund; expanding the  
8 contents of the Fund to include donations made under this Act; providing for the  
9 termination of this Act; and generally relating to electronic licensing.

10 BY repealing and reenacting, with amendments,  
11 Article – Natural Resources  
12 Section 1–403 and 1–405(h)  
13 Annotated Code of Maryland  
14 (2012 Replacement Volume and 2017 Supplement)

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

17 **Article – Natural Resources**

18 1–403.

19 (a) Notwithstanding any other provision of this article, the Department may  
20 develop and implement an electronic system for the sale and issuance of licenses, permits,  
21 and registrations and the recording and releasing of security interests.

22 (b) The electronic system may include provisions for:

23 (1) Recording titling and registration data;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) Recording and releasing liens without the issuance of a security interest  
2 filing; and

3 (3) Recording information relating to an application for a license, permit,  
4 or registration.

5 (c) (1) **THE DEPARTMENT SHALL CREATE AN OPPORTUNITY FOR A  
6 PERSON PURCHASING AN ANGLER'S LICENSE, A CHESAPEAKE BAY AND COASTAL  
7 SPORT FISHING LICENSE, OR A HUNTING LICENSE AND ANY CORRESPONDING  
8 STAMPS TO MAKE A VOLUNTARY MONETARY DONATION TO THE RECREATIONAL  
9 LICENSE DONATION FUND AT THE TIME OF PURCHASE.**

10 (2) **THE DEPARTMENT SHALL COLLECT THE DONATIONS RECEIVED  
11 UNDER PARAGRAPH (1) OF THIS SUBSECTION AND DEPOSIT THEM INTO THE  
12 RECREATIONAL LICENSE DONATION FUND.**

13 (D) The Department shall develop the electronic system consistent with the  
14 statewide information technology master plan developed under Title 3A, Subtitle 3 of the  
15 State Finance and Procurement Article.

16 [(d)] (E) The Department may adopt regulations to:

17 (1) Implement the electronic system authorized under this section; and

18 (2) Determine the appropriate fee levels that may be charged by a vendor  
19 and by the Department for the electronic transmission service.

20 1-405.

21 (h) (1) In this subsection, "Fund" means the Recreational License Donation  
22 Fund.

23 (2) There is a Recreational License Donation Fund.

24 (3) The purpose of the Fund is to provide recreational hunting and fishing  
25 opportunities for Gold Star recipients, disabled veterans, disabled members of the armed  
26 forces of the United States, and permanently disabled persons who require the use of a  
27 wheelchair.

28 (4) The Secretary shall administer the Fund.

29 (5) (i) The Fund is a special, nonlapsing fund that is not subject to §  
30 7-302 of the State Finance and Procurement Article.

31 (ii) The State Treasurer shall hold the Fund separately, and the  
32 Comptroller shall account for the Fund.

1 (6) The Fund consists of:

2 (i) Revenue collected by the Department for the purchase and  
3 donation of recreational hunting or fishing licenses or stamps under this section;

4 (ii) **DONATIONS COLLECTED BY THE DEPARTMENT UNDER §**  
5 **1-403(C) OF THIS SUBTITLE;**

6 (iii) Money appropriated in the State budget to the Fund; and

7 [(iii)] (iv) Any other money from any other source accepted for the  
8 benefit of the Fund.

9 (7) The Fund may be used only for donated recreational hunting or fishing  
10 licenses or stamps for use by Gold Star recipients, disabled veterans, disabled members of  
11 the armed forces of the United States, or permanently disabled persons who require the  
12 use of a wheelchair.

13 (8) (i) The State Treasurer shall invest the money of the Fund in the  
14 same manner as other State money may be invested.

15 (ii) Any interest earnings of the Fund shall be credited to the  
16 General Fund of the State.

17 (9) Expenditures from the Fund may be made only in accordance with the  
18 State budget.

19 (10) Money expended from the Fund for donated recreational licenses or  
20 stamps is supplemental to and is not intended to take the place of funding that otherwise  
21 would be appropriated for recreational licenses or stamps for use by Gold Star recipients,  
22 disabled veterans, disabled members of the armed forces of the United States, or  
23 permanently disabled persons who require the use of a wheelchair.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
25 1, 2018. It shall remain effective until the taking effect of the termination provision  
26 specified in Section 4 of Chapter 424 of the Acts of the General Assembly of 2016. If that  
27 termination provision takes effect, this Act, with no further action required by the General  
28 Assembly, shall be abrogated and of no further force and effect. This Act may not be  
29 interpreted to have any effect on that termination provision.