

# Title 08 DEPARTMENT OF NATURAL RESOURCES

## Subtitle 03 WILDLIFE

### .05 Upland Game Birds and Mammals

Authority: Natural Resources Article, §10-205, Annotated Code of Maryland

#### .05 Crow and Blackbird Depredation.

A. – B. (text unchanged)

C. Crow and Blackbird Depredation.

(1) [The Code of Federal Regulations,] *Private landowners and managers of public lands and their employees or their agents are authorized to control crows and blackbirds in accordance with 50 CFR §21.43[:].*

[(a) Authorizes private landowners and managers of public lands and their employees or their agents to control crows and blackbirds, when:

(i) Found committing or about to commit depredations upon ornamental or shade trees, agricultural crops, livestock, or wildlife; or

(ii) Concentrated in such numbers and manner as to constitute a health hazard or other nuisance; and

(b) Specifies the following terms and conditions under which this action may be taken:

(i) A person shall attempt to control depredation by blackbirds using nonlethal methods before the person may use lethal control;

(ii) The killed birds and their plumage may not be sold or offered for sale but may be possessed, transported, and otherwise disposed of;

(iii) Any person controlling crows and blackbirds shall permit at all reasonable times including during actual operations, any federal or State game or deputy game agent, warden, protector, or other game law enforcement officer free and unrestricted access over the premises on which such operations have been or are being conducted and shall furnish promptly to the officer whatever information the officer may require, concerning the operations;

(iv) A person using a firearm to kill crows or blackbirds under the provisions of this section shall use nontoxic shot or nontoxic bullets unless the person uses an air gun or a .22-caliber rimfire firearm to control depredating crows or blackbirds;

(v) Any person or agency taking depredating crows or blackbirds shall provide to the U.S. Fish and Wildlife Service, Migratory Bird Permit Office, P.O. Box 779, Hadley, MA 01035, an annual report for each species taken and a summary of to be submitted by January 31st of the following year;]

(2) A person may control blackbirds and crows if the person is in compliance with the provisions of 50 CFR §21.43.]

[(3)](2) (text unchanged)

[(4)](3) [An individual] *A person* shall contact Wildlife Services in person at 1568 Whitehall Road, Annapolis, MD 21409, or by telephone at 1-877-463-6497, to request management recommendations for control within an incorporated town or city. Wildlife Services shall evaluate the problem and recommend control actions, if any.