

(b) The [rules and] regulations shall be [promulgated] ADOPTED with the advice and consent of the Maryland Agricultural Commission, and in consultation with any appropriate unit in the affected political subdivision.

(c) The Secretary shall transmit a copy of any proposed [rules and] regulations to the Maryland Agricultural Commission. Within 60 days from the receipt of the copy, the Maryland Agricultural Commission shall inform the Secretary of [its] THE COMMISSION'S decision as to the acceptance or rejection of the [rules and] regulations. Failure to so inform the Secretary shall be considered approval of the [rules and] regulations by the Commission.

9-302.1.

(a) The Secretary may:

(1) [modify] MODIFY, correct, or update the boundary maps established under § 9-301 of this subtitle; or

(2) [amend] AMEND the [rules and] regulations adopted under § 9-302 of this subtitle.

(d) (2) The [critical areas] boundaries OF THE CRITICAL AREA may be amended under § 8-1809 of this article.

DRAFTER'S NOTE:

Error: Grammatical error in § 9-302.1(d)(2) of the Natural Resources Article.

Occurred: Ch. 311, Acts of 1989.

9-303.

Notwithstanding any [rule or] regulation [promulgated] ADOPTED by the Secretary to protect private wetlands, the following uses are lawful on private [wetland] WETLANDS:

(1) Conservation of soil, vegetation, water, fish, shellfish, and wildlife;

(2) Trapping, hunting, fishing, and catching [shellfish] SHELLFISH, if otherwise legally permitted;

(3) Exercise of riparian rights to improve land bounding on navigable water, to preserve access to the navigable [water] WATER, or TO protect the shore against erosion;

(4) Reclamation of fast land owned by a natural person and lost during [his] THE PERSON'S ownership of the land by erosion or avulsion to the extent of provable preexisting boundaries. The right to reclaim lost fast land relates only to fast land lost after January 1, 1972. The burden of proof that the loss occurred after this date is on the owner of the land; and