

or corporation engaged in catching oysters by means of dredges, or selling oysters so caught, or buying or packing oysters in violation of any provision of Sections 8 and 9 of this Article, shall be deemed guilty of a misdemeanor and, upon conviction before any justice of the peace or court of competent jurisdiction, shall be fined the sum of not less than Fifty Dollars (\$50.00) nor more than One Hundred Dollars or confined in jail not less than 30 days nor more than six months, either or both, and in addition to such fine or imprisonment said cargo shall be confiscated and returned to natural beds or bar under the supervision of the oyster inspector or other officer making the arrest, and at the expense of the violator, which expense shall be in addition to the fine imposed and collectible in the same manner, and the boat or vessel shall be held as security for the payment of said fine. If the violator has taken oysters only with tongs he shall be fined as above, and the boat in which said oysters are found shall be held as security for the payment of said fine. In addition to the above penalties the justice of the peace or judge may, in a case where the violator has been previously convicted of violating the provisions of this sub-title, suspend or revoke the license under which said violator may be operating for the purpose of catching, shucking, packing or canning oysters. In case there is an appeal or waiver of trial before justice of the peace, in order to provide for the disposition of any oysters that have been declared unmerchantable, the cargo of oysters shall remain in the possession or custody of the Inspector or other officer making the arrest until the captain of the boat or vessel or the packer shall have reculled the oysters in question; and the officer under whose supervision the reculling is done, after ascertaining the quantity of unmerchantable oysters and shells so culled out, shall give the captain or other person in charge of said vessel or packing house, a certificate showing the number of bushels of such unmerchantable oysters and the said captain or other person shall return said unmerchantable oysters so culled out of the natural beds or bars under the supervision of the officer. The cost of reculling and expenses incident to same shall be borne by the violator.

SEC. 6. *And be it further enacted*, That a new section be and the same is hereby added to Article 72 of the Annotated Code of Maryland (1935 Supplement), title "Oysters", sub-title "General Measurers and Inspectors", said new section to be known as Section 81, to follow immediately after said sub-title and to read as follows:

81. Each county inspector or deputy inspector shall in-