

3. IN ANNE ARUNDEL COUNTY THE OPENING AND CLOSING OF WATERS IN WHICH SOFT SHELL CLAMS MAY BE TAKEN FROM TIME TO TIME, SHALL BE DETERMINED BY THE COMMISSION OF TIDEWATER FISHERIES, WHICH COMMISSION SHALL ACT WITH THE ADVICE OF THE CHESAPEAKE BIOLOGICAL LABORATORY. THE SAID COMMISSION SHALL PUBLISH AND MAKE AVAILABLE TO THE LICENSED CLAM DIGGERS, AND TO OTHER INTERESTED PERSONS, THE REGULATIONS PERTAINING TO THEIR OPERATION IN LOCAL WATERS.

4. IN ANNE ARUNDEL COUNTY THE COMMISSION OF TIDEWATER FISHERIES SHALL COLLECT A TAX OF NOT LESS THAN TEN CENTS (10¢) AND NOT MORE THAN TWENTY-FIVE CENTS (25¢) PER BUSHEL OF SOFT SHELL CLAMS AND CREDITED TO THE "CLAM FUND".

5. PRIOR TO THE OPENING OR CLOSING OF ANY ANNE ARUNDEL COUNTY TRIBUTARY AND SHOAL WATERS, THE CHESAPEAKE BIOLOGICAL LABORATORY SHALL FROM TIME TO TIME CONDUCT A SURVEY AND RECOMMEND TO THE COMMISSION OF TIDEWATER FISHERIES WHICH OF SAID WATERS MAY BE OPENED OR CLOSED.

663B.

(a) [Anne Arundel,] Dorchester and Wicomico Counties. It shall be unlawful for any person, firm or corporation to take, catch or dredge soft shell clams (*mya arenaria*) from any county waters of [Anne Arundel,] Dorchester and Wicomico Counties by the use of any hydraulic or mechanical dredges. Any such person, firm or corporation so doing shall, upon conviction thereof before any justice of the peace, be fined \$500.00 and the costs.

(B) SOMERSET, KENT AND ST. MARY'S COUNTIES—IT SHALL BE UNLAWFUL FOR ANY PERSON, FIRM OR CORPORATION TO TAKE, CATCH OR DREDGE SOFT SHELL CLAMS (*MYA ARENARIA*) FROM ANY COUNTY WATERS OF SOMERSET, KENT AND ST. MARY'S COUNTIES BY THE USE OF ANY HYDRAULIC OR MECHANICAL DREDGES. ANY SUCH PERSON, FIRM OR CORPORATION SO DOING SHALL, UPON CONVICTION THEREOF BEFORE ANY JUSTICE OF THE PEACE, BE FINED \$500.00 AND COSTS.

(C) IN ANNE ARUNDEL COUNTY THE PERIOD OF RESIDENCY IN SAID COUNTY AS PROVIDED IN SECTION 663A (A) AND (C) SHALL BE TWO (2) YEARS BUT NOT NECESSARILY IMMEDIATELY PRIOR TO THE APPLICATION OR ISSUANCE OF A LICENSE AND THE APPLICANT SHALL ALSO AT THE SAME TIME HAVE HAD A MARYLAND OYSTER TONGING LICENSE FOR ANNE ARUNDEL COUNTY PRIOR TO SAID APPLICATION TIME FOR A LICENSE HEREUNDER.

THE FINES AND PENALTIES FOR VIOLATION OF SECTION 663A AND FEES HEREIN PROVIDED AS IT APPLIES TO THE WATERS OF ANNE ARUNDEL COUNTY SHALL BE PAID OVER TO THE CLAM FUND FOR THE RESEARCH