

longnose gar, American eel, sea lamprey, skate, sting ray, cow nosed ray, toadfish, and sand shark.

The word "speargun" shall include any type of device used for propelling a spear underwater as a means of taking fish.

The term "game fish" shall include striped bass, tautog, flounder, and sea trout.

319B.

(a) Any person properly licensed may take rough fish while submerged under water, in areas designated by the Game and Inland Fish Commission, by use of a speargun and spear, and nothing in this Article shall be construed to limit or otherwise make unlawful this practice.

(b) Any person may take game fish while submerged underwater without the aid of a self contained underwater breathing apparatus, in the waters around the inlet at Ocean City, Maryland, and Assawoman Bay, at AND AT SUCH areas designated by the Game and Inland Fish Commission, OR THE DEPARTMENT OF CHESAPEAKE BAY AFFAIRS, by the use of a speargun and spear.

(A) IT SHALL BE LAWFUL TO FISH WITH A SPEAR GUN AND SPEAR IN THE WATERS OF THE STATE OF MARYLAND SUBJECT TO THE SUPERVISION, REGULATIONS, AND CONTROL OF THE GAME AND INLAND FISH COMMISSION AND DEPARTMENT OF CHESAPEAKE BAY AFFAIRS IN THEIR RESPECTIVE JURISDICTIONS. A SPEAR GUN AS USED IN THIS SECTION SHALL BE DEFINED AS ANY TYPE OF DEVICE USED FOR PROPELLING A SPEAR (RUBBER, SPRING, OR PNEUMATIC PROPELLED) UNDERWATER AS A MEANS OF TAKING FISH.

(B) IT SHALL BE A MISDEMEANOR TO VIOLATE THE PROVISIONS OF THIS SECTION, AND ANY PERSON SO CONVICTED OF SUCH VIOLATION SHALL BE FINED NOT LESS THAN TWENTY-FIVE DOLLARS (\$25.00) NOR MORE THAN ONE HUNDRED DOLLARS (\$100.00), AND MAY BE SENTENCED TO THIRTY (30) DAYS IN JAIL, EITHER, OR BOTH.

(c) It shall be unlawful to kill or attempt to kill, or otherwise injure any fish by the use of a speargun except as prescribed in subsections (a) and (b) SUBSECTION (A) of this section.

SEC. 2. And be it further enacted, That this Act shall take effect June 1, 1966.

Approved April 29, 1966.

CHAPTER 383

(House Bill 146)

AN ACT to repeal and re-enact, with amendments, Section 452 of Article 27 of the Annotated Code of Maryland (1965 Supplement), title "Crimes and Punishments," subtitle "I. Crimes and Punish-