

tenance, development, and operation of the park systems in the counties, as well as the debt service required by its outstanding bonds or bonds issued in the future. The Commission shall expend or disburse that proportion of said tax collected from Montgomery County within Montgomery County and that proportion collected from Prince George's County within Prince George's County.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1967.

Approved April 21, 1967.

CHAPTER 587

(House Bill 397)

AN ACT to repeal and re-enact, with amendments, Section 699(b) of Article 66C of the Annotated Code of Maryland (1957 Edition and 1966 Supplement), title "Natural Resources," subtitle "Oysters and Clams," to delete the exception to the oyster cull law.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 699(b) of Article 66C of the Annotated Code of Maryland (1957 Edition and 1966 Supplement), title "Natural Resources," subtitle "Oysters and Clams," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

699.

(b) It shall be unlawful for any person to have oysters in his possession which contain more than five per cent (5%) of shells and oysters less than three inches from hinge to mouth (whether adhering to marketable oysters or not), which for the purpose of this subtitle are declared to be unmerchantable oysters [, except that those marketable oysters having small oysters less than one inch in length from hinge to mouth adhering to them which cannot be removed without destroying the small oyster, shall not be counted in the five per cent (5%). It is the intention of the General Assembly that shells of oysters to which small oysters less than one inch in length are so closely attached that they cannot be removed without destroying the small oyster shall be returned to the tidal waters of this State after shucking, to the greatest extent practicable and with the least practicable delay, and the Department of Chesapeake Bay Affairs is charged with the duty of carrying out the intent of the General Assembly]. In ascertaining such percentage the officers or employees of the Department of Chesapeake Bay Affairs are hereby authorized and directed to select such amount of oysters from any pile, hold, bin, house or place as they think proper and to require the same to be culled and disposed of, as provided in subsection (a) of this section; and any person violating any of the provisions of this section shall be subject to the penalties and fines as provided in Section 717 in precisely the same manner as if he were a captain or master of a boat; and it shall be unlawful for any person to transport, or attempt to transport, outside of this