

CHAPTER 367

(House Bill 1102)

AN ACT to repeal Sections 712(b) (5) and (6) of Article 66C of the Annotated Code of Maryland (1967 Replacement Volume and 1967 Supplement), title "Natural Resources," subtitle "Oysters and Clams," and to repeal and re-enact, with amendments Section 712B of said Article, title and subtitle of said Code, to provide the Department of Chesapeake Bay Affairs with additional regulatory authority over the taking of clams in Worcester County, AND RELATING ALSO TO THE STATUTORY REQUIREMENTS FOR THE TAKING OF CLAMS IN WORCESTER COUNTY.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 712(b) (5) and (6) of Article 66C of the Annotated Code of Maryland (1967 Replacement Volume and 1967 Supplement), title "Natural Resources," subtitle "Oysters and Clams," be and they are hereby repealed and to repeal and re-enact, with amendments, Section 712B of said Article, title and subtitle of said Code and to read as follows:

712B.

Notwithstanding the provisions of Section 712 of this article, the Department of Chesapeake Bay Affairs is authorized to adopt and to modify regulations governing the taking or catching of clams in the waters of Worcester County. Such regulations may specify the type and size of gear that may be used, the maximum quantity of clams that may be taken or caught in a day, the minimum size of clams that may be taken or caught, *the season during which clams may be taken or caught, the days of the week and hours of the day when clams may be taken or caught, or landed,* and the areas in which clams may be taken or caught by use of any type of gear provided, however, that the license provisions of Section 712(f) shall be applied; AND PROVIDED FURTHER THAT THE TAKING OR CATCHING OF CLAMS BY HAND-SCRAPE, SHINNECOCK RAKE, HYDRAULIC DREDGE, OR ANY MECHANICAL MEANS SHALL NOT BE PERMITTED DURING THE PERIOD JUNE 1—SEPTEMBER 15.

~~Sec. 2. *And be it further enacted,* That this Act shall take effect July 1, 1968.~~

SEC. 2. AND BE IT FURTHER ENACTED, THAT THIS ACT IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE AND NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH AND SAFETY, AND HAVING BEEN PASSED BY A YEA AND NAY VOTE SUPPORTED BY THREE-FIFTHS OF THE MEMBERS ELECTED TO EACH OF THE TWO HOUSES OF THE GENERAL ASSEMBLY, THE SAME SHALL TAKE EFFECT FROM THE DATE OF ITS PASSAGE.

Approved April 10, 1968.