

REPTILE, MOLLUSK OR CRUSTACEAN, OR ANY PART, PRODUCTS, EGG OR OFFSPRING THEREOF, OR THE DEAD BODY OR PARTS THEREOF;

(2) "PERSON" MEANS ANY INDIVIDUAL, FIRM, CORPORATION, ASSOCIATION OR PARTNERSHIP;

(3) "SECRETARY" MEANS THE SECRETARY OF THE MARYLAND DEPARTMENT OF NATURAL RESOURCES.

(B) *INTENT.* THE GENERAL ASSEMBLY OF MARYLAND HEREBY FINDS THAT CERTAIN FISH AND WILDLIFE ARE ENDANGERED AND ARE ENTITLED TO PRESERVATION AND PROTECTION AS A MATTER OF GENERAL STATE CONCERN. THE FEDERAL ENDANGERED SPECIES ACT OF 1969 (16 U.S.C. SEC. 668AA-1 *ET SEQ.*) AND THE LACEY ACT (18 U.S.C. SECS. 42-44) TOGETHER PROVIDE FOR THE PROTECTION OF FISH AND WILDLIFE THREATENED WITH WORLDWIDE EXTINCTION BY PROHIBITING THE IMPORTATION OF ENDANGERED FISH AND WILDLIFE AND BY RESTRICTING AND REGULATING INTERSTATE AND FOREIGN COMMERCE IN FISH AND WILDLIFE TAKEN IN VIOLATION OF STATE, FEDERAL, AND FOREIGN LAWS. THE STATES, HOWEVER, MUST ALSO ASSUME THEIR RESPONSIBILITY FOR CONSERVING THESE FISH AND WILDLIFE AND FOR RESTRICTING THE TAKING, POSSESSION, TRANSPORTATION, PROCESSING, OR SALE OF ENDANGERED FISH AND WILDLIFE WITHIN THEIR RESPECTIVE JURISDICTIONS TO ASSURE THEIR CONTINUED SURVIVAL AND PROPAGATION FOR THE AESTHETIC, RECREATIONAL, AND SCIENTIFIC PURPOSES OF FUTURE GENERATIONS. THE GENERAL ASSEMBLY FINDS THAT BY ELIMINATING THE TAKING, POSSESSION, OR MARKETING OF ENDANGERED SPECIES IN THE STATE OF MARYLAND, AND BY ESTABLISHING A PROGRAM FOR CONSERVATION AND RESTORATION OF THESE ENDANGERED SPECIES, THEIR POTENTIAL FOR CONTINUED EXISTENCE WILL BE STRENGTHENED.

(C) *ENDANGERED SPECIES.*

(1) NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS ARTICLE, THE TAKING, TRANSPORTATION, POSSESSION, PROCESSING OR SALE WITHIN THE STATE OF MARYLAND OF ANY FISH AND WILDLIFE APPEARING ON ANY OF THE FOLLOWING LISTS IS PROHIBITED, EXCEPT AS PROVIDED IN SUBSECTION (E): (I) THE UNITED STATES' LIST OF ENDANGERED FOREIGN FISH AND WILDLIFE (PART 17 OF TITLE 50 OF THE CODE OF FEDERAL REGULATIONS, APPENDIX A, AS AMENDED FROM TIME TO TIME); (II) THE UNITED STATES' LIST OF ENDANGERED NATIVE FISH AND WILDLIFE (PART 17 OF TITLE 50 OF THE CODE OF FEDERAL REGULATIONS, APPENDIX D, AS AMENDED FROM TIME TO TIME); (III) FISH AND WILDLIFE ESTABLISHED AS THREATENED WITH STATE-WIDE EXTINCTION, PURSUANT TO THE PROVISIONS OF PARAGRAPHS (C) (2), (C) (3), AND (C) (5).

(2) FORTY-FIVE DAYS FROM THE EFFECTIVE DATE OF THIS ACT, THE SECRETARY SHALL ISSUE A PROPOSED