

Article 66C, section 697 of the Code, as added by Chapter 677, Acts of 1972. The phrase "waters of the State" is substituted for "waters of the Chesapeake Bay and its tributaries" because the former phrase is used repeatedly throughout this subtitle. It seems incongruous that a person should be prohibited from catching oysters and clams outside the Chesapeake Bay if he meets the license requirements and adheres to the prohibitions and restrictions set forth in this title. The only other changes made are in style.

4-1004. LICENSE REQUIRED TO CATCH OYSTERS AND CLAMS COMMERCIALY; FEES; EXCEPTIONS.

(A) LICENSE REQUIRED. — A PERSON MAY NOT CATCH OYSTERS OR CLAMS FOR COMMERCIAL PURPOSES IN THE WATERS OF THE STATE UNLESS HE FIRST OBTAINS A LICENSE. A PERSON MAY CATCH UP TO ONE BUSHEL OF OYSTERS FROM THE NATURAL OYSTER BARS OF THE STATE FOR HIS OWN USE AND CONSUMPTION WITHOUT A LICENSE, IN PLACES AND AT TIMES PRESCRIBED BY RULE OR REGULATION OF THE DEPARTMENT.

(B) RESIDENCE REQUIREMENT FOR LICENSE. — A PERSON WHO HAS BEEN A RESIDENT OF THE STATE FOR 12 MONTHS IMMEDIATELY PRECEDING HIS APPLICATION FOR A LICENSE MAY OBTAIN A LICENSE TO CATCH OYSTERS OR CLAMS IN THE WATERS OF THE STATE.

(C) TYPES OF LICENSES TO CATCH OYSTERS OR CLAMS AND LICENSE FEES. — THE TYPES OF LICENSES TO CATCH OYSTERS OR CLAMS FOR COMMERCIAL PURPOSES BY THE MEANS ENUMERATED IN THIS SUBTITLE AND THE LICENSE FEES ARE THE FOLLOWING:

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| (1) SHAFT OR HAND TONGS
TO CATCH OYSTERS | \$25 FOR EACH PERSON
TONGING OR EMPLOYED
ON A TONG BOAT |
| (2) SHAFT OR HAND TONGS,
OR RAKES TO CATCH
CLAMS | \$15 FOR EACH PERSON
OPERATING TONGS OR
RAKE OR EMPLOYED ON
A TONG BOAT |
| (3) PATENT TONGS TO CATCH
OYSTERS, OR
DIVING APPARATUS | \$50 FOR EACH PERSON
TONGING OR EMPLOYED
ON A PATENT TONG BOAT,
WHICH LICENSE SHALL |