

Article 66C, section 713(h) of the Code. The reference to violations of "department regulations adopted pursuant to this subtitle" is proposed for deletion since a violation of a regulation would necessarily be a violation of the provisions of this subtitle. The only other changes made are in style.

4-1035. SEVERANCE TAX LEVY.

A SEVERANCE TAX OF TEN CENTS PER BUSHEL SHALL BE LEVIED ON ALL SOFT-SHELL CLAMS CAUGHT WITHIN THE STATE. THE TAX SHALL BE PAID BY THE BUYER OF CLAMS AT THE PLACE IN THE STATE WHERE THE CLAMS ARE TO BE SHIPPED IN BULK OR FURTHER BY VESSEL, OR BEFORE CLAMS ARE SHIPPED OUT OF THE STATE BY VESSEL. ALL TAXES SHALL BE REMITTED WEEKLY TO THE DEPARTMENT FOR DEPOSIT TO THE CREDIT OF THE FISHERIES RESEARCH AND DEVELOPMENT FUND.

REVISOR'S NOTE: This section presently appears as Article 66C, section 713(i) of the Code. The only changes made are in style.

4-1036. SOFT-SHELL CLAMS CAUGHT BY HYDRAULIC DREDGE SOLD ONLY TO DEALER OR SHIPPER.

A PERSON MAY SELL SOFT-SHELL CLAMS CAUGHT BY HYDRAULIC CLAM DREDGE ONLY TO A PERSON POSSESSING A SOFT-SHELL CLAM DEALER'S AND SHIPPER'S LICENSE.

REVISOR'S NOTE: This section is new language derived from the first paragraph of Article 66C, section 713(b) of the Code.

4-1037. AREAS WHERE CATCHING WITH GEAR OTHER THAN HAND TOOLS PROHIBITED.

A PERSON MAY NOT CATCH OR ATTEMPT TO CATCH SOFT-SHELL CLAMS WITH A HYDRAULIC CLAM DREDGE OR ANY OTHER GEAR EXCEPT HAND-HELD TOOLS SUCH AS SHOVELS AND HOES IN THE FOLLOWING AREAS:

(1) WITHIN 150 FEET OF A NATURAL OYSTER BAR OR AREA LEASED UNDER THE PROVISIONS OF SUBTITLE 11 AND MARKED AS REQUIRED BY THAT SUBTITLE;

(2) WITHIN 1,000 FEET OF ANY OCCUPIED DUCK BLIND WHERE DECOYS ARE SET OUT DURING WATERFOWL HUNTING SEASON;