

(6) TALBOT COUNTY. -

(I) IN THE TRED AVON RIVER AND IN TOWN CREEK IN FRONT OF OXFORD, BETWEEN THE SHORELINE AND THE CENTER OF THE CHANNEL, EXCEPT DURING OCTOBER AND NOVEMBER;

(II) WITHIN 1,200 FEET OF THE FEDERAL RESEARCH LABORATORY AT OXFORD.

(E) CHARLES AND WICOMICO COUNTIES. - A PERSON MAY NOT CATCH BY HYDRAULIC OR MECHANICAL CLAM DREDGE SOFT-SHELL CLAMS FROM THE WATERS OF CHARLES OR WICOMICO COUNTIES BY THE USE OF ANY HYDRAULIC OR MECHANICAL CLAM DREDGE.

REVISOR'S NOTE: Subsection (a) presently appears as Article 66C, section 713(d) of the Code. The reference to the "Bureau of Commercial Fisheries" is proposed for deletion and its current name substituted therefor.

In subsection (a) (1) (iii), the reference to Mill Creek is proposed for deletion and Possum Point is substituted therefor because it is the point intended.

Subsection (b) presently appears as Article 66C, section 713(j) of the Code and is set forth here for organizational purposes.

The only other changes made are in style.

4-1039. OPENING AND CLOSING AREAS TO HYDRAULIC CLAM DREDGING.

(A) UNRESTRICTED DREDGING AREAS. - THE DEPARTMENT MAY OPEN OR CLOSE ANY AREA IN WHICH THE CATCHING OF SOFT-SHELL CLAMS BY HYDRAULIC CLAM DREDGE IS NOT PROHIBITED UNDER THE PROVISIONS OF THIS SUBTITLE WHEN (1) IN ITS OPINION OTHER NATURAL RESOURCES WILL NOT BE SIGNIFICANTLY DAMAGED, (2) THE AREA TO BE OPENED IS CLEARLY DEFINED AND PLAINLY MARKED, AND (3) AT LEAST ONE PATROL VESSEL OF THE DEPARTMENT IS STATIONED WITHIN THE AREA AT ALL TIMES WHEN DREDGING IS PERMITTED.

(B) RESTRICTED DREDGING AREAS. - IN ANY AREA WHERE HYDRAULIC CLAM DREDGING IS PROHIBITED UNDER THE PROVISIONS OF THIS SUBTITLE THE DEPARTMENT MAY OPEN NO MORE THAN ONE AREA AT ANY TIME, AND ANY OPENED AREA