

MAY NOT EXCEED 200 ACRES IN SIZE. HOWEVER, IN THE WATERS OF ST. MARY'S COUNTY THE DEPARTMENT MAY OPEN MORE THAN ONE AREA IF THE TOTAL ACREAGE REMAINING OPEN DOES NOT EXCEED 200 ACRES AND THE DEPARTMENT MAINTAINS CONTINUOUS SURVEILLANCE WHEN DREDGING IS PERMITTED.

(C) NOTICE OF OPENING AND CLOSING REQUIRED; EFFECTIVE DATE. - BEFORE OPENING OR CLOSING ANY AREA THE DEPARTMENT SHALL PUBLISH NOTICE IN AT LEAST ONE NEWSPAPER OF GENERAL CIRCULATION IN THE STATE, AND IN AT LEAST ONE NEWSPAPER OF GENERAL CIRCULATION IN EACH COUNTY. ANY CLOSING OR OPENING SHALL BE EFFECTIVE NO LESS THAN 24 HOURS FROM PUBLICATION OF NOTICE.

(D) EXCEPTION FOR CHARLES AND WICOMICO COUNTIES. - THE PROVISIONS OF THIS SECTION DO NOT APPLY TO CHARLES AND WICOMICO COUNTIES.

REVISOR'S NOTE: This section presently appears as Article 66C, section 713(f) of the Code and is divided into sections for organizational purposes. In subsection (b) the reference to "finite geographical" areas is proposed for deletion as superfluous because this subtitle defines area where dredging is permitted by specifying finite geographical areas. The provision relating to areas where hydraulic clam dredging is prohibited under present subsection (j) is proposed for deletion. The substance of this provision is set forth in proposed subsection (d) where the prohibited county waters are specifically named.

In subsection (c) new language is added requiring publication of notice in every county because all State residents may fish in open or closed areas as a result of Bruce.

Article 66C, section 713(e) is proposed for deletion because it duplicates the provisions of this section.

The only other changes made are in style.

SUBTITLE 11 - OYSTER AND CLAM CULTURE.

4-1101. DEFINITIONS.