

Subsection (d) presently appears as Article 66C, section 707(j), as amended by Senate Bill 1044, Chapter 735, Acts of 1973. The only other changes made are in style.

4-1107. DEPARTMENT MAY COOPERATE WITH POLITICAL SUBDIVISION PROVIDING FUNDS FOR OYSTER CULTIVATION.

THE DEPARTMENT MAY COOPERATE WITH ANY COUNTY OR POLITICAL SUBDIVISION PROVIDING FUNDS TO PURCHASE AND PLANT SHELLS AND TRANSPLANT SEED OYSTERS. THE APPROPRIATE GOVERNING BODY OF ANY COUNTY OR POLITICAL SUBDIVISION THAT EXPENDS FUNDS FOR THIS PURPOSE MAY DESIGNATE THE PLANTING AREAS FOR THE PURCHASED SHELLS.

REVISOR'S NOTE: This section is new language derived from Article 66C, section 13A(f) of the Code.

4-1108. LEASING SUBMERGED LAND FOR OYSTER CULTIVATION; LEASE BY CORPORATION PROHIBITED.

(A) DEPARTMENT AUTHORIZED TO LEASE OYSTER GROUNDS; LEASE BY CORPORATION OR JOINT STOCK COMPANY PROHIBITED. — THE DEPARTMENT MAY LEASE, IN THE NAME OF THE STATE, TRACTS OR PARCELS OF LAND BENEATH THE WATERS OF THE STATE TO RESIDENTS OF THE STATE FOR PROTECTING, SOWING, BEDDING, OR CULTIVATING OYSTERS OR OTHER SHELL FISH, SUBJECT TO THE PROVISIONS OF THIS SECTION. THESE SUBMERGED LANDS WHEN LEASED SHALL BE KNOWN AS LEASED OYSTER BOTTOMS. A CORPORATION OR JOINT STOCK COMPANY MAY NOT LEASE OR ACQUIRE BY ASSIGNMENT OR OTHERWISE ANY SUBMERGED LAND OF THE STATE FOR THE PURPOSES OF THIS SECTION.

(B) EXCEPTION FOR CHARLES, DORCHESTER, KENT, QUEEN ANNE'S, SOMERSET AND TALBOT COUNTIES.—THE DEPARTMENT MAY NOT LEASE ANY OF THE SUBMERGED AREAS OF THE STATE IN DORCHESTER, KENT, QUEEN ANNE'S, SOMERSET AND TALBOT COUNTIES FOR OYSTER CULTIVATION. THE DEPARTMENT ALSO MAY NOT LEASE ANY OF THE SUBMERGED AREAS OF THE STATE IN THE TIDEWATER TRIBUTARIES OF CHARLES COUNTY, EXCEPT THE PATUXENT RIVER, FOR OYSTER CULTIVATION. THIS SUBSECTION DOES NOT AFFECT ANY EXISTING LEASE IN SOMERSET COUNTY MADE PRIOR TO AND EFFECTIVE ON JUNE 1, 1952; ANY LEASE IN DORCHESTER COUNTY MADE PRIOR TO AND EFFECTIVE ON JUNE 1, 1957; IN CHARLES COUNTY MADE PRIOR TO AND EFFECTIVE ON JULY 1, 1968 AND IN KENT, QUEEN ANNE'S AND TALBOT COUNTIES MADE PRIOR TO JULY 1, 1973. THIS SUBSECTION ALSO DOES NOT PREVENT ANY LESSEE FROM RENEWING, ASSIGNING,