

CHAPTER 643

(House Bill 700)

AN ACT concerning

Oysters, Clams, and Shellfish - Marking Polluted Areas

FOR the purpose of requiring the Department of Natural Resources to mark certain areas that are closed to the catching of oysters, clams, or shellfish because of pollution in a certain manner; prohibiting the taking of oysters, clams, or shellfish from certain designated areas once certain notice is given to certain persons; and requiring the Department to adopt certain rules and regulations to carry out the purposes of this Act.

BY repealing and reenacting, without amendments,

Article - Natural Resources  
Section 4-742(a)  
Annotated Code of Maryland  
(1983 Replacement Volume and 1983 Supplement)

BY repealing and reenacting, with amendments,

Article - Natural Resources  
Section 4-742(b) and 4-1006(b)  
Annotated Code of Maryland  
(1983 Replacement Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Natural Resources

4-742.

(a) If the Department of Health and Mental Hygiene determines by appropriate investigation that any area of waters of the State devoted to the production or storage of shellfish is polluted so that shellfish produced or stored in the area are a hazard to public health, it shall restrict the area for the catching or storing of shellfish. If the Department of Health and Mental Hygiene finds it necessary to restrict an area of water for the taking and storing of shellfish because of the proximity of the area to the point of discharge of a sewage treatment plant or a point of overflow of a sewage pumping station, the Department of Health and Mental Hygiene may increase or decrease the size of a restricted area in relation to the operational effectiveness of the sewage treatment plant or sewage pumping station.