

Article---Natural-Resources
 Section-4-1015(a)
 Annotated-Code-of-Maryland
 (1983-Replacement-Volume-and-1984-Supplement)

BY repealing and reenacting, with amendments,

Article - Natural Resources
 Section 4-1015(a) and 4-1015.1(a)
 Annotated Code of Maryland
 (1983 Replacement Volume and 1984 Supplement).

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

Article - Natural Resources

4-1015.

(a) A person who catches oysters from the waters of the State with any scoop, dredge, tong, rake, or any similar instrument shall cull the oysters on the natural bar from which they were caught, and return to the bar all shells, stones, gravel, and slag. Any oyster whose shell measures less than 3 inches ~~in-length-from-hinge-to-bill~~ IN DISTANCE BETWEEN ITS LONGEST OR WIDEST POINTS, whether or not attached to a marketable oyster, shall be included in the culling and replaced on the bar from which caught. The Department by rule may permit the possession of marketable oysters to which nonmarketable oysters adhere so closely that it is impossible to remove them without destroying the smaller oyster. Oyster culling shall be completed before any oyster is thrown or deposited in the hold or bottom of any boat.

4-1015.1.

(a) (1) Notwithstanding any other provision of this subtitle or regulation promulgated thereunder, a person who catches oysters from the waters of this State using any sort of diving apparatus shall cull the oysters on the natural bar from which they were caught, and return to the bar all shells, stones, gravel, and slag. Any oyster whose shell measures less than [4] 3 inches ~~in-length-from-hinge-to-bill~~ IN DISTANCE BETWEEN ITS LONGEST OR WIDEST POINTS, whether or not attached to a marketable oyster, shall be included in the culling and replaced on the bar from which caught. Oyster culling shall be completed before any oyster is thrown or deposited in the hold or bottom of any boat.

(2) After culling and placing in the hold or bottom of a boat, a diver's possession of oysters may not include a combined total of more than 5 percent of oysters which measure less than [4] 3 inches ~~from-hinge-to-bill~~ BETWEEN ITS LONGEST OR