

FOR the purpose of providing that if the species of fish known as striped bass is listed as threatened or endangered under the Endangered Species of Fish Conservation Act, certain prohibitions of that Act shall apply to that fish whether or not the fish were taken lawfully in another state; providing that striped bass from another state may be possessed for purposes of transportation through this State under certain circumstances; and-making-this-Act-an-emergency-measure and providing that striped bass or hybrids of striped bass lawfully taken in another state or in waters within the jurisdiction of the Potomac River Fisheries Commission may be possessed, stored, and processed in conjunction with transportation through the State by a person possessing a certain license.

BY repealing and reenacting, with amendments,

Article - Natural Resources
Section 4-2A-08
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

4-2A-08.

(a) [The] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE provisions of this subtitle do not prohibit:

(1) Importation into the State of fish which may be lawfully imported into the United States or lawfully taken and removed from another state; or

(2) Entry into this State or the possession, transportation, exportation, processing, sale, offer for sale, or shipment of any fish which is designated an endangered or threatened species in this State but not in the state where originally taken, if the person engaging in the activity demonstrates by substantial evidence that the fish was lawfully taken and lawfully removed from the state of origin.

(B) (1) IF THE SPECIES OF FISH KNOWN AS STRIPED BASS OR ROCKFISH, INCLUDING HYBRIDS THEREOF, IS LISTED AS THREATENED OR ENDANGERED PURSUANT TO THE PROVISIONS OF THIS SUBTITLE, ALL PROHIBITIONS OF THIS SUBTITLE SHALL APPLY TO ANY STRIPED BASS OR HYBRID LOCATED WITHIN THE STATE WHETHER OR NOT THE FISH MAY HAVE BEEN TAKEN LAWFULLY IN ANOTHER STATE, EXCEPT AS AUTHORIZED IN THIS SUBSECTION. HOWEVER,