

(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 WIDEST POINTS, and cultch consisting of shells, stones, gravel, and slag. In ascertaining this percentage the Department shall select by random sample an amount of oysters from any pile, hold, bin, house, or place as deemed proper and require it to be culled and disposed of, as provided by this section. All small oysters and cultch that adhere to marketable oysters shall be separated, and the marketable oysters shall be excluded from any measurement of small oysters and cultch. However, a person may possess marketable oysters that have undersized oysters or spat less than 1 inch in length ~~from hinge to bill~~ IN DISTANCE BETWEEN THEIR LONGEST OR WIDEST POINTS attached to them that cannot be separated without destroying the small oyster.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

May 28, 1985

The Honorable Benjamin L. Cardin
Speaker of the House of Delegates
State House
Annapolis, Maryland 21404

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 566.

This bill alters the number of circuit court judgeships in the Sixth (Montgomery County portion) and Seventh (Prince George's County portion) judicial circuits.