

County and Harford County; providing for the catching of fish other than carp and for the setting and attendance of certain nets under this Act; allowing a person in the Gunpowder River in Baltimore County and Harford County to catch carp at certain times under certain conditions; authorizing the Department of Natural Resources to adopt certain regulations; and generally relating to fishing for carp and catfish in Baltimore County and Harford County.

BY repealing and reenacting, with amendments,

Article - Natural Resources  
Sections 4-713(i) and 4-715(f)  
Annotated Code of Maryland  
(1983 Replacement Volume and 1986 Supplement)

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

Article - Natural Resources

4-713.

(i) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, [A] a person may not fish with a haul seine during the period from Friday midnight until sunrise on Monday in the tidal waters of the State.

(2) (I) IN BALTIMORE COUNTY AND HARFORD COUNTY, ON PRIOR NOTIFICATION TO THE DEPARTMENT A PERSON MAY CATCH CARP ON WEEKENDS DURING THE PERIOD FROM FRIDAY MIDNIGHT UNTIL SUNRISE ON MONDAY, EXCEPT IN AREAS WHERE IT IS PROHIBITED BY THE DEPARTMENT.

(II) EXCEPT IN AREAS WHERE IT IS PROHIBITED BY THE DEPARTMENT, A PERSON MAY SET A LICENSED HAUL SEINE AT A DISTANCE GREATER THAN ONE-THIRD THE DISTANCE ACROSS A RIVER, CREEK, COVE, OR INLET IN ANY OF THE TRIBUTARY WATERS OF BALTIMORE COUNTY OR HARFORD COUNTY ONLY TO CATCH CARP AND CATFISH, NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE REGARDING THE DISTANCE ACROSS WHICH A HAUL SEINE MAY BE SET. A PERSON MAY NOT SET THE NET LICENSED HAUL SEINE TO IMPEDE OR OBSTRUCT NAVIGATION OR BLOCK IN ANY WAY THE MAIN CHANNEL OF THE RIVER, CREEK, COVE, OR INLET. ANY PERSON WHO CATCHES FISH OF A VARIETY OTHER THAN CARP OR CATFISH IN ANY NET LICENSED HAUL SEINE SHALL RETURN THEM IMMEDIATELY TO THE WATER UNHARMED. A PERSON ALWAYS SHALL ATTEND A NET LICENSED HAUL SEINE FOR CATCHING CARP OR CATFISH. ANY PERSON WHOSE NET LICENSED HAUL SEINE IS FOUND MORE THAN ONE-THIRD THE DISTANCE ACROSS THE WATERS WHERE IT IS SET WITHOUT A PERSON IN ATTENDANCE IS GUILTY OF VIOLATING THIS SUBSECTION.

(III) THE DEPARTMENT, BY REGULATION: