

IN--THIS---TITLE, (B) "PERSON" INCLUDES THE FEDERAL GOVERNMENT, THE STATE, ANY COUNTY, MUNICIPAL CORPORATION, OR OTHER POLITICAL SUBDIVISION OF THE STATE, OR ANY OF THEIR UNITS.

(C) "POLLUTION" MEANS ANY CONTAMINATION OR OTHER ALTERATION OF THE PHYSICAL, CHEMICAL, OR BIOLOGICAL PROPERTIES OF ANY WATERS OF THIS STATE, INCLUDING A CHANGE IN TEMPERATURE, TASTE, COLOR, TURBIDITY, OR ODOR OF THE WATERS OF THE DISCHARGE OR DEPOSIT OF ANY ORGANIC MATTER, HARMFUL ORGANISM, OR LIQUID, GASEOUS, SOLID, RADIOACTIVE, OR OTHER SUBSTANCES INTO ANY WATERS OF THIS STATE, THAT WILL RENDER THE WATERS HARMFUL OR DETRIMENTAL TO:

(1) PUBLIC, HEALTH, SAFETY, OR WELFARE;

(2) DOMESTIC, COMMERCIAL, INDUSTRIAL, AGRICULTURAL, RECREATIONAL, OR OTHER LEGITIMATE BENEFICIAL USES;

(3) LIVESTOCK, WILD ANIMALS, OR BIRDS; OR

(4) FISH OR OTHER AQUATIC LIFE.

(D) "WATERS OF THIS STATE" INCLUDES:

(1) BOTH SURFACE AND UNDERGROUND WATERS WITHIN THE BOUNDARIES OF THIS STATE SUBJECT TO ITS JURISDICTION, INCLUDING THAT PART OF THE ATLANTIC OCEAN WITHIN THE BOUNDARIES OF THIS STATE, THE CHESAPEAKE BAY AND ITS TRIBUTARIES, AND ALL PONDS, LAKES, RIVERS, STREAMS, PUBLIC DITCHES, TAX DITCHES, AND PUBLIC DRAINAGE SYSTEMS WITHIN THIS STATE, OTHER THAN THOSE DESIGNED AND USED TO COLLECT, CONVEY, OR DISPOSE OF SANITARY SEWAGE; AND

(2) THE FLOOD PLAIN OF FREE-FLOWING WATERS DETERMINED BY THE DEPARTMENT OF NATURAL RESOURCES ON THE BASIS OF THE 100-YEAR FLOOD FREQUENCY.

Article - Health - General

2-105.

(a) The Secretary shall establish general policy for, and adopt standards to promote and guide the development of, the [environmental,] physical[,] and mental hygiene services of this State and its subdivisions.

Article - Natural Resources

4-1006.

(b) (1) A person may not catch oysters or clams on any area closed by the Department of [Health and Mental Hygiene] THE ENVIRONMENT due to pollution.