

for the establishment of an oyster sanctuary; prohibiting a person from catching oysters in a certain oyster sanctuary; requiring the Department to establish certain regulations establishing certain penalties; requiring the Department to submit a certain report by a certain date; providing for the termination of certain provisions of this Act; providing for the delayed effective date of a certain provision of this Act; and generally relating to the catching of oysters in waters contiguous to Calvert County.

BY adding to

Article - Natural Resources

Section 4-1014.1

Annotated Code of Maryland

(1997 Replacement Volume and 1998 Supplement)

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

Article - Natural Resources

4-1014.1.

(A) ~~THIS SECTION APPLIES TO THE WATERS OF THE STATE IN AND LYING~~
THAT LIE CONTIGUOUS TO CALVERT COUNTY IN THE CHESAPEAKE BAY.

(B) EXCEPT FOR A PERSON WHO HOLDS A DREDGE BOAT LICENSE FROM THE DEPARTMENT AND CATCHES OYSTERS UNDER § 4-1013 OF THIS SUBTITLE, A PERSON SHALL BE LICENSED BY THE DEPARTMENT BEFORE THE PERSON MAY CATCH OYSTERS BY POWER DREDGE IN WATERS SUBJECT TO THIS SECTION.

(C) (1) A PERSON MAY NOT HOLD AN OYSTER HARVESTER LICENSE AND A POWER DREDGING LICENSE SIMULTANEOUSLY.

(2) THE DEPARTMENT:

(I) MAY ISSUE A POWER DREDGING LICENSE ONLY TO THE HOLDER OF AN OYSTER HARVESTER LICENSE; AND

(II) SHALL SUSPEND A PERSON'S OYSTER HARVESTER LICENSE ON ISSUANCE OF A POWER DREDGING LICENSE UNTIL THE HOLDER SURRENDERS THE POWER DREDGING LICENSE TO THE DEPARTMENT.

(3) (I) IF A PERSON WISHES TO RECOVER THE PERSON'S PREVIOUSLY VALID OYSTER HARVESTER LICENSE, THE PERSON SHALL RETURN THE PERSON'S CURRENTLY VALID POWER DREDGING LICENSE TO THE DEPARTMENT.

(II) ON RECEIPT OF THE POWER DREDGING LICENSE, THE DEPARTMENT SHALL:

1. EXCHANGE THE POWER DREDGING LICENSE FOR THE PERSON'S FORMER OYSTER HARVESTER LICENSE AT NO COST; AND