

(1990 Replacement Volume and 1990 Supplement)

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

**Article – Natural Resources**

4-602.

(a) With due regard for distribution, abundance, economic value, and breeding habits of fish in nontidal waters, the Secretary may adopt rules and regulations to extend, restrict, or prohibit catching, possessing, purchasing, transporting, or exporting fish from nontidal waters.

(b) [Upon written petition, at least 50 State residents who hold valid angler's licenses may propose any rule or regulation pertaining to fish in nontidal waters to the Secretary for adoption. The full text of the proposed rule or regulation shall be published in a newspaper of general circulation in every county affected by the rule or regulation at least ten days prior to its consideration. The published notice shall state the date, time, and place the proposed rule or regulation is to be considered, and that any interested person may be heard on the proposal. If the Secretary adopts the proposed rule or regulation or any part of it he shall give notice of the effective date of the rule or regulation in the same manner as it was proposed.

(c) In case of fire hazard or similar emergency, the Secretary may adopt any rule or regulation pursuant to subsection (a). The rule or regulation becomes effective immediately upon publication in a newspaper of general circulation in every county affected by the rule or regulation.

(d) The Secretary shall mail a copy of the adopted rules and regulations to the clerk of the circuit court of every county affected by the rule or regulation. The county clerk shall record and post in front of the county court house every adopted rule or regulation.

(e) In addition to any other penalty provided in this title, any person convicted of violating any rule or regulation the Department adopts, shall be fined \$5 for each fish illegally caught. If a person is convicted a second or subsequent time within the same 12-month period for a violation of the rules and regulations the Department adopts, he shall have his angler's license suspended for a period of 12 months from the date of the second or subsequent conviction.

10-205.

(a) Having a due regard for the distribution, abundance, economic value, and breeding habits of wildlife, the Secretary may adopt regulations to enlarge, extend, restrict, or prohibit hunting, possessing, selling, purchasing, shipping, carrying, transporting, or exporting wildlife.

(b) [Upon written petition, 50 residents of the State, at least 25 of whom shall hold valid hunter's licenses and at least 25 of whom are farmers actually residing on farms, may propose to the Secretary for adoption of regulations pertaining to wildlife.