

HOUSE BILL 1164

M2

71r2881

By: **Southern Maryland Delegation**

Introduced and read first time: February 19, 2007

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Potomac River Fisheries Commission – Authority – Leasing Land Beneath**
3 **the Potomac River**

4 FOR the purpose of authorizing the Potomac River Fisheries Commission to regulate
5 leasing of certain lands under certain areas of the Potomac River for oyster and
6 clam cultivation; authorizing the Commission to levy certain fees; making this
7 Act subject to a certain contingency; and generally relating to the authority of
8 the Potomac River Fisheries Commission.

9 BY repealing and reenacting, with amendments,
10 Article – Natural Resources
11 Section 4–307
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2006 Supplement)

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

16 **Article – Natural Resources**

17 4–307.

18 The Potomac River Fisheries Commission shall have the power to make, adopt,
19 and publish such rules and regulations as may be necessary or desirable for
20 authorizing and regulating:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) [the] **THE** dredging of oysters in areas of the Potomac River within
2 its geographical jurisdiction and may levy license and repletion fees for same; **AND**

3 (2) (I) **LEASING OF THE RIVER BOTTOM AND THE WATER**
4 **COLUMN FOR CULTIVATING OYSTERS OR CLAMS IN AREAS OF THE POTOMAC**
5 **RIVER WITHIN ITS GEOGRAPHICAL JURISDICTION; AND**

6 (II) **LEVYING OF LICENSE, LEASING, OR REPLETION FEES**
7 **RELATED TO THE LEASING OF LAND BENEATH THE WATERS OF THE POTOMAC**
8 **RIVER UNDER ITEM (I) OF THIS PARAGRAPH.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not take
10 effect until a similar Act is enacted by the Commonwealth of Virginia; that the
11 Commonwealth of Virginia is requested to concur in this Act of the General Assembly
12 of Maryland by the enactment of a similar Act; that the Department of Legislative
13 Services shall notify the appropriate officials of the Commonwealth of Virginia of the
14 enactment of this Act; and that upon the concurrence in this Act by the
15 Commonwealth of Virginia, the Governor of the State of Maryland shall issue a
16 proclamation declaring this Act valid and effective and shall forward a copy of the
17 proclamation to the Executive Director of the Department of Legislative Services.

18 SECTION 3. AND BE IT FURTHER ENACTED, That, subject to Section 2 of
19 this Act, this Act shall take effect October 1, 2007.