

# HOUSE BILL 1341

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6lr3222

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By: **Delegate McMillan**

Introduced and read first time: February 12, 2016

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 17, 2016

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **State Wetlands License – Temporary Installation of a Boat Canopy – Exemption**

3 FOR the purpose of exempting the temporary installation of a certain boat canopy for a  
4 certain period annually from a certain State wetlands licensing requirement under  
5 certain circumstances; and generally relating to State wetlands licenses.

6 BY repealing and reenacting, without amendments,

7 Article – Environment

8 Section 16–202(a)

9 Annotated Code of Maryland

10 (2014 Replacement Volume and 2015 Supplement)

11 BY repealing and reenacting, with amendments,

12 Article – Environment

13 Section 16–202(h)

14 Annotated Code of Maryland

15 (2014 Replacement Volume and 2015 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

17 That the Laws of Maryland read as follows:

18 **Article – Environment**

19 16–202.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) A person may not dredge or fill on State wetlands without a license.

2 (h) The provisions of this section do not apply to any operation for:

3 (1) Dredging and filling being conducted as of July 1, 1970, as authorized  
4 under the terms of an appropriate permit or license granted under the provisions of existing  
5 State and federal law;

6 (2) Dredging of seafood products by any licensed operator, harvesting of  
7 seaweed, or mosquito control and abatement as approved by the Department of Agriculture;

8 (3) Improvement of wildlife habitat or agricultural drainage ditches as  
9 approved by an appropriate unit;

10 (4) Routine maintenance or repair of existing bulkheads, provided that  
11 there is no addition or channelward encroachment; [or]

12 (5) Aquaculture activities occurring under a lease issued by the  
13 Department of Natural Resources under Title 4, Subtitle 11A of the Natural Resources  
14 Article; **OR**

15 **(6) TEMPORARY INSTALLATION OF A BOAT CANOPY FROM ~~MAY~~ APRIL**  
16 **1 THROUGH OCTOBER 1 ANNUALLY IF THE BOAT CANOPY:**

17 **(I) IS INSTALLED ON A BOAT LIFT ATTACHED TO A**  
18 **RESIDENTIAL PIER WHERE THE WATER DEPTH IS AT LEAST 6 FEET AT MEAN LOW**  
19 **WATER; AND**

20 **(II) DOES NOT EXCEED:**

21 **1. 30 FEET IN LENGTH; AND**

22 **2. 10 FEET IN WIDTH.**

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2016.