

# 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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## A BILL ENTITLED

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.

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

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

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

13 **(6) TEMPORARY INSTALLATION OF A BOAT CANOPY FROM MAY 1**  
14 **THROUGH OCTOBER 1 ANNUALLY IF THE BOAT CANOPY:**

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

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

19 **1. 30 FEET IN LENGTH; AND**

20 **2. 10 FEET IN WIDTH.**

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