
By: **Delegate Weir**
Introduced and read first time: February 13, 1998
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Fishing - Pound or Stake Nets**

3 FOR the purpose of requiring owners of certain pound or stake net poles to remove
4 them during certain dates, except under certain circumstances; requiring
5 owners of certain lights to keep them in good condition; altering the provisions
6 concerning penalties to provide for a revocation of eligibility to obtain a striped
7 bass allocation under certain circumstances; and generally relating to fishing
8 and pound or stake nets.

9 BY repealing and reenacting, with amendments,
10 Article - Natural Resources
11 Section 4-711(h)
12 Annotated Code of Maryland
13 (1997 Replacement Volume and 1997 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 4-711.

18 (h) Every licensee shall maintain his stakes AND LIGHTS in good condition and
19 promptly remove and renew any stake that may be unsound, broken, or liable to go
20 adrift. A licensee may not permit or allow to remain in the water any pound or net
21 stake for a period greater than 30 days following the removal of the net from each
22 stake, or the discontinuance of fishing of the net AND MAY NOT PERMIT OR ALLOW
23 ANY POUND OR STAKE NET POLES TO REMAIN IN THE WATER BETWEEN JANUARY 1
24 AND JANUARY 31, UNLESS THE OWNER OF THE POUND NET NOTIFIES THE
25 DEPARTMENT THAT THE NET IS BEING ACTIVELY FISHED. [If the licensee does not
26 comply with the provision of this subsection, the Department immediately shall notify
27 him by certified mail, return receipt requested, bearing a postmark from the United
28 States Postal Service, to remove the stakes within 30 days after receipt of the notice.
29 If the] A licensee WHO fails to comply with [this notice he] THE PROVISIONS OF THIS
30 SUBSECTION is guilty of a misdemeanor and upon conviction is subject to a fine of at

1 least \$200 and not exceeding \$1,000, with costs imposed in the discretion of the court,
2 AND MAY NOT BE ELIGIBLE TO OBTAIN A STRIPED BASS ALLOCATION IN THE
3 FOLLOWING YEAR.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 1998.