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By: **Delegates McClenahan and W. Baker**  
Introduced and read first time: February 19, 2001  
Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Department of Natural Resources - Limited Fishing Guide License**

3 FOR the purpose of authorizing the Department of Natural Resources to issue a  
4 certain limited fishing guide license for use under certain circumstances;  
5 prohibiting certain guides from accepting consideration for certain fishing guide  
6 services unless certain persons possess certain licenses; providing for a certain  
7 delayed effective date; and generally relating to the issuance of a certain limited  
8 fishing guide license.

9 BY repealing and reenacting, with amendments,  
10 Article - Natural Resources  
11 Section 4-210  
12 Annotated Code of Maryland  
13 (2000 Replacement Volume)

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 4-210.

18 (a) Except for a person employed to operate a vessel for a master fishing guide  
19 under § 4-701(o), any person who desires to accept direct or indirect consideration for  
20 providing services as a fishing guide shall obtain a license.

21 (b) In addition to any license required by this section, a person may not  
22 furnish any service as a fishing guide that requires operating a boat or vessel as part  
23 of that service without first obtaining appropriate federal licenses to operate a vessel  
24 carrying passengers for hire.

25 (c) A person who is required to be licensed under this section must have all  
26 appropriate federal and State licenses in the person's possession whenever  
27 performing services as a fishing guide.

1 (d) A commercial fishing guide shall be required to submit reports monthly on  
2 forms provided by the Department.

3 (e) (1) The Secretary may establish by regulation first aid and safety  
4 requirements with which all licensed fishing guides shall comply.

5 (2) The Department may suspend, revoke, or refuse to issue a license for  
6 failure to comply with the terms of the license.

7 (f) The Department may issue a tidal fish license under § 4-701 of this  
8 subtitle and a freshwater fishing guide license under § 4-210.1 of this subtitle.

9 (G) (1) THE DEPARTMENT MAY ISSUE A LIMITED FISHING GUIDE LICENSE  
10 THAT IS APPLICABLE ONLY TO ALLOW A LICENSE HOLDER TO GUIDE ANGLERS IN:

11 (I) UP TO 3 BOATS OR VESSELS THAT:

12 1. HAVE 1 OR 2 OCCUPANTS; AND

13 2. IS PROPELLED BY OARS OR PADDLES; OR

14 (II) UP TO 3 ANGLERS FISHING FROM SHORE.

15 (2) A PERSON MAY NOT ACCEPT ANY CONSIDERATION FOR SERVICES AS  
16 A FISHING GUIDE LICENSED UNDER THIS SUBSECTION UNLESS THE PERSON AND  
17 ALL PERSONS BEING GUIDED POSSESS, AS APPLICABLE, AN ANGLER'S LICENSE  
18 ISSUED UNDER § 4-604 OF THIS TITLE OR A CHESAPEAKE BAY SPORT FISHING  
19 LICENSE ISSUED UNDER § 4-745 OF THIS TITLE.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 January 1, 2002.