

SENATE BILL 72

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2001 Regular Session
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(PRE-FILED)

By: **Chairman, Economic and Environmental Affairs Committee**
(Departmental - Natural Resources)

Requested: November 14, 2000
Introduced and read first time: January 10, 2001
Assigned to: Economic and Environmental Affairs

Committee Report: Favorable
Senate action: Adopted
Read second time: January 18, 2001

CHAPTER _____

1 AN ACT concerning

2 **Fish - Chesapeake Bay Sport Fishing License - Exemptions**

3 FOR the purpose of exempting certain persons from certain provisions of law
4 requiring a Chesapeake Bay sport fishing license under certain circumstances;
5 and generally relating to a Chesapeake Bay sport fishing license.

6 BY repealing and reenacting, with amendments,
7 Article - Natural Resources
8 Section 4-745(c)
9 Annotated Code of Maryland
10 (2000 Replacement Volume)

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

13 **Article - Natural Resources**

14 4-745.

15 (c) A person may fish for finfish in the Chesapeake Bay or its tidal tributaries
16 without a Chesapeake Bay sport fishing license if the person:

- 17 (1) Is under the age of 16;
- 18 (2) Possesses a valid commercial license;

1 (3) Is fishing from private real property as an owner, family member of
2 an owner, or nonpaying guest of an owner;

3 (4) Is fishing with a hook and line from a public bridge or public pier
4 which has been designated by the Department as a free fishing area;

5 (5) Holds a valid tidal water sport fishing license issued by the State of
6 Virginia, Potomac River Fisheries Commission, or District of Columbia, provided that
7 this exemption shall not take effect until the Secretary has published notice in the
8 Maryland Register of the Secretary's determination that the Virginia, Potomac River
9 Fisheries Commission, or District of Columbia requirements for a tidal water sport
10 fishing license are substantially similar to and reciprocal with the Chesapeake Bay
11 sport fishing license requirements of this section;

12 (6) Is fishing pursuant to any special license issued under subsection (d)
13 of this section;

14 (7) (i) Is on active duty with the armed forces of the United States;

15 (ii) Is a resident of this State;

16 (iii) Is on leave from the armed forces; and

17 (iv) Has, while fishing, a copy of the person's official leave orders;

18 (8) Fishes on a free fishing day designated by the Secretary; [or]

19 (9) Holds a current resident consolidated senior sport fishing license
20 issued under § 4-216 of this title[.]; OR

21 (10) **IS A PATIENT WHO IS UNDER TREATMENT BY A STATE-APPROVED**
22 **MENTAL HEALTH FACILITY, OR IS AN INDIVIDUAL WHO ATTENDS OR RESIDES IN A**
23 **STATE-APPROVED RETARDATION FACILITY, IF THE ADMINISTRATOR OF THE**
24 **FACILITY CERTIFIES THAT THE PATIENT OR INDIVIDUAL IS ENGAGED IN AN**
25 **APPROVED THERAPEUTIC PROGRAM WHICH WOULD INVOLVE A FISHING ACTIVITY.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
27 effect June 1, 2001.