
By: **Delegate Dewberry**

Introduced and read first time: February 8, 2002

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources - Nonresident Limited Fishing Guide License - Fee**

3 FOR the purpose of altering the fee charged by the Department of Natural Resources

4 for a limited fishing guide license for a nonresident.

5 BY repealing and reenacting, with amendments,

6 Article - Natural Resources

7 Section 4-210

8 Annotated Code of Maryland

9 (2000 Replacement Volume and 2001 Supplement)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

11 MARYLAND, That the Laws of Maryland read as follows:

12 **Article - Natural Resources**

13 4-210.

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

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

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

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

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

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

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

5 (g) (1) The Department may issue a limited fishing guide license that is
6 applicable in all waters of the State to allow a license holder to guide:

7 (i) Anglers in up to 3 boats or vessels that:

8 1. Have 1 or 2 occupants; and

9 2. Are propelled by oars or paddles; or

10 (ii) 1. Except as provided in item 2 of this item, up to 10 anglers
11 fishing from shore or on foot in the water; or

12 2. Any number of anglers who are participating in an
13 educational or recreational program sponsored by a State, local, or municipal
14 government and who are fishing from shore or on foot in the water.

15 (2) A person may not accept any consideration for services as a fishing
16 guide licensed under this subsection unless the person and all persons being guided
17 possess, as applicable, an angler's license issued under § 4-604 of this title or a
18 Chesapeake Bay sport fishing license issued under § 4-745 of this title.

19 (3) A recreational angler under the guidance of a limited fishing guide in
20 tidal waters may not:

21 (i) Catch or possess the species of fish known as the striped bass or
22 rockfish in the tidal waters designated in § 4-210.1(f) of this subtitle; and

23 (ii) From March 1 through May 31, catch or attempt to catch the
24 species of fish known as the striped bass or rockfish in spawning areas and rivers,
25 including all waters north of a line from Abbey Point to Wornton Point, including the
26 Sassafra River, Bohemia River, Elk River, Northeast River, Susquehanna River,
27 Susquehanna Flats, and the Chesapeake and Delaware Canal.

28 (h) (1) The fee for a limited fishing guide license under subsection (g) of this
29 section shall be:

30 (i) For a resident, \$50; and

31 (ii) For a nonresident, [~~\$100~~] \$500.

32 (2) All fees collected by the Department under this subsection shall be
33 used for monitoring the freshwater fishery.

34 (3) The Department shall publicly report annually the amounts collected
35 under this subsection.

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