
By: **Delegates Walkup, Rosso, Sophocleus, D'Amato, Leopold, Crouse,
Conway, Cadden, Cane, McClenahan, W. Baker, La Vay, and Pielke**

Introduced and read first time: February 8, 2002

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Dredge Deposits - Creation of Artificial Islands in the Chesapeake Bay -**
3 **Prohibited Use as Part of Management Plan**

4 FOR the purpose of defining a certain term; providing that the deposit of dredged
5 material to create artificial islands in the Chesapeake Bay may not be part of
6 the development or implementation of any plan or program for the management
7 of dredged material or for the protection or development of the Chesapeake Bay;
8 and generally relating to the deposit of dredge material in the Chesapeake Bay
9 for the purpose of creating artificial islands.

10 BY repealing and reenacting, with amendments,
11 Article - Natural Resources
12 Section 8-1808(e)
13 Annotated Code of Maryland
14 (2000 Replacement Volume and 2001 Supplement)

15 BY adding to
16 Article - Environment
17 Section 5-1102.2
18 Annotated Code of Maryland
19 (1996 Replacement Volume and 2001 Supplement)

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

22 **Article - Natural Resources**

23 8-1808.

24 (e) (1) Nothing in this section shall impede or prevent the dredging of any
25 waterway in a critical area. However, dredging in a critical area is subject to other
26 applicable federal and State laws and regulations.

1 (2) (I) FOR THE PURPOSE OF THIS SECTION, "ARTIFICIAL ISLAND"
2 MEANS ANY NEW ISLAND CREATED OR FORMED BY THE MECHANICAL DUMPING OR
3 DEPOSITING OF DREDGE MATERIAL IN THE CHESAPEAKE BAY.

4 (II) THE DEPOSIT OF DREDGED MATERIAL TO CREATE ARTIFICIAL
5 ISLANDS IN THE CHESAPEAKE BAY MAY NOT BE A PART OF THE DEVELOPMENT OR
6 IMPLEMENTATION OF ANY PLAN OR PROGRAM FOR THE MANAGEMENT OF DREDGED
7 MATERIAL OR FOR THE PROTECTION OR DEVELOPMENT OF THE CHESAPEAKE BAY.

8 **Article - Environment**

9 5-1102.2.

10 (A) FOR THE PURPOSE OF THIS SECTION, "ARTIFICIAL ISLAND" MEANS ANY
11 NEW ISLAND CREATED OR FORMED BY THE MECHANICAL DUMPING OR DEPOSITING
12 OF DREDGE MATERIAL IN THE CHESAPEAKE BAY.

13 (B) THE DEPOSIT OF DREDGED MATERIAL TO CREATE ARTIFICIAL ISLANDS IN
14 THE CHESAPEAKE BAY MAY NOT BE A PART OF THE DEVELOPMENT OR
15 IMPLEMENTATION OF ANY PLAN OR PROGRAM FOR THE MANAGEMENT OF DREDGED
16 MATERIAL OR FOR THE PROTECTION OR DEVELOPMENT OF THE CHESAPEAKE BAY.

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