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By: **Delegates O'Donnell and McIntosh**

Introduced and read first time: February 10, 2005

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Fish and Fisheries - Seafood - Aquaculture**

3 FOR the purpose of renaming and altering the duties of the Aquaculture Advisory  
4 Committee within the State Department of Agriculture; establishing and  
5 providing for the duties of the Aquaculture Review Board within the  
6 Department; establishing and providing for the duties of the Seafood Program  
7 Management Team within the Department; establishing and providing for the  
8 duties of the Innovative Seafood Technologies Program within the Department;  
9 establishing and providing for the duties of an Aquaculture Coordinator within  
10 the Department; requiring the Department of Natural Resources to take certain  
11 measures to increase the productivity or utility of the natural oyster bars of the  
12 State; requiring, on or before a certain date, the Tidal Fisheries Advisory  
13 Commission within the Department of Natural Resources to conduct certain  
14 activities and to, in accordance with certain laws, issue a report to certain  
15 legislative committees; making certain technical changes; providing for the  
16 termination of a certain provision of this Act; and generally relating to the  
17 management of seafood resources in the State.

18 BY repealing and reenacting, with amendments,  
19 Article - Agriculture  
20 Section 2-106(a), 10-1001, 10-1002, 10-1301, and 10-1302  
21 Annotated Code of Maryland  
22 (1999 Replacement Volume and 2004 Supplement)

23 BY adding to  
24 Article - Agriculture  
25 Section 10-10A-01 to be under the new subtitle "Subtitle 10A. Seafood Program  
26 Management Team"; 10-10B-01 to be under the new subtitle "Subtitle  
27 10B. Innovative Seafood Technologies Program"; and 10-1302  
28 Annotated Code of Maryland  
29 (1999 Replacement Volume and 2004 Supplement)

30 BY repealing and reenacting, with amendments,  
31 Article - Natural Resources

1 Section 4-204(a) and 4-1103(a)  
2 Annotated Code of Maryland  
3 (2000 Replacement Volume and 2004 Supplement)

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

6 **Article - Agriculture**

7 2-106.

8 (a) The following positions and units are included within the Department:

9 (1) The Tobacco Authority of the State of Maryland;

10 (2) The Maryland Agricultural Fair Board;

11 (3) The Chief of Weights and Measures;

12 (4) The State Chemist;

13 (5) The State Veterinarian;

14 (6) The State Board of Veterinary Medical Examiners;

15 (7) The State Soil Conservation Committee;

16 (8) The Board of Review of the Department of Agriculture;

17 (9) The Maryland Agricultural Commission;

18 (10) The Maryland Horse Industry Board;

19 (11) The Seafood Marketing [Authority] AND AQUACULTURE  
20 DEVELOPMENT PROGRAM and Division of Market Development;

21 (12) The Seafood Marketing Advisory Commission;

22 (13) The Maryland Winery and Grape Growers' Advisory Board; [and]

23 (14) [Aquaculture Advisory Committee] THE AQUACULTURE REVIEW  
24 BOARD; AND

25 (15) THE AQUACULTURE COORDINATING COUNCIL.

26 10-1001.

27 (a) There is a Seafood Marketing [Authority] AND AQUACULTURE  
28 DEVELOPMENT PROGRAM and a Division of Market Development.

1 (b) The Seafood Marketing [Authority] AND AQUACULTURE DEVELOPMENT  
2 PROGRAM and Division of Market Development shall be part of the Department of  
3 Agriculture.

4 (c) The Seafood Marketing [Authority] AND AQUACULTURE DEVELOPMENT  
5 PROGRAM and Division of Market Development shall have the powers, duties,  
6 responsibilities, and functions provided in the laws of this State.

7 10-1002.

8 (a) There is a Seafood Marketing Fund.

9 (b) The Fund may receive proceeds from activities conducted by the Seafood  
10 Marketing [Authority] AND AQUACULTURE DEVELOPMENT PROGRAM. These  
11 activities may include cookbook sales, poster sales, seafood festivals, and similar  
12 activities.

13 (c) The Secretary shall adopt regulations to administer the Seafood Marketing  
14 Fund.

15 SUBTITLE 10A. SEAFOOD PROGRAM MANAGEMENT TEAM.

16 10-10A-01.

17 (A) THERE IS A SEAFOOD PROGRAM MANAGEMENT TEAM TO BE  
18 ADMINISTERED BY THE MARYLAND COOPERATIVE EXTENSION.

19 (B) THE TEAM SHALL:

20 (1) ESTABLISH AND MONITOR A GRANT PROGRAM FOR THE  
21 IMPLEMENTATION OF APPROPRIATE PROJECTS THAT SUPPORT THE ECONOMIC  
22 HEALTH OF THE MARYLAND SEAFOOD INDUSTRY;

23 (2) PRIORITIZE, SELECT FOR FUNDING, AND OVERSEE SEAFOOD  
24 INDUSTRY PROJECTS UNDER A RAPID RESPONSE STRUCTURE; AND

25 (3) EXAMINE NEW TECHNOLOGIES, EQUIPMENT, RAW AND  
26 VALUE-ADDED PRODUCTS, FEASIBILITY STUDIES, AND MARKET DEVELOPMENT AND  
27 COST CONTROL STRATEGIES.

28 (C) THE TEAM SHALL CONSIST OF THE FOLLOWING 17 INDIVIDUALS  
29 APPOINTED BY THE DEPARTMENT:

30 (1) 11 MEMBERS INCLUDING:

31 (I) 1 HOLDER OF A TIDAL FISHERIES LICENSE;

32 (II) 1 CRAB PROCESSOR;

33 (III) 1 OYSTER PACKER;

- 1 (IV) 1 SURF CLAM PROCESSOR;
- 2 (V) 1 FINFISH PROCESSOR;
- 3 (VI) 1 VALUE-ADDED PROCESSOR;
- 4 (VII) 1 WHOLESALE DISTRIBUTOR;
- 5 (VIII) 1 SEAFOOD DISTRIBUTOR;
- 6 (IX) 1 AQUAFARMER;
- 7 (X) 1 REPRESENTATIVE OF THE CHESAPEAKE BAY SEAFOOD
- 8 INDUSTRIES ASSOCIATION; AND

9 (XI) 1 REPRESENTATIVE OF THE MARYLAND WATERMEN'S  
10 ASSOCIATION; AND

11 (2) 6 ADVISORS, INCLUDING 1 REPRESENTATIVE EACH FROM:

- 12 (I) THE UNIVERSITY OF MARYLAND, COLLEGE PARK;
- 13 (II) THE UNIVERSITY OF MARYLAND, EASTERN SHORE;
- 14 (III) THE DEPARTMENT;
- 15 (IV) THE DEPARTMENT OF THE ENVIRONMENT;
- 16 (V) THE DEPARTMENT OF NATURAL RESOURCES; AND
- 17 (VI) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

18 (D) (1) (I) TEAM MEMBERS SHALL SELECT THE CHAIR FROM AMONG THE  
19 TEAM MEMBERS.

20 (II) ONLY TEAM MEMBERS MAY VOTE IN THE SELECTION OF  
21 PROJECTS TO BE FUNDED.

22 (2) AT THE INVITATION OF THE MEMBERS, TEAM ADVISORS MAY ASSIST  
23 WITH PROJECT DESIGN, PROPOSAL PREPARATION, AND PROJECT-RELATED  
24 RESEARCH.

25 (E) IF A PROJECT IS FUNDED BY THE TEAM, THE TEAM SHALL MAKE PUBLIC  
26 THE PROJECT'S DESIGN AND RESULTS.

27 SUBTITLE 10B. INNOVATIVE SEAFOOD TECHNOLOGIES PROGRAM.

28 10-10B-01.

29 (A) THERE IS AN INNOVATIVE SEAFOOD TECHNOLOGIES PROGRAM.

1 (B) THE PROGRAM SHALL:

2 (1) WITH INDUSTRY AND OTHER RELEVANT PARTNERS, EVALUATE  
3 EACH CORE MARYLAND FISHERY TO DETERMINE THE NATURE AND EXTENT OF  
4 LIMITATIONS ON EXPANSION AND PROFITABILITY AND TO IDENTIFY POTENTIAL  
5 STRATEGIES FOR GROWTH;

6 (2) CONDUCT APPLIED STUDIES, INCLUDING COMPARISONS OF  
7 ALTERNATIVE PROCESSING METHODS OR SPECIES SUBSTITUTION, TO DETERMINE  
8 EFFECTIVE AND EFFICIENT METHODS TO EXPAND THE PRODUCTION AND  
9 PROFITABILITY OF THE CORE MARYLAND FISHERIES;

10 (3) CONDUCT MARKET TESTS TO DETERMINE NEW PRODUCT  
11 ACCEPTABILITY AND POTENTIAL DEMAND;

12 (4) AS APPROPRIATE, IMPLEMENT PILOT PROJECTS AND SMALL  
13 COMMERCIAL DEMONSTRATIONS TO RESOLVE ANY OUTSTANDING QUALITY OR  
14 PRODUCTION ISSUES AND TO EDUCATE INDUSTRY REPRESENTATIVES,  
15 REGULATORS, AND OTHER PARTNERS;

16 (5) SUPPORT THE SEAFOOD INDUSTRY IN ITS EFFORTS TO IMPLEMENT  
17 INNOVATIVE PROCEDURES AND TO COMPLY WITH ASSOCIATED REGULATIONS; AND

18 (6) ENHANCE THE AWARENESS OF INNOVATIVE PRODUCTS AND  
19 PROGRAMS AMONG COMMERCIAL BUYERS AND THE GENERAL PUBLIC.

20 (C) AS APPROPRIATE, THE PROGRAM SHALL UTILIZE THE EXPERTISE OF  
21 REPRESENTATIVES OF THE SEAFOOD PROGRAM MANAGEMENT TEAM, THE SEAFOOD  
22 INDUSTRY, INCLUDING SEAFOOD HARVESTERS, PRODUCERS, PROCESSORS, BUYERS,  
23 AND FOOD INDUSTRY SUPPLIERS, AND GOVERNMENT AND RELATED ACADEMIC  
24 FIELDS.

25 10-1301.

26 (a) (1) The General Assembly defines aquaculture as an agricultural  
27 activity.

28 (2) "Aquaculture" includes the commercial rearing of finfish, shellfish,  
29 and aquatic plants for sale, trade, barter, or shipment.

30 (b) It is the intent of the General Assembly to create [an advisory committee]:

31 (1) AN AQUACULTURE REVIEW BOARD AND AN AQUACULTURE  
32 COORDINATING COUNCIL to promote the development of an aquaculture industry in  
33 this State; AND

34 (2) AN AQUACULTURE COORDINATOR TO ASSIST PERSONS IN  
35 OBTAINING THE PERMITS AND LICENSES NECESSARY TO CONDUCT AQUACULTURE  
36 IN THE STATE.

1 (c) The Maryland Department of Agriculture is the lead agency for  
2 [promoting]:

3 (1) PROMOTING, coordinating, and marketing aquaculture and  
4 aquaculture products; AND

5 (2) COORDINATING AND STREAMLINING THE PROCESS OF APPLYING  
6 FOR A STATE AQUACULTURE PERMIT.

7 (d) The Department of Natural Resources is responsible for enforcement of  
8 laws, regulations, and rules.

9 (e) The University of Maryland is the lead agency for research in aquaculture  
10 production and shall be responsible for development of education and extension  
11 programs which promote aquaculture as an industry.

12 10-1302.

13 (A) THERE IS AN AQUACULTURE REVIEW BOARD.

14 (B) THE REVIEW BOARD SHALL CONSIST OF THE FOLLOWING 5 MEMBERS,  
15 EACH OF WHOM SHALL REPRESENT ONE OF THE FOLLOWING STATE DEPARTMENTS  
16 CHARGED WITH RESPONSIBILITY FOR AN ASPECT OF THE STATE AQUACULTURE  
17 PERMITTING PROCESS OR OVERSIGHT OF PERMIT COMPLIANCE:

18 (1) THE DEPARTMENT OF AGRICULTURE, TO BE REPRESENTED BY THE  
19 AQUACULTURE COORDINATOR, WHO SHALL SERVE AS CHAIR;

20 (2) 1 REPRESENTATIVE OF THE DEPARTMENT OF THE ENVIRONMENT,  
21 DESIGNATED BY THE SECRETARY OF THE ENVIRONMENT;

22 (3) 1 REPRESENTATIVE OF THE DEPARTMENT OF HEALTH AND MENTAL  
23 HYGIENE, DESIGNATED BY THE SECRETARY OF HEALTH AND MENTAL HYGIENE;

24 (4) 1 REPRESENTATIVE OF THE DEPARTMENT OF NATURAL RESOURCES,  
25 DESIGNATED BY THE SECRETARY OF NATURAL RESOURCES; AND

26 (5) 1 REPRESENTATIVE OF THE BOARD OF PUBLIC WORKS.

27 (C) (1) THE AQUACULTURE COORDINATOR SHALL BE THE SINGLE POINT OF  
28 CONTACT FOR AN APPLICANT FOR ALL PERMITS AND LICENSES NECESSARY TO  
29 CONDUCT AQUACULTURE IN THE STATE.

30 (2) THE REVIEW BOARD SHALL:

31 (I) COORDINATE THE DEVELOPMENT OF STATEWIDE  
32 AQUACULTURE POLICY AND, TO THE MAXIMUM EXTENT FEASIBLE, THE  
33 STREAMLINING OF THE APPLICATION PROCESS;

34 (II) TRACK EACH APPLICATION AS IT PROGRESSES THROUGH EACH  
35 DEPARTMENT; AND

1 (III) ENSURE FULL AND MEANINGFUL DEPARTMENTAL  
2 COMMUNICATION WITH AN APPLICANT DURING EACH STAGE OF THE APPLICATION  
3 PROCESS.

4 [10-1302.] 10-1303.

5 (a) There is an Aquaculture [Advisory Committee] COORDINATING COUNCIL.

6 (b) The [Advisory Committee] COORDINATING COUNCIL shall consist of [21]  
7 THE FOLLOWING 16 members:

8 (1) 1 member of the Maryland Senate designated by the President of the  
9 Senate;

10 (2) 1 member of the Maryland House of Delegates designated by the  
11 Speaker of the House;

12 (3) 1 representative of the Department of Agriculture designated by the  
13 Secretary of Agriculture;

14 (4) 1 representative of the Department of Natural Resources Police  
15 designated by the Secretary of Natural Resources;

16 (5) 1 representative of the Department of Natural Resources, [Tidewater  
17 Administration] FISHERIES SERVICE, designated by the Secretary of Natural  
18 Resources;

19 (6) [1 representative] 2 REPRESENTATIVES of the [College of  
20 Agriculture at the] University of Maryland designated by the President of the  
21 University of Maryland, College Park:

22 (I) 1 WITH EXPERTISE IN AQUACULTURE RESEARCH; AND

23 (II) 1 REPRESENTING THE MARYLAND COOPERATIVE EXTENSION;

24 (7) 1 representative of the Department of Business and Economic  
25 Development designated by the Secretary of Business and Economic Development[,  
26 who shall be a nonvoting member];

27 (8) 1 representative of the Department of the Environment designated  
28 by the Secretary of the Environment[, who shall be a nonvoting member];

29 (9) 1 representative of the Department of Health and Mental Hygiene  
30 designated by the Secretary of Health and Mental Hygiene[, who shall be a nonvoting  
31 member]; [and]

32 (10) [12 members appointed by the Governor:

33 (i) 5 who shall represent the aquaculture or agriculture industry;

34 (ii) 1 who shall represent the aquaculture supplier industry;

- 1 (iii) 1 who shall represent licensed Maryland seafood harvesters;
- 2 (iv) 2 who shall represent the wholesale and retail seafood industry;
- 3 (v) 1 who shall represent seafood consumers;
- 4 (vi) 1 who shall represent the scientific community; and
- 5 (vii) 1 member of the Boat Act Advisory Commission or the Tidal  
6 Fisheries Advisory Commission] 3 REPRESENTATIVES OF THE AQUACULTURE  
7 INDUSTRY DESIGNATED BY THE GOVERNOR; AND

8 (11) 3 TIDAL FISHERIES LICENSED HARVESTERS, INCLUDING AT LEAST  
9 ONE WHO IS A MEMBER OF THE MARYLAND WATERMEN'S ASSOCIATION DESIGNATED  
10 BY THE GOVERNOR.

11 (c) (1) The [Advisory Committee] COORDINATING COUNCIL shall  
12 [formulate]:

13 (I) FORMULATE and make proposals TO THE GOVERNOR AND, IN  
14 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE  
15 EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE  
16 ENVIRONMENTAL MATTERS COMMITTEE ON OR BEFORE OCTOBER 1 OF EACH YEAR  
17 for advancing Maryland aquaculture, including recommendations for a fee structure  
18 on aquaculture operations in order to reduce State expenditures on aquaculture  
19 programs;

20 (II) ESTABLISH AND MONITOR A GRANT PROGRAM FOR THE  
21 IMPLEMENTATION OF APPROPRIATE PROJECTS THAT SUPPORT THE ECONOMIC  
22 HEALTH OF THE STATE AQUACULTURE INDUSTRY;

23 (III) CONDUCT APPLIED STUDIES OF PROJECTS AND PRODUCTS  
24 THAT MAY EXPAND THE AQUACULTURE INDUSTRY IN THE STATE;

25 (IV) CONDUCT MARKET TESTS TO DETERMINE ACCEPTABILITY AND  
26 POTENTIAL DEMAND FOR NEW AQUACULTURE PRODUCTS;

27 (V) AS APPROPRIATE, IMPLEMENT PILOT PROJECTS AND SMALL  
28 COMMERCIAL DEMONSTRATIONS TO RESOLVE ANY OUTSTANDING QUALITY OR  
29 PRODUCTION ISSUES AND TO EDUCATE INDUSTRY REPRESENTATIVES,  
30 REGULATORS, AND OTHER PARTNERS;

31 (VI) SUPPORT THE AQUACULTURE INDUSTRY IN ITS EFFORTS TO  
32 IMPLEMENT INNOVATIVE PROCEDURES AND TO COMPLY WITH ASSOCIATED  
33 REGULATIONS;

34 (VII) ENHANCE THE AWARENESS OF INNOVATIVE AQUACULTURE  
35 PRODUCTS AND PROGRAMS AMONG COMMERCIAL BUYERS AND THE GENERAL  
36 PUBLIC;



1 (VIII) ON OR BEFORE DECEMBER 31, 2006, DEVELOP BEST  
2 MANAGEMENT PRACTICES THAT:

3 1. PROVIDE GUIDANCE FOR FRESHWATER AND MARINE  
4 AQUACULTURE PERMITTING AND COMPLIANCE; AND

5 2. SERVE AS THE BASIS FOR THE ADOPTION OF STATE  
6 REGULATIONS REGARDING TIDAL AND NONTIDAL AQUACULTURE;

7 (IX) INVESTIGATE AND, TO THE EXTENT FEASIBLE, ENHANCE THE  
8 AREA OF THE CHESAPEAKE BAY THAT IS AVAILABLE TO PRIVATE LEASE FOR  
9 PURPOSES RELATED TO THE AQUACULTURE AND SEAFOOD INDUSTRIES;

10 (X) PROVIDE FOR THE ESTABLISHMENT OF PREPERMITTED  
11 AQUACULTURE ENTERPRISE ZONES IN THE CHESAPEAKE AND COASTAL BAYS, SO AS  
12 TO:

13 1. STREAMLINE THE PERMITTING PROCESS IN THESE  
14 ZONES;

15 2. PROVIDE INCENTIVES FOR PRIVATE INVESTMENT IN  
16 LEASING OPERATIONS;

17 3. ENCOURAGE INDIVIDUALS WITH HISTORICAL RECORDS  
18 IN THE COMMERCIAL FISHERY TO ADAPT THEIR EXPERTISE TO THE RAISING AND  
19 HARVESTING OF SEAFOOD BY AQUACULTURE; AND

20 4. UTILIZE AREAS THAT DO NOT IMPACT COMMERCIAL  
21 SEAFOOD HARVESTING; AND

22 (XI) ON A REGULAR BASIS, REVIEW STATE REGULATIONS  
23 IMPACTING AQUACULTURE AND MAKE RECOMMENDATIONS TO THE AQUACULTURE  
24 REVIEW BOARD REGARDING ANY NECESSARY OR ADVISABLE REGULATORY  
25 CHANGES.

26 (2) THE COORDINATING COUNCIL MAY ESTABLISH SUBCOMMITTEES TO  
27 PROVIDE TECHNICAL ASSISTANCE TO THE COUNCIL, WITH SUBCOMMITTEE TOPICS  
28 AND MEMBERSHIP AS THE COUNCIL DETERMINES TO BE APPROPRIATE.

29 (d) (1) The term of a member appointed by the Governor is 3 years.

30 (2) The terms of the members appointed by the Governor serving on July  
31 1, [1988] 2006 expire as follows:

32 (i) [4] 2 members in [1989] 2007;

33 (ii) [4] 2 members in [1990] 2008; and

34 (iii) [4] 2 members in [1991] 2009.

1 (3) At the end of a term, a member continues to serve until a successor is  
2 appointed and qualifies.

3 (4) A member who is appointed after a term begins serves only for the  
4 rest of the term and until a successor is appointed and qualifies.

5 (5) An appointed member may not serve more than 2 consecutive terms.

6 (e) The Governor may remove a member for incompetence or misconduct.

7 (f) The [Advisory Committee] COORDINATING COUNCIL may elect from  
8 among its [appointed] members a chairman, vice-chairman, secretary and other  
9 officers it deems appropriate.

10 (g) The [Advisory Committee] COORDINATING COUNCIL shall determine the  
11 time and place of its meetings.

12 (h) The members of the [Committee] COORDINATING COUNCIL may not  
13 receive a salary, but shall be reimbursed for reasonable expenses incurred in  
14 attending meetings and other [Committee] COUNCIL business, as provided under the  
15 Standard State Travel Regulations.

16 **Article - Natural Resources**

17 4-1103.

18 (a) The Department shall take measures which in its judgment seem best  
19 calculated to increase the productivity or utility of any part of the natural oyster bars  
20 of the State, INCLUDING:

21 (1) IDENTIFYING AND USING EFFECTIVE METHODS OF CLEANING  
22 DISEASED OYSTER BARS;

23 (2) PROVIDING CLEAN SHELL FOR THE BARS; AND

24 (3) USING HATCHERY PRODUCED OYSTERS TO REPLANT SITES.

25 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
26 read as follows:

27 **Article - Natural Resources**

28 4-204.

29 (a) (1) There is a Tidal Fisheries Advisory Commission in the Department.

30 (2) The Commission is composed of up to 12 members appointed and  
31 serving in accordance with the procedures adopted under § 1-102(c) of this article.

32 (3) Up to eleven commercial watermen and one member of the Sports  
33 Fisheries Advisory Commission shall comprise the Commission.

1 (4) The term of a member is 2 years.

2 (5) ON OR BEFORE DECEMBER 1, 2006, THE COMMISSION, IN  
3 CONSULTATION WITH THE DEPARTMENT AND THE SPORT FISHERIES ADVISORY  
4 COMMISSION, SHALL:

5 (I) DEVELOP A LONG-TERM PROCESS TO DEFINE AND PRIORITIZE  
6 SPECIFIC FISHERY MANAGEMENT OBJECTIVES, SO AS TO ENSURE THAT END-USE  
7 CONSUMERS HAVE ACCESS TO SEAFOOD COMMERCIALY HARVESTED IN  
8 MARYLAND;

9 (II) WITHIN PRIORITY SPECIES, IDENTIFY APPROPRIATE  
10 MANAGEMENT MEASURES AND PREFERRED STRATEGIES FOR THE MAXIMIZATION OF  
11 A SUSTAINABLE RETURN AND MAKE THIS INFORMATION AVAILABLE TO STATE  
12 OFFICIALS INVOLVED IN DECISION MAKING FOR THE MANAGEMENT OF THESE  
13 SPECIES, STAKEHOLDERS, AND THE GENERAL PUBLIC;

14 (III) REVIEW EXISTING REGULATIONS AND RECOMMEND CHANGES  
15 AS APPROPRIATE; AND

16 (IV) REPORT ON THESE MATTERS TO THE GOVERNOR AND, IN  
17 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE  
18 EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE  
19 ENVIRONMENTAL MATTERS COMMITTEE.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 June 1, 2005. Section 2 of this Act shall remain effective for a period of 1 year and 7  
22 months and, at the end of December 31, 2006, with no further action required by the  
23 General Assembly, Section 2 of this Act shall be abrogated and of no further force and  
24 effect.