

UNOFFICIAL COPY OF SENATE BILL 283

M4

(5lr1484)

ENROLLED BILL

-- Education, Health, and Environmental Affairs/Environmental Matters --

Introduced by **Senators Klausmeier, Brochin, Colburn, Dyson, Hogan,
Kasemeyer, Middleton, and Schrader**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

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

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

1 making certain technical changes; providing for the termination of a certain
2 provision of this Act; and generally relating to the management of seafood
3 resources in the State.

4 BY repealing and reenacting, without amendments,
5 Article - Agriculture
6 Section 2-102(c)
7 Annotated Code of Maryland
8 (1999 Replacement Volume and 2004 Supplement)

9 BY repealing and reenacting, with amendments,
10 Article - Agriculture
11 Section 2-106(a), 10-1001, 10-1002, 10-1301, and 10-1302
12 Annotated Code of Maryland
13 (1999 Replacement Volume and 2004 Supplement)

14 BY adding to
15 Article - Agriculture
16 Section 10-10A-01 to be under the new subtitle "Subtitle 10A. Seafood Program
17 Management Team"; 10-10B-01 to be under the new subtitle "Subtitle
18 10B. Innovative Seafood Technologies Program"; and 10-1302
19 Annotated Code of Maryland
20 (1999 Replacement Volume and 2004 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article - Natural Resources
23 Section 4-204(a) and 4-1103(a)
24 Annotated Code of Maryland
25 (2000 Replacement Volume and 2004 Supplement)

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

28 **Article - Agriculture**

29 2-102.

30 (c) The Secretary, with the approval of the Governor, shall appoint a deputy
31 secretary who has the duties provided by law or delegated by the Secretary. The
32 deputy secretary serves at the pleasure of the Secretary and shall receive the salary
33 provided in the State budget.

34 2-106.

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

- 1 (1) The Tobacco Authority of the State of Maryland;
- 2 (2) The Maryland Agricultural Fair Board;
- 3 (3) The Chief of Weights and Measures;
- 4 (4) The State Chemist;
- 5 (5) The State Veterinarian;
- 6 (6) The State Board of Veterinary Medical Examiners;
- 7 (7) The State Soil Conservation Committee;
- 8 (8) The Board of Review of the Department of Agriculture;
- 9 (9) The Maryland Agricultural Commission;
- 10 (10) The Maryland Horse Industry Board;
- 11 (11) The Seafood Marketing [Authority] AND AQUACULTURE
12 DEVELOPMENT PROGRAM and Division of Market Development;
- 13 (12) The Seafood Marketing Advisory Commission;
- 14 (13) The Maryland Winery and Grape Growers' Advisory Board; [and]
- 15 (14) [Aquaculture Advisory Committee] THE AQUACULTURE REVIEW
16 BOARD; AND
- 17 (15) THE AQUACULTURE COORDINATING COUNCIL.

18 10-1001.

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

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

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

27 10-1002.

28 (a) There is a Seafood Marketing Fund.

29 (b) The Fund may receive proceeds from activities conducted by the Seafood
30 Marketing [Authority] AND AQUACULTURE DEVELOPMENT PROGRAM. These

1 activities may include cookbook sales, poster sales, seafood festivals, and similar
2 activities.

3 (c) The Secretary shall adopt regulations to administer the Seafood Marketing
4 Fund.

5 SUBTITLE 10A. SEAFOOD PROGRAM MANAGEMENT TEAM.

6 10-10A-01.

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

9 (B) THE TEAM SHALL:

10 (1) ESTABLISH AND MONITOR A GRANT PROGRAM FOR THE
11 IMPLEMENTATION OF APPROPRIATE PROJECTS THAT SUPPORT THE ECONOMIC
12 HEALTH OF THE MARYLAND SEAFOOD INDUSTRY;

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

15 (3) EXAMINE NEW TECHNOLOGIES, EQUIPMENT, RAW AND
16 VALUE-ADDED PRODUCTS, FEASIBILITY STUDIES, AND MARKET DEVELOPMENT AND
17 COST CONTROL STRATEGIES.

18 (C) THE TEAM SHALL CONSIST OF THE FOLLOWING ~~47~~ 18 INDIVIDUALS
19 APPOINTED BY THE DEPARTMENT:

20 (1) ~~44~~ 12 MEMBERS INCLUDING:

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

22 (II) 1 CRAB PROCESSOR;

23 (III) 1 OYSTER PACKER;

24 (IV) 1 SURF CLAM PROCESSOR;

25 (V) 1 FINFISH PROCESSOR;

26 (VI) 1 VALUE-ADDED PROCESSOR;

27 (VII) 1 WHOLESALE DISTRIBUTOR;

28 (VIII) 1 SEAFOOD DISTRIBUTOR;

29 (IX) 1 AQUAFARMER;

30 (X) 1 REPRESENTATIVE OF THE CHESAPEAKE BAY SEAFOOD
31 INDUSTRIES ASSOCIATION; ~~AND~~

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

3 (XII) 1 REPRESENTATIVE OF THE SEAFOOD MARKETING ADVISORY
4 COMMISSION; AND

5 (2) ~~7~~ 6 ADVISORS, INCLUDING 1 REPRESENTATIVE EACH FROM:

6 (I) THE UNIVERSITY OF MARYLAND, COLLEGE PARK;

7 (II) THE UNIVERSITY OF MARYLAND, EASTERN SHORE;

8 (III) THE DEPARTMENT;

9 (IV) THE DEPARTMENT OF THE ENVIRONMENT;

10 (V) THE DEPARTMENT OF NATURAL RESOURCES; AND

11 (VI) ~~THE STATE DEPARTMENT OF AGRICULTURE; AND~~

12 ~~(VII)~~ THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

13 (D) (1) (I) TEAM MEMBERS SHALL SELECT THE CHAIR FROM AMONG THE
14 TEAM MEMBERS.

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

17 (2) AT THE INVITATION OF THE MEMBERS, TEAM ADVISORS MAY ASSIST
18 WITH PROJECT DESIGN, PROPOSAL PREPARATION, AND PROJECT-RELATED
19 RESEARCH.

20 (E) IF A PROJECT IS FUNDED BY THE TEAM, THE TEAM SHALL MAKE PUBLIC
21 THE PROJECT'S DESIGN AND RESULTS ON THE DEPARTMENT'S WEBSITE AND BY
22 OTHER METHODS DETERMINED BY THE TEAM OR AS REQUIRED BY LAW.

23 SUBTITLE 10B. INNOVATIVE SEAFOOD TECHNOLOGIES PROGRAM.

24 10-10B-01.

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

26 (B) THE PROGRAM SHALL:

27 (1) WITH INDUSTRY AND OTHER RELEVANT PARTNERS, EVALUATE
28 ~~EACH CORE MARYLAND FISHERY~~ EXISTING AND INNOVATIVE SEAFOOD
29 TECHNOLOGIES TO DETERMINE THE NATURE AND EXTENT OF LIMITATIONS ON
30 EXPANSION AND PROFITABILITY AND TO IDENTIFY POTENTIAL STRATEGIES FOR
31 GROWTH;

1 (2) CONDUCT APPLIED STUDIES, INCLUDING COMPARISONS OF
2 ALTERNATIVE PROCESSING METHODS ~~OR SPECIES SUBSTITUTION~~, TO DETERMINE
3 EFFECTIVE AND EFFICIENT METHODS TO EXPAND THE PRODUCTION AND
4 PROFITABILITY OF ~~THE CORE MARYLAND FISHERIES~~ MARYLAND SEAFOOD;

5 (3) CONDUCT MARKET TESTS TO DETERMINE NEW PRODUCT
6 ACCEPTABILITY AND POTENTIAL DEMAND;

7 (4) AS APPROPRIATE, IMPLEMENT PILOT PROJECTS AND SMALL
8 COMMERCIAL DEMONSTRATIONS TO RESOLVE ANY OUTSTANDING QUALITY OR
9 PRODUCTION ISSUES AND TO EDUCATE INDUSTRY REPRESENTATIVES,
10 REGULATORS, AND OTHER PARTNERS;

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

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

15 (C) AS APPROPRIATE, THE PROGRAM SHALL UTILIZE THE EXPERTISE OF
16 REPRESENTATIVES OF THE SEAFOOD PROGRAM MANAGEMENT TEAM, THE SEAFOOD
17 INDUSTRY, INCLUDING SEAFOOD HARVESTERS, PRODUCERS, PROCESSORS, BUYERS,
18 AND FOOD INDUSTRY SUPPLIERS, AND GOVERNMENT AND RELATED ACADEMIC
19 FIELDS.

20 10-1301.

21 (a) (1) The General Assembly defines aquaculture as an agricultural
22 activity.

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

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

26 (1) AN AQUACULTURE REVIEW BOARD AND AN AQUACULTURE
27 COORDINATING COUNCIL to promote the development of an aquaculture industry in
28 this State; AND

29 (2) AN AQUACULTURE COORDINATOR TO ASSIST PERSONS IN
30 OBTAINING THE PERMITS AND LICENSES NECESSARY TO CONDUCT AQUACULTURE
31 IN THE STATE.

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

34 (1) PROMOTING, coordinating, and marketing aquaculture and
35 aquaculture products; AND

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

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

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

8 10-1302.

9 (A) THERE IS AN AQUACULTURE REVIEW BOARD.

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

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

16 (2) 1 REPRESENTATIVE OF THE DEPARTMENT OF THE ENVIRONMENT,
17 DESIGNATED BY THE SECRETARY OF THE ENVIRONMENT;

18 (3) 1 REPRESENTATIVE OF THE DEPARTMENT OF HEALTH AND MENTAL
19 HYGIENE, DESIGNATED BY THE SECRETARY OF HEALTH AND MENTAL HYGIENE;

20 (4) 1 REPRESENTATIVE OF THE DEPARTMENT OF NATURAL RESOURCES,
21 DESIGNATED BY THE SECRETARY OF NATURAL RESOURCES; AND

22 (5) 1 REPRESENTATIVE OF THE BOARD OF PUBLIC WORKS.

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

26 (2) THE REVIEW BOARD SHALL:

27 (I) COORDINATE THE DEVELOPMENT OF STATEWIDE
28 AQUACULTURE POLICY AND, TO THE MAXIMUM EXTENT FEASIBLE, THE
29 STREAMLINING OF THE APPLICATION PROCESS;

30 (II) TRACK EACH APPLICATION AS IT PROGRESSES THROUGH EACH
31 DEPARTMENT; AND

32 (III) ENSURE FULL AND MEANINGFUL DEPARTMENTAL
33 COMMUNICATION WITH AN APPLICANT DURING EACH STAGE OF THE APPLICATION
34 PROCESS.

1 [10-1302.] 10-1303.

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

3 (b) The [Advisory Committee] COORDINATING COUNCIL shall consist of [21]
4 THE FOLLOWING ~~46~~ 17 members:

5 (1) 1 member of the Maryland Senate designated by the President of the
6 Senate;

7 (2) 1 member of the Maryland House of Delegates designated by the
8 Speaker of the House;

9 (3) 1 representative of the Department of Agriculture designated by the
10 Secretary of Agriculture;

11 (4) 1 representative of the Department of Natural Resources Police
12 designated by the Secretary of Natural Resources;

13 (5) 1 representative of the Department of Natural Resources, [Tidewater
14 Administration] FISHERIES SERVICE, designated by the Secretary of Natural
15 Resources;

16 (6) [1 representative] 2 REPRESENTATIVES of the [College of
17 Agriculture at the] University of Maryland designated by the President of the
18 University of Maryland, College Park:

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

20 (II) 1 REPRESENTING THE MARYLAND COOPERATIVE EXTENSION;

21 (7) 1 representative of the Department of Business and Economic
22 Development designated by the Secretary of Business and Economic Development[,
23 who shall be a nonvoting member];

24 (8) 1 representative of the Department of the Environment designated
25 by the Secretary of the Environment[, who shall be a nonvoting member];

26 (9) 1 representative of the Department of Health and Mental Hygiene
27 designated by the Secretary of Health and Mental Hygiene[, who shall be a nonvoting
28 member; and];

29 (10) [12 members appointed by the Governor:

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

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

32 (iii) 1 who shall represent licensed Maryland seafood harvesters;

33 (iv) 2 who shall represent the wholesale and retail seafood industry;

1 (v) 1 who shall represent seafood consumers;

2 (vi) 1 who shall represent the scientific community; and

3 (vii) 1 member of the Boat Act Advisory Commission or the Tidal
4 Fisheries Advisory Commission] 3 REPRESENTATIVES OF THE AQUACULTURE

5 INDUSTRY DESIGNATED BY THE GOVERNOR; ~~AND~~

6 (11) 3 TIDAL FISHERIES LICENSED HARVESTERS, INCLUDING AT LEAST
7 ONE WHO IS A MEMBER OF THE MARYLAND WATERMEN'S ASSOCIATION DESIGNATED
8 BY THE GOVERNOR; AND

9 (12) 1 REPRESENTATIVE DESIGNATED BY THE PRESIDENT OF THE
10 UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE.

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~~ WILL 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~~ STATE WATERS THAT IS AVAILABLE TO PRIVATE
9 LEASE FOR PURPOSES RELATED TO THE AQUACULTURE AND SEAFOOD INDUSTRIES;

10 (X) PROVIDE FOR THE ESTABLISHMENT OF ~~PRE-PERMITTED~~
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; AND

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 AND THE
3 SPORT FISHERIES ADVISORY COMMISSION, IN CONSULTATION WITH THE
4 DEPARTMENT AND THE SPORT FISHERIES ADVISORY 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 ~~(I) TO MAXIMIZE THE ACCESS TO AND THE BENEFIT OF A~~
15 ~~SUSTAINABLE AND ECOLOGICALLY SOUND FISHERY FOR ALL THE CITIZENS OF~~
16 ~~MARYLAND;~~

17 1. DEVELOP A LONG-TERM PROCESS TO DEFINE AND
18 PRIORITIZE SPECIFIC FISHERY MANAGEMENT OBJECTIVES; AND

19 2. WITHIN PRIORITY SPECIES, IDENTIFY APPROPRIATE
20 MANAGEMENT MEASURES AND PREFERRED STRATEGIES AND MAKE THOSE
21 MEASURES AND STRATEGIES AVAILABLE TO STATE OFFICIALS INVOLVED IN
22 DECISION MAKING FOR THE MANAGEMENT OF THOSE SPECIES, TO STAKEHOLDERS,
23 AND TO THE GENERAL PUBLIC;

24 ~~(III)~~ (II) REVIEW EXISTING REGULATIONS AND RECOMMEND
25 CHANGES AS APPROPRIATE; AND

26 ~~(IV)~~ (III) REPORT ON THESE MATTERS TO THE GOVERNOR AND, IN
27 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE
28 EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE
29 ENVIRONMENTAL MATTERS COMMITTEE.

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

