

BY: Delegate Eckardt

AMENDMENTS TO HOUSE BILL NO. 853
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "Act;" insert "requiring the Department of Natural Resources to adopt certain regulations;"; and in line 22, after "4-1002" insert ", 4-1002.1,".

AMENDMENT NO. 2

On page 2, after line 14, insert:

"4-1002.1.

(A) THE DEPARTMENT OF NATURAL RESOURCES SHALL ADOPT REGULATIONS TO REQUIRE INDIVIDUALS TO OBTAIN A PERMIT TO ENGAGE IN COMMERCIAL HARD CLAM HARVESTING IN THE STATE.

(B) THE REGULATIONS ADOPTED BY THE DEPARTMENT UNDER THIS SECTION SHALL:

(1) LIMIT THE ISSUANCE OF A PERMIT TO INDIVIDUALS WHO HAVE LANDED AT LEAST 100 BAGS OF HARD CLAMS, AS DOCUMENTED IN DEALER REPORTS, IN THE COASTAL BAYS OF THE STATE FOR AT LEAST TWO SEASONS DURING THE 1990/1991 TO 2000/2001 SEASONS FOR HARVESTING CLAMS IN THE STATE; AND

(2) PROVIDE THAT A PERMIT IS TRANSFERABLE TO A PERSON WHO PURCHASES A CLAM RIG FROM A PERSON WHO HOLDS A PERMIT IF THE TRANSFEROR RELINQUISHES THE TRANSFEROR'S RIGHTS UNDER THE PERMIT TO THE NEW OWNER OF THE CLAM RIG."