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By: **Delegates Morhaim, Cardin, Cryor, Frush, Hammen, Hubbard,  
McIntosh, and Zirkin**

Introduced and read first time: January 13, 2006  
Assigned to: Environmental Matters

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Committee Report: Favorable  
House action: Adopted  
Read second time: February 15, 2006

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2                                   **Aquaculture - Transgenic and Genetically Altered Species - Prohibitions -**  
3                                   **Sunset Extension**

4 FOR the purpose of extending the termination date for provisions of law that prohibit,  
5     unless certain conditions are met, the Department of Natural Resources from  
6     issuing an aquaculture permit for the raising of transgenic or genetically altered  
7     species; and generally relating to aquaculture permits for transgenic or  
8     genetically altered species.

9 BY repealing and reenacting, without amendments,  
10    Article - Natural Resources  
11    Section 4-11A-01(i) and 4-11A-02(a)(3)  
12    Annotated Code of Maryland  
13    (2005 Replacement Volume and 2005 Supplement)

14 BY repealing and reenacting, with amendments,  
15    Chapter 54 of the Acts of the General Assembly of 2001  
16    Section 2

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

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**Article - Natural Resources**

2 4-11A-01.

3 (i) "Transgenic" means an organism into which genetic material from another  
4 organism has been experimentally transferred, so that the host acquires the genetic  
5 traits of the transferred genes.

6 4-11A-02.

7 (a) (3) The Department may not issue a permit for the raising of a  
8 transgenic species or a genetically altered species, unless:

9 (i) The permit limits the aquaculture operation to waters of the  
10 State that do not flow into any other body of water; and

11 (ii) The aquaculture operation is constructed in a manner that  
12 assures that transgenic or genetically altered stocks are precluded from entering any  
13 other waters or contaminating other aquatic species of the State.

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**Chapter 54 of the Acts of 2001**

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2001. It shall remain effective for a period of [5 years] 10 YEARS AND 3  
17 MONTHS and, at the end of [September 30, 2006] DECEMBER 31, 2011, with no further  
18 action required by the General Assembly, this Act shall be abrogated and of no further  
19 force and effect.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 July 1, 2006.