

HOUSE BILL 1158

M2

(71r0046)

ENROLLED BILL

— *Environmental Matters/ Education, Health, and Environmental Affairs* —
Introduced by **Chair, Environmental Matters Committee (By Request – Departmental – Natural Resources)**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Shellfish Dealers – Licensure**

3 FOR the purpose of requiring a person who deals in shellfish to obtain a license issued
4 by the Department of Natural Resources; providing for certain exceptions to the
5 licensure requirement for a person who deals in shellfish; requiring the
6 Department to adopt certain regulations; requiring the Department to adopt
7 certain regulations to define the species that are included as shellfish for certain
8 purposes; and generally relating to the licensure of shellfish dealers.

9 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 Article – Natural Resources
2 Section 4–702
3 Annotated Code of Maryland
4 (2005 Replacement Volume and 2006 Supplement)

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

7 **Article – Natural Resources**

8 4–702.

9 (a) Except as provided in subsection (b), a person may not buy, sell, ship,
10 transport, or otherwise deal in finfish **OR SHELLFISH** unless the person is licensed by
11 the Department.

12 (b) The following persons are not required to obtain a license under this
13 section:

14 (1) A person licensed by the Department to catch finfish **OR**
15 **SHELLFISH** for sale;

16 (2) A retail market, restaurant, or other establishment where finfish
17 **OR SHELLFISH** are sold or served to ultimate consumers, and not for resale;

18 (3) A person who buys finfish **OR SHELLFISH** for personal use or
19 consumption; and

20 (4) A person who catches and sells as bait finfish **OR SHELLFISH**
21 species defined as bait under subsection (c) of this section.

22 (c) The Department shall adopt regulations defining which species of finfish
23 **AND SHELLFISH** may be caught and sold as bait under subsection (b)(4) of this
24 section.

25 **(D) THE DEPARTMENT SHALL ADOPT REGULATIONS TO DEFINE THE**
26 **SPECIES THAT ARE INCLUDED AS SHELLFISH UNDER ~~SUBSECTION (A) OF THIS~~**
27 **SECTION.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 2007.