

# HOUSE BILL 226

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8lr0015

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By: **Chair, Environmental Matters Committee (By Request - Departmental - Natural Resources)**

Introduced and read first time: January 23, 2008

Assigned to: Environmental Matters

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Committee Report: Favorable

House action: Adopted

Read second time: March 4, 2008

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Department of Natural Resources - Regulation of Bait**

3 FOR the purpose of requiring the Department of Natural Resources to adopt certain  
4 regulations regarding bait; repealing a certain bait dealer's license and certain  
5 other restrictions and limitations relating to live bait dealers; repealing certain  
6 limitations on the amounts and types of bait that may be sold by live bait  
7 dealers; and generally relating to the authority of the Department of Natural  
8 Resources to regulate bait in the State.

9 BY adding to  
10 Article - Natural Resources  
11 Section 4-219  
12 Annotated Code of Maryland  
13 (2005 Replacement Volume and 2007 Supplement)

14 BY repealing  
15 Article - Natural Resources  
16 Section 4-11A-19  
17 Annotated Code of Maryland  
18 (2005 Replacement Volume and 2007 Supplement)

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

21 **Article - Natural Resources**

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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.



1 **4-219.**

2 **THE DEPARTMENT SHALL ADOPT REGULATIONS DEFINING WHICH**  
 3 **SPECIES MAY BE HARVESTED, IMPORTED, TRANSPORTED, SOLD, OR USED AS**  
 4 **BAIT IN THE STATE.**

5 [4-11A-19.

6 (a) Any person desiring to sell live bait in Montgomery, Frederick, or  
 7 Washington county shall apply to a person designated by the Department for a live  
 8 bait dealer's license. The application shall be in the form the Department prescribes,  
 9 and contain an affidavit signed by the applicant that he is a resident of the county.  
 10 Upon payment by the applicant of an annual fee of \$10.50, the designated person may  
 11 issue a license supplied by the Department to the designated person. As compensation  
 12 for each bait dealer's license issued, the designated person shall retain 50 cents. Any  
 13 money collected for license fees during a month shall be forwarded to the Department  
 14 on the first day of each succeeding month. The Department shall account for the  
 15 money to the State Treasurer.

16 (b) A live bait dealer may sell only minnows, chubs measuring less than 6  
 17 inches in length, and killifishes and mad toms procured from the waters of the  
 18 Potomac River. He may not possess more than 750 bait fish of every type at one time.  
 19 The bait boxes of the live bait dealer shall be open for a Natural Resources police  
 20 officer to inspect at any reasonable time.

21 (c) A live bait dealer may not sell more than 35 bait fish to any person in any  
 22 day. A licensee may not transport bait fish out of the county where purchased or sell it  
 23 outside that county. A purchaser from the licensee may not resell bait fish but may  
 24 transport it outside of the county where purchased.]

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 26 October 1, 2008.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.