

# HOUSE BILL 1436

M1

8lr3120

---

By: **Delegates Weir, Boteler, Holmes, Impallaria, and Minnick**

Introduced and read first time: February 12, 2008

Assigned to: Rules and Executive Nominations

Re-referred to: Environmental Matters, February 25, 2008

---

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 2008

---

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

1 AN ACT concerning

2 **Natural Resources - Fishing Restrictions - Pot and Net Setting**

3 FOR the purpose of altering the distance that a person is prohibited from setting ~~a net~~  
4 a certain pot, net, or series of nets within a certain distance in any direction of  
5 any other net or series of nets; ~~altering the method used to measure the~~  
6 ~~distance between~~ limiting the length of nets for enforcement purposes a certain  
7 net or series of nets; limiting the application of a certain distance restriction to a  
8 certain pot, net, or series of nets; defining a certain term; and generally relating  
9 to fishing restrictions on the use of ~~nets~~ certain pots and nets.

10 BY repealing and reenacting, with amendments,

11 Article - Natural Resources

12 Section 4-728(a)

13 Annotated Code of Maryland

14 (2005 Replacement Volume and 2007 Supplement)

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

17 **Article - Natural Resources**

18 4-728.

---

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 (a) (1) IN THIS SUBSECTION, "CONNECTED LINE OF NETS" MEANS A  
 2 SERIES OF CONNECTED NETS SET IN SINGLE FILE.

3 (2) Except as OTHERWISE provided in ~~paragraph (2) of this subsection~~  
 4 THIS TITLE, a person may not set ~~any net~~:

5 (I) A FISH POT, FYKE NET, OR CONNECTED LINE OF FYKE  
 6 NETS within [1,650] ~~300~~ 500 feet in any direction of any other ~~net~~, ~~MEASURED AT~~  
 7 ~~RIGHT ANGLES TO EXISTING NETS OR LINE OF NETS FOR ENFORCEMENT~~  
 8 ~~PURPOSES~~, or any NET OR CONNECTED LINE OF NETS;

9 (II) A FYKE net of a total length of more than OR CONNECTED  
 10 LINE OF FYKE NETS THAT EXCEEDS 1,500 feet IN LENGTH, including the net's  
 11 leaders, hedges, or wings. ~~In addition, a net may not be set; OR~~

12 (III) A FISH POT, FYKE NET, OR CONNECTED LINE OF FYKE  
 13 NETS at a distance greater than one-fourth the distance across the bay, measured  
 14 from the low water mark.

15 ~~(2)~~ (3) In the waters in the part of the Chesapeake Bay which lies  
 16 between a straight line drawn from Drum Point Lighthouse in Calvert County to Hog  
 17 Point in St. Mary's County, and a straight line drawn from Cove Point Lighthouse in  
 18 Calvert County to Cedar Point Lighthouse in St. Mary's County, a person may not set  
 19 any kind of net:

20 (i) Nearer than 500 yards in every direction from any other net;

21 (ii) Of a total length of more than 550 yards including the net's  
 22 leaders, hedges, or wings; or

23 (iii) At a greater distance than one-fourth the distance across  
 24 these waters measured from the low water mark on either side.

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