

# HOUSE BILL 1504

M2

(8lr3267)

## ENROLLED BILL

—*Environmental Matters / Education, Health, and Environmental Affairs*—

Introduced by **Delegates Eckardt, Cane, Elmore, Haddaway, and Smigiel**

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 **Department of Natural Resources – Shell Dredging – Permit Application**

3 FOR the purpose of requiring the Department of Natural Resources to apply ~~to the~~  
4 ~~United States Army Corps of Engineers~~ for a certain permit to dredge ~~fossil~~  
5 buried oyster shells; requiring the Department to apply for a certain permit on or  
6 before a certain date under certain circumstances; and generally relating to the  
7 dredging of ~~fossil~~ buried oyster shells.

8 BY repealing and reenacting, with amendments,  
9 Article – Natural Resources  
10 Section 4–1103(a)  
11 Annotated Code of Maryland  
12 (2005 Replacement Volume and 2007 Supplement)

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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.

*Italics indicate opposite chamber / conference committee amendments.*



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

3 **Article – Natural Resources**

4 4–1103.

5 (a) The Department shall take measures which in its judgment seem best  
6 calculated to increase the productivity or utility of any part of the natural oyster bars  
7 of the State, including:

8 (1) Identifying and using effective methods of cleaning diseased oyster  
9 bars;

10 (2) Providing clean shell for the bars; [and]

11 (3) Using hatchery produced oysters to replant sites; AND

12 (4) ~~APPLYING TO THE UNITED STATES ARMY CORPS OF~~  
13 ~~ENGINEERS FOR A PERMIT TO DREDGE FOSSIL~~ BURIED OYSTER SHELLS.

14 SECTION 2. AND BE IT FURTHER ENACTED, That the Department of  
15 Natural Resources shall apply to the Department of the Environment and the United  
16 States Army Corps of Engineers for permits to dredge buried oyster shells on or before  
17 December 1, 2008, if the Oyster Advisory Committee recommends the application based  
18 on its work, including a review of the findings of the draft Environmental Impact  
19 Statement concerning evaluation of oyster restoration alternatives for the Chesapeake  
20 Bay.

21 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take  
22 effect 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.