

SENATE BILL 930

M2

8lr3231
CF HB 1504

By: **Senator Colburn**

Introduced and read first time: February 21, 2008

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, March 3, 2008

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 21, 2008

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 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 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)

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

15 **Article - Natural Resources**

16 4-1103.

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

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

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

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

5 (4) **APPLYING TO THE UNITED STATES ARMY CORPS OF**
6 **ENGINEERS FOR A PERMIT TO DREDGE FOSSIL OYSTER SHELLS.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That the Department of
8 Natural Resources shall apply to the United States Army Corps of Engineers for a
9 permit to dredge fossil oyster shells on or before December 1, 2008 if the Department
10 determines that dredging for fossil oyster shells is consistent with the findings and
11 recommendations of the draft Environmental Impact Statement concerning evaluation
12 of oyster restoration alternatives for the Chesapeake Bay.

13 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take
14 effect October 1, 2008.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.