

SENATE BILL 125

M1

9lr1456

By: **Senators Brochin, Klausmeier, Pinsky, and Stone**

Introduced and read first time: January 16, 2009

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources – Prohibition on Dredging Buried Oyster Shells on**
3 **Man-O-War Shoals**

4 FOR the purpose of prohibiting the Department of Natural Resources from dredging
5 buried oyster shells on certain shoals as part of carrying out certain duties; and
6 generally relating to the management of the State's oyster culture by the
7 Department of Natural Resources.

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 2008 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) (1) [The] **EXCEPT AS PROVIDED BY PARAGRAPH (2) OF THIS**
18 **SUBSECTION, THE** Department shall take measures which in its judgment seem best
19 calculated to increase the productivity or utility of any part of the natural oyster bars
20 of the State, including:

21 [(1)] (I) Identifying and using effective methods of cleaning diseased
22 oyster bars;

23 [(2)] (II) Providing clean shell for the bars;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [(3)] (III) Using hatchery produced oysters to replant sites; and

2 [(4)] (IV) Applying for a permit to dredge buried oyster shells.

3 (2) **IN CARRYING OUT THE REQUIREMENTS OF PARAGRAPH (1) OF**
4 **THIS SUBSECTION, THE DEPARTMENT MAY NOT DREDGE BURIED OYSTER**
5 **SHELLS ON MAN-O-WAR SHOALS.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2009.