

# HOUSE BILL 394

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HB 1284/18 – ENV

9lr0915

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By: **Delegates Cassilly, Johnson, and Lisanti**

Introduced and read first time: January 30, 2019

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 2019

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

1 AN ACT concerning

2 **Tidal Fish Licenses – Authorization to Catch Crabs – Application Requirements**

3 FOR the purpose of requiring an applicant for a new or renewed commercial fishing  
4 authorization to catch crabs to supply, as part of the application, the applicant's  
5 home address and ~~certain forms of identification~~ proof of residency; and generally  
6 relating to tidal fish licenses.

7 BY repealing and reenacting, with amendments,

8 Article – Natural Resources

9 Section 4–701(i) and (l)

10 Annotated Code of Maryland

11 (2018 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

13 That the Laws of Maryland read as follows:

14 **Article – Natural Resources**

15 4–701.

16 (i) (1) The Department shall accept applications for new authorizations to  
17 participate in fishing activities under subsection (d)(2)(ii)1 or 2 of this section from qualified  
18 persons and maintain a waiting list of candidates for each fishing activity in order of the  
19 date and time that applications are received.

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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.



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1           (2) An applicant for a license to provide services as a commercial fishing  
2 guide in tidal waters of the State shall supply as part of the application verifiable references  
3 to any federal license that is issued by the U.S. Coast Guard to operate a vessel carrying  
4 passengers for hire in the applicant's name, as a condition precedent to engaging as a  
5 commercial fishing guide in tidal waters.

6           **(3) AN APPLICANT FOR AN AUTHORIZATION TO CATCH CRABS SHALL**  
7 **SUPPLY, AS PART OF THE APPLICATION, THE APPLICANT'S HOME ADDRESS AND ~~AT~~**  
8 **LEAST TWO FORMS OF IDENTIFICATION PROOF OF RESIDENCY.**

9           (1) (1) Notwithstanding the qualification criteria for a license and  
10 authorization to engage in an activity under this section, licensees may renew a harvester  
11 registration and any valid existing authorizations on their licenses annually.

12           (2) (i) Application to renew a tidal fish license shall be made not later  
13 than August 31, or the next business day in the instance that the Department is not open,  
14 for the following license year.

15           (ii) The Department may not accept application for renewal after  
16 that date, as stated in subparagraph (i) of this paragraph unless:

17                   1. Application is made by March 31, or the next business day  
18 in the instance that the Department is not open, of the following license year;

19                   2. The applicant shows good cause why application was not  
20 made by August 31 of the previous license year; and

21                   3. A late fee of \$50 is paid by the applicant in addition to the  
22 license fee.

23           **(3) AN APPLICANT FOR RENEWAL OF AN AUTHORIZATION TO CATCH**  
24 **CRABS SHALL SUPPLY, AS PART OF THE APPLICATION, THE APPLICANT'S HOME**  
25 **ADDRESS AND ~~AT LEAST TWO FORMS OF IDENTIFICATION~~ PROOF OF RESIDENCY.**

26           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
27 1, 2019.