

# HOUSE BILL 397

C8

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CF SB 363

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By: **Delegates D. Jones, Jacobs, T. Morgan, and Stewart**

Introduced and read first time: January 16, 2025

Assigned to: Environment and Transportation

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Committee Report: Favorable

House action: Adopted

Read second time: February 22, 2025

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

1 AN ACT concerning

2 **Maryland Agricultural and Resource–Based Industry Development Corporation**  
3 **– Oyster Shucking House Loan Program**

4 FOR the purpose of altering a certain loan program to authorize the Maryland Agricultural  
5 and Resource–Based Industry Development Corporation to provide loans up to a  
6 certain amount for certain seasonal full–time jobs; reducing the number of years that  
7 a person must have been a licensed seafood dealer in order to be eligible to receive  
8 financing under the loan program; and generally relating to loans provided by the  
9 Maryland Agricultural and Resource–Based Industry Development Corporation.

10 BY repealing and reenacting, with amendments,  
11 Article – Economic Development  
12 Section 10–519.1  
13 Annotated Code of Maryland  
14 (2024 Replacement Volume and 2024 Supplement)

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

17 **Article – Economic Development**

18 10–519.1.

19 (a) (1) In this section the following words have the meanings indicated.

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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.



1 (2) "Eligible seafood processing project" means a project to establish or  
2 expand the business of a licensed seafood dealer that:

3 (i) supports the goal of increasing the amount of oyster shells  
4 retained in the State and returned to the Chesapeake Bay; and

5 (ii) meets the criteria established by the Corporation under this  
6 section.

7 (3) "Licensed seafood dealer" means a person licensed under § 4-701 of the  
8 Natural Resources Article to buy, process, pack, resell, market or otherwise deal in fish  
9 caught in the tidal waters of the State.

10 (4) "Repletion" means enhancing areas where commercial harvest is  
11 permitted.

12 (5) "Seasonal full-time job" means a position for which an individual is  
13 required to work a minimum of 420 hours during 12 weeks of a 3-month period.

14 (b) (1) (i) The Corporation shall provide loans up to \$250,000 to finance the  
15 costs of eligible seafood processing projects in accordance with this section, including  
16 historic oyster shucking facilities, not to exceed \$25,000 for each full-time job or [\$10,000  
17 for each] seasonal full-time job that is projected to be created or retained.

18 (ii) Beginning 1 year after receipt of a loan under this section, a loan  
19 recipient shall report each year for 3 consecutive years to the Corporation to certify the  
20 number of full-time jobs and seasonal full-time jobs that were created or retained by the  
21 recipient during the previous 12-month period.

22 (2) Financing provided under this section shall be conditioned on the  
23 agreement by the recipient to comply with the provisions of § 4-1019.2 of the Natural  
24 Resources Article until the loan is repaid.

25 (3) The Corporation shall forgive any loan provided under this section as  
26 follows:

27 (i) the current market value as established in § 4-1019.2 of the  
28 Natural Resources Article for each bushel of oyster shells that the loan recipient returns to  
29 the Department of Natural Resources at no cost; or

30 (ii) \$25 for each bushel of spat-on-shell that the person plants on a  
31 public fishery bottom as verified by the Department of Natural Resources.

32 (c) A person is eligible to receive financing under this section if the person:

33 (1) (i) has been a licensed seafood dealer for at least [5] 3 years; or

1 (ii) has held a tidal fish license issued under § 4-701 of the Natural  
2 Resources Article for at least 5 years and agrees to obtain a seafood dealer license on  
3 receiving financing under this section;

4 (2) has paid all applicable business taxes and fees for the past 5 years;

5 (3) demonstrates to the satisfaction of the Corporation through a business  
6 plan and pro forma financial projections that, within 5 years after receiving financing under  
7 this section, the person's seafood processing business will have the potential to achieve  
8 viability as a business;

9 (4) meets any other eligibility requirements established by the  
10 Corporation; and

11 (5) agrees to the financing terms and conditions established by the  
12 Corporation that are otherwise in conformance with this section.

13 (d) (1) For fiscal year 2024, the Governor shall include in the annual budget  
14 bill an appropriation of \$1,000,000 to the Corporation for the purpose of providing loans  
15 under this section.

16 (2) The appropriation in paragraph (1) of this subsection shall be  
17 distributed to a special account to be used only to:

18 (i) provide loans under this section; and

19 (ii) pay the costs necessary to administer and operate this section.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
21 1, 2025.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.