



Chesapeake
OYSTER ALLIANCE
10 Billion for the Bay

ANNAPOLIS AQUACULTURE - ARUNDEL RIVERS FEDERATION - BIG ISLAND AQUACULTURE - BLUE OYSTER ENVIRONMENTAL - CHESAPEAKE BAY FOUNDATION - CHESSIE SEAFOOD - COASTAL CONSERVATION ASSOCIATION MARYLAND - FRIENDS OF ST. CLEMENTS BAY - FRIENDS OF THE WICOMICO RIVER - GROW OYSTER REEFS - HOLLYWOOD OYSTER CO. - HOOPERS ISLAND OYSTER CO. - LAMBERT SHELLFISH - LYNNHAVEN RIVER NOW - ORCHARD POINT OYSTERS - OYSTER COMPANY OF VIRGINIA - OYSTER NINJA/S.S. SHUCKING - SHORE THING SHELLFISH - SHORERIVERS - ST. MARY'S RIVER WATERSHED ASSOCIATION - TIDEWATER OYSTER GARDENERS ASSOCIATION - VIRGINIA WESLEYAN UNIVERSITY - WARD OYSTER

Senate Bill 442

Aquaculture Leases and Shellfish Nursery Operations - Wetlands

DATE: March 24, 2021

POSITION: **SUPPORT**

The Chesapeake Oyster Alliance is a broad coalition of non-profits, community organizations, oyster growers, and business owners with the shared goal of adding 10 billion oysters in the Bay by the year 2025. With a focus on oyster restoration, science-based fishery management, and increased aquaculture, the Chesapeake Oyster Alliance aims to accelerate oyster recovery efforts and in so doing the recovery of the Chesapeake Bay.

The Chesapeake Oyster Alliance strongly supports Senate Bill 442 and respectfully requests a favorable report from the House Environment and Transportation Committee.

In 2010, the Maryland Legislature revised state fisheries laws to encourage aquaculture operations to broaden their businesses and increase the harvest of oysters. The most dynamic of these new businesses were those that chose water column leases for their concentrated focus on selling into the lucrative restaurant industry. Sales increased quickly for these oysters which require special equipment and sorting methods to produce consistent and attractive oysters for serving on the half shell market. For these efforts, their oysters typically sell for 3 to 10 times the price for wild or bottom grown oysters.

These businesses invested their capital on the gear required to handle these oysters and each of the growers, based on their unique leases and facilities, honed their operations to minimize labor and equipment costs. These oyster growers have to manage their stock of oysters and one aspect is to periodically run their oysters through a piece of equipment called a tumbler two or three times before they are harvested so that their shells have the fast growth, sharp shell chipped off encouraging the oysters to develop a deep cup favored by restaurants. The tumbler rinses the oysters at the same time to remove algal growth and then can help sort the batch of oysters by size before replacing them in the water for more grow out.

In 2019, this body unanimously passed HB 28/SB 939 to allow oyster growers to operate oyster nursery equipment on their docks, recognizing that it presented no impairment to water quality and likely resulted in improved water quality. This action placed oversight of these nursery operations under the Department of Natural Resources, the agency that oversees permitting of aquaculture operations.

SB 442 builds upon this action by directing the legislatively appointed Maryland Aquaculture Coordinating Council to develop a workgroup to work with the Department of Natural Resources and the Department of the Environment to resolve permitting issues related to leaseholders placing equipment used in their oyster growing operations on their docks. The use of such equipment enhances the safety of workers handling these cages of

oysters and minimizes the cost of labor. The development of a workgroup that brings together relevant stakeholders, affected parties, and the regulatory agencies to discuss a positive path forward that supports a commonsense solution to these issues is warranted and welcomed.

For these reasons, the Chesapeake Oyster Alliance respectfully recommends a favorable report on Senate Bill 442 from the House Environment and Transportation Committee. Please contact David Sikorski (david@ccamd.org; (443) 621-9186) with any questions.