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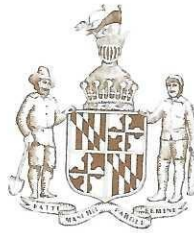
Environment and Transportation  
Committee

*Subcommittees*

Motor Vehicles and Transportation

Natural Resources, Agriculture,  
and Open Space

Joint Committee on Administrative,  
Executive, and Legislative Review



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THE MARYLAND HOUSE OF DELEGATES  
ANNAPOLIS, MARYLAND 21401

## HB 1201 Water Pollution-Civil Penalty Surcharge-Oyster Repletion Fund

Chairman Barve and members of the Environment and Transportation Committee:

Today I present HB1201, which is a bill that requires a surcharge be collected on existing civil and administrative penalties for water pollution violations. The surcharge revenues must be deposited in an oyster repletion fund, which is established by the bill, and used for specified oyster repletion projects. The oyster repletion fund is a special, non lapsing fund in the Department of Natural Resources; requiring the surcharges to be deposited to the fund and used to finance the repletion of natural oyster bars in waters impacted by water pollution violations. The surcharge is in addition to a civil or administrative penalty imposed under existing law for a violation and must be equal to 25% of the total civil and administrative penalty imposed.

The fund may be used only for oyster repletion projects in the form of spat on shell and, to the extent practicable, a surcharge collected for a water pollution violation must be used to fund oyster repletion projects in the county where the underlying water pollution violation occurs. DNR must work with the county oyster committee for the county where the violation occurred to identify natural oyster bars within the county for repletion or, if no natural oyster bars within the county is suitable for repletion, natural oyster bars within an adjacent county for repletion.

MDE and DNR indicate that they can implement the bill with existing resources.

I ask for your favorable vote on HB 1201



**HB1201/623625/1**

AMENDMENTS  
PREPARED  
BY THE  
DEPT. OF LEGISLATIVE  
SERVICES

24 FEB 22  
10:13:34

BY: Delegate Jacobs

(To be offered in the Environment and Transportation Committee)

AMENDMENTS TO HOUSE BILL 1201

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Civil” insert “and Administrative”; and in line 3, after “civil” insert “and administrative”.

AMENDMENT NO. 2

On page 3, in lines 16 and 22, in each instance, after “CIVIL” insert “OR ADMINISTRATIVE”.

On page 4, in line 11, after “CIVIL” insert “AND ADMINISTRATIVE”.