

SB0303_DNR_SUP_ENT_3-27-24.pdf

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Wes Moore, Governor
Aruna Miller, Lt. Governor
Josh Kurtz, Secretary
David Goshorn, Deputy Secretary

March 27, 2024

BILL NUMBER: Senate Bill 303 – Third Reader

SHORT TITLE: Aquaculture - Definition of Shellfish - Alteration

DEPARTMENT’S POSITION: SUPPORT

EXPLANATION OF DEPARTMENT’S POSITION

The definition of shellfish under Natural Resources Article, Section 4-11A-13 needs to be broadened to include species such as scallops. Without expanding the definition, the state remains vulnerable to imported shellfish with possible diseases which could be brought in and planted by leaseholders. By broadening the definition, the agency would alleviate future issues if other species begin to spread in their natural ranges due to climate change or other environmental events.

BACKGROUND INFORMATION

After the major overhaul of Subtitle 11A in 2009, the Department declared bay scallops as in need of conservation as their numbers had increased and the agency wanted to proceed with caution. With the expansion of coastal scallops in the Coastal Bays since that time, this has become an issue of fish health concern that cannot be addressed until the definition is expanded to include scallops or other shellfish under the definition of shellfish pertaining to importation (in terms of leases).

BILL EXPLANATION

The bill as amended would expand the definition of shellfish under the Natural Resources Article, Section 4-11A-13, to a broader classification of bivalve to include species such as scallops.

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CHESAPEAKE BAY FOUNDATION

*Environmental Protection and Restoration
Environmental Education*

Senate Bill 303

Aquaculture - Definition of Shellfish – Alteration

Date: March 27, 2024

To: House Environment & Transportation Committee

Position: **Favorable**

From: Allison Colden
MD Executive Director

Chesapeake Bay Foundation (CBF) **SUPPORTS** Senate Bill 303. SB 303, as amended, would expand the definition of shellfish as it pertains to aquaculture from oysters and clams to “bivalves and bivalve shells.”

SB 303 will allow for the culture of scallops and other bivalve shellfish beyond oysters and clams in the State. The class Bivalvia includes oysters, clams, marine and freshwater mussels, scallops, and cockles. This expansion of the definition would allow for the diversification of Maryland’s aquaculture industry, making it more resilient to environmental conditions and market forces. Other species, particularly freshwater mussels, are in need of conservation and rearing mussels through aquaculture will be an important component of mussel restoration.

CBF urges the Committee’s FAVORABLE report on SB 303.

For more information, please contact Matt Stegman, Maryland Staff Attorney, at mstegman@cbf.org.

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The Chesapeake Bay Foundation (CBF) is a non-profit environmental education and advocacy organization dedicated to the restoration and protection of the Chesapeake Bay. With over 200,000 members and e-subscribers, including 71,000 in Maryland alone, CBF works to educate the public and to protect the interest of the Chesapeake and its resources.