

February 4, 2025

Senate Education, Energy and the Environment Committee
2 West
Miller Senate Office Building
Annapolis, Maryland 21401

RE: Senate Bill 76 – Tidal Fish Licenses – Oyster Authorizations – Administrative Penalties

Position: **OPPOSE**

Dear Chairman Feldman and Members of the Committee:

Thank you for the opportunity to provide testimony on Senate Bill 76. We, the undersigned, represent the thousands of oyster gardeners participating in community-based restoration of the Bay's oyster resource each year.

The Chesapeake Bay Foundation's Maryland Oyster Gardening Program and the Department of Natural Resources' (DNR) Marylanders Grow Oysters Program were established to empower local citizens who wanted to make a difference in recovering the Bay's oyster populations. Each year, oyster gardeners receive several thousand oyster spat to grow out in cages hanging from their docks or on their property. Oyster gardeners tend these cages carefully during the growing season, cleaning off excess algae, removing sediment and ensuring the oysters are growing well. This close care and dedication pays off at the end of the season when these oysters are collected and placed in oyster sanctuaries throughout the Bay.

Through these innovative programs, oyster gardeners have planted more than 20 million oysters on sanctuary bars throughout Maryland waters. Because these oysters are grown for a year in a protected environment, they are of larger size when placed on sanctuary reefs. This affords them higher survival, greater reproductive capacity, and higher filtration rates than smaller oysters.

Oysters are the Bay's most prodigious filters and an important keystone in the ecosystem. They provide habitat to other fish and shellfish species, they clean our water, and they reduce nutrient pollution. That is why we dedicate countless hours to the care and husbandry of our oyster 'gardens.'

SB 76 would remove a key protection for oyster sanctuaries by removing DNR's ability to revoke an oyster authorization for those caught poaching oysters from oyster sanctuaries. Oyster sanctuaries throughout Maryland have received annual plantings by oyster gardeners which could be under threat if this important deterrent to oyster poaching is removed. While smaller in scale than state-supported restoration projects, we believe our significant investments of time and effort deserve protection from harvest. Protecting these sanctuaries from poaching will allow the oysters to grow, reproduce, and create self-sustaining populations that are so critical to the oyster's recovery.

We urge the Committee to protect the investments of the hundreds of Maryland citizens contributing to oyster restoration annually, and we respectfully request an unfavorable report on Senate Bill 76.

Sincerely,

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North Beach, MD
Herring Bay

Jason Goodman
Pasadena, MD
Black Hole Creek

Cindy Kim
Lusby, MD
Patuxent River

Julie Kurland
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