

C. Bulk Tagging.

(1) Definitions.

(a) In this regulation, the following terms have the meaning indicated.

(b) “Bulk tag” means a tag that provides the necessary information as required by the National Shellfish Sanitation Program Model Ordinance for a single lot of oysters.

(c) “Single lot” means oysters coming from a single oyster bar, harvested during a single trip on a single day by a single harvester.

(2) Except as provided in §C(3) of this regulation, an individual storing oysters in accordance with §A(1)—(3) of this regulation may complete and affix a Department-issued bulk tag to a single container of oysters prior to leaving the bar from which the oysters were harvested.

(3) An individual storing oysters in accordance with §A(1)—(3) or (5) of this regulation may use a bulk tag not supplied by the Department if:

(a) The individual:

(i) Is licensed and certified to sell shellfish by the Maryland Department of Health in accordance with COMAR 10.15.04 and 10.15.07; and

(ii) Follows the tagging requirements of the National Shellfish Sanitation Program Model Ordinance, incorporated by reference by the Maryland Department of Health in COMAR 10.15.07.01; or

(b) Each tag the individual uses contains the statement “Wild Shellfish”, the state in which the harvest occurred, and, in the order specified, the following information:

(i) The harvester’s license number as assigned by the Department;

(ii) The date of harvest, including the year;

(iii) The bar name;

(iv) The name of the region or the National Oceanic and Atmospheric Administration code for the area in which the harvest occurred;

(v) The type of shellfish;

(vi) The statement “THIS TAG IS REQUIRED TO BE ATTACHED UNTIL CONTAINER IS EMPTY OR IS RETAGGED AND THEREAFTER KEPT ON FILE FOR 90 DAYS” in bold capitalized type;

(vii) The following statement in bold capitalized letters: “ALL SHELLFISH CONTAINERS IN THIS LOT HAVE THE SAME HARVEST DATE AND ARE FROM A SINGLE AREA OF HARVEST”; and

(viii) The number of individual containers in the lot.

(4) If one licensee is present on the vessel, only one bulk tag may be used.

(5) If a bulk tag is used, the vessel may only harvest from one bar on that day.

D. Tagging Provisions for Both Tagging of Individual Containers and Bulk Tags.

(1) Tags:

(a) Shall be durable and waterproof;

(b) Shall be at least 5-1/2 x 2-3/4 inches in size;

(c) Shall be completed legibly in indelible ink;

(d) Shall stay affixed to the container until the container is in the possession of a person who is licensed and certified to sell shellfish by the Maryland Department of Health in accordance with COMAR 10.15.04 and 10.15.07; and

(e) May not be reused.

(2) In addition to the tagging requirements of this regulation, a person who is licensed and certified to sell shellfish by the Maryland Department of Health in accordance with COMAR 10.15.04 and 10.15.07 shall follow the tagging requirements of the National Shellfish Sanitation Program Model Ordinance, incorporated by reference by the Maryland Department of Health in COMAR 10.15.07.01.


(3) An individual shall only possess one type of tag, wild shellfish or farm-raised shellfish, while harvesting oysters.

(4) Only one type of tag, individual or bulk, may be present on a vessel while harvesting oysters.

(5) An individual may not use a farm-raised shellfish tag to tag wild shellfish.

(6) An individual may not use a wild shellfish tag to tag farm-raised shellfish.

(7) If a tidal fish licensee obtains tags from the Department, the licensee shall be assessed an annual surcharge for the costs incurred by the Department for the tags.

STATE OF MARYLAND WILD SHELLFISH BULK TAG	
<u>ALL SHELLFISH CONTAINERS IN THIS LOT HAVE THE SAME DATE AND AREA OF HARVEST</u>	
HARVESTER LICENSE #:	
HARVEST DATE:	YEAR:
BAR NAME:	
	RIVER OR NOAA CODE:
TYPE OF SHELLFISH: OYSTERS	
QUANTITY OF SHELLFISH: _____ BUSHELS	
THIS TAG IS REQUIRED TO BE ATTACHED UNTIL CONTAINER IS EMPTY OR IS RETAGGED AND THEREAFTER KEPT ON FILE IN CHRONOLOGICAL ORDER FOR 90 DAYS.	