

Proposed Action on Regulations

For information concerning citizen participation in the regulation-making process, see inside front cover.

Symbol Key

- Roman type indicates existing text of regulation.
- *Italic type* indicates proposed new text.
- [Single brackets] indicate text proposed for deletion.

Promulgation of Regulations

An agency wishing to adopt, amend, or repeal regulations must first publish in the Maryland Register a notice of proposed action, a statement of purpose, an estimate of economic impact, an economic impact on small businesses, a notice giving the public an opportunity to comment on the proposal, and the text of the proposed regulations. The opportunity for public comment must be held open for at least 30 days after the proposal is published in the Maryland Register.

Following publication of the proposal in the Maryland Register, 45 days must pass before the agency may take final action on the proposal. When final action is taken, the agency must publish a notice in the Maryland Register. Final action takes effect 10 days after the notice is published, unless the agency specifies a later date. An agency may make changes in the text of a proposal. If the changes are not substantive, these changes are included in the notice of final action and published in the Maryland Register. If the changes are substantive, the agency must propose the regulations, showing the changes that were made to the originally proposed text.

Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken. When an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.

Title 08 DEPARTMENT OF NATURAL RESOURCES

Subtitle 02 FISHERIES SERVICE

Notice of Proposed Action

[24-040-P]

The Secretary of Natural Resources proposes to:

- (1) Repeal Regulation **.08** and amend Regulations **.09** and **.12** under **COMAR 08.02.15 Striped Bass**; and
- (2) Amend Regulation **.03** under **COMAR 08.02.25 Gear**.

Statement of Purpose

The purpose of this action is to eliminate the recreational and charter boat spring season for striped bass, also known as the Trophy Season (May 1—May 15), eliminate the early season in the Susquehanna Flats, Susquehanna River, and Northeast River from the recreational and charter boat summer and fall striped bass fishery in the Chesapeake Bay and its tidal tributaries (May 16—May 31), prohibit the targeting of striped bass in the areas which are being closed by this action, extend gear requirements to the new time frames, and require that no more than two fillets per legal fish are possessed on board a charter boat where striped bass have been filleted. This action is necessary to reduce mortality on the striped bass spawning stock biomass. The bulk of this action was undertaken in an emergency action that is currently in effect.

Maryland typically has its greatest access to the striped bass spawning stock during the spring spawning season; generally those fish otherwise live in the Atlantic Ocean and migrate up and down the coast. This is an especially sensitive period for spawning striped bass, which are dependent on a number of environmental conditions to have a successful spawn. Due to declines in the spawning stock biomass and poor recruitment of juvenile fish over the last 5 years, actions have been taken both at the state level and at the coastwide level to reduce

mortality on those fish. In Maryland, since 2020, the month of April has been closed to the targeting of striped bass in the Chesapeake Bay and its tidal tributaries. This action will extend that “no targeting” closure throughout the Chesapeake Bay to May 15. Additionally, the “early season” on the Susquehanna Flats, Susquehanna River, and Northeast River, which traditionally ran from May 16 through May 31 and allowed for one fish between 19” and 26” to be kept, is being eliminated. Anglers will also be prohibited from targeting striped bass in those areas at those times. The Department believes that taking this action will help to increase the spawning stock and enhance the odds of successful spawning when environmental conditions are favorable.

In order to achieve the stated outcome, the Department is repealing Regulation .08 and amending Regulations .09 and .12. Regulation .08 is the Spring (Trophy) Season regulation. Because that season will be closed, the regulation is extraneous. The areas described as open in Regulation .08 are being added to Regulation .09 as areas which are open to fishing. The areas currently in Regulation .09 are described as “in addition to” the areas in Regulation .08, so combining all of them in Regulation .09 will clearly designate the areas in which people may fish for striped bass. The open area in the Susquehanna Flats, Susquehanna River, and Northeast River is being removed as that area is being closed. Regulation .12 is being amended to prohibit the targeting of striped bass throughout the Chesapeake Bay and its tidal tributaries from May 1 through and including May 15, and in the Susquehanna Flats, Susquehanna River, and Northeast River from May 16 through and including May 31. All waters of the Chesapeake Bay and its tidal tributaries will open on June 1. Due to the changes in these seasons, the prohibition on trolling which was already in place from April 1 through April 30 will be extended to May 15, as well as the requirement that J-style hooks used for bait have a gap of ½ inch or less.

Additionally, to maintain compliance with actions taken by the Atlantic States Marine Fisheries Commission, the filleting provision in Regulation .12 is being amended to require legal striped bass to be cut into no more than two fillets per legal fish. This will aid in catch limit enforcement by making it obvious how many fish were retained and filleted. Previously, fillets could have been cut into pieces, making it harder to clearly account for the number of fillets present.

Estimate of Economic Impact

I. Summary of Economic Impact. The proposed action may have a short-term negative impact on charter operators and a long-term positive impact on all participants in the striped bass fishery. If the action discourages individuals from purchasing recreational fishing licenses, it may also have a short-term negative impact on the agency.

II. Types of Economic Impact.

Impacted Entity	Revenue (R+/R-) Expenditure (E+/E-)	Magnitude
A. On issuing agency:		
Department of Natural Resources	(R-)	Indeterminable
B. On other State agencies:		
	NONE	
C. On local governments:		
	NONE	
D. On regulated industries or trade groups:		
(1) Fishing Guides — Short Term	(-)	Indeterminable
(2) All Stripes Bass Fishery Participants — Long Term	(+)	Indeterminable
E. On other industries or trade groups:		
Bait and Tackle Shops and Marinas	(-)	Indeterminable
F. Direct and indirect effects on public:		
	NONE	

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

A. This action may result in the short-term loss of license revenue for the Department. The spring (trophy) season is a popular time for individuals to fish for striped bass. Eliminating the trophy season throughout the Chesapeake Bay and the early season in the Susquehanna Flats, Susquehanna River, and Northeast River may result in some loss of revenue. However, many participants in these seasons are either on a charter boat (so are not required to purchase a recreational fishing license) or on a private boat that engages in fishing activities throughout the year, not just in the affected seasons. While the actual impact of this action on agency revenues is indeterminable, it is not likely to be significant.

D(1). There will likely be some negative impacts on the charter fleet in the Chesapeake Bay. Over the last 3 years, an average of 636 charter trips were taken in the Chesapeake Bay from May 1 through May 15. The majority of those trips were likely for striped bass, although some may have been for catfish, snakehead, perch, crappie, or other fish. It is likely that the majority of those trips, therefore, will not be taken in that time frame due to the prohibition on targeting striped bass, but it is not possible to know exactly how many trips will be lost due to this action. Additionally, there were an average of approximately 79 trips taken in the Upper Bay from May 16 through May 31 over the last 3 years. Some percentage of those trips will also not be taken due to the prohibition on targeting striped bass in the Susquehanna Flats, Susquehanna River, and Northeast River during that time period. Depending on the time of year and duration of the trip, charter captains usually charge between \$600 and \$1,000 per trip.

D(2). The Department anticipates a long-term positive impact for all participants in the striped bass fishery based on this action. Protecting the spawning stock will result in a long-term increase in the population of striped bass. That increase will provide more resilience to fishing pressure and potentially more opportunity for participants. It is not possible to know the nature of those opportunities and how they will ultimately benefit participants, but charter captains, recreational anglers, and commercial harvesters all will ultimately benefit from a properly managed, healthy spawning stock of striped bass.

E. Bait and tackle shops and marinas may experience minor negative impacts due to the closing of the spring season throughout the previously open area and the additional closing of the Susquehanna Flats, Susquehanna River, and Northeast River in the early summer season. It is not exactly known to what extent these closures will affect these businesses during these time periods, but it is likely to have some negative impact. With regards to the early summer closure in the Upper Bay, those impacts would be felt more locally in the Upper Bay region; the impacts felt by the spring closure are more likely to be felt throughout the Maryland tidewater counties.

Economic Impact on Small Businesses

The proposed action has a meaningful economic impact on small businesses. An analysis of this economic impact follows:

This action may have short-term negative impacts on charter captains, bait and tackle shops, and marinas while having long-term positive impacts on all small businesses that participate in the striped bass fishery. See the Economic Impact Statement assumptions, IIID and E, for additional details.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Striped Bass — Changes to Seasons, Regulatory Staff, Department of Natural Resources, 580 Taylor Ave., E-4, Annapolis, MD 21401, or call 410-260-8300, or submit comments to <https://dnr.maryland.gov/fisheries/pages/regulations/changes.aspx#sbseas> ons. Comments will be accepted through July 1, 2024. A public hearing has not been scheduled.

08.02.15 Striped Bass

Authority: Natural Resources Article, §§4-215, 4-2A-03, and 4-732, Annotated Code of Maryland

.09 Recreational and Charter Boat Summer and Fall Fishery in the Chesapeake Bay and Its Tidal Tributaries.

A. Early Season.

(1) (text unchanged)

[(2) Chesapeake Bay and Its Tidal Tributaries.

(a) The areas subject to the provisions of §A(2) of this regulation are:

(i) The areas described in Regulation .08D(1) and (2) of this chapter;

(ii) All of the waters of the Chesapeake Bay enclosed by a line beginning at a point at or near North Point, defined by Lat. 39°11.71'N and Long. 76°26.53'W; then running approximately 156° True to a point at or near Buoy “2B” at the mouth of the Patapsco River, defined by Lat. 39°10.71'N and Long. 76°25.95'W; then running approximately 111° True to a point at or near Buoy “10”, defined by Lat. 39°10.35'N and Long. 76°24.74'W; then running approximately 110° True to a point at or near Buoy “8”, defined by Lat. 39°10.00'N and Long. 76°23.51'W; then running approximately 112° True to a point at or near Buoy “6”, defined by Lat. 39°09.61'N and Long. 76°22.30'W; then running approximately 111° True to a point at or near Buoy “4”, defined by Lat. 39°09.24'N and Long. 76°21.08'W; then running approximately 111° True to a point at or near Buoy

“2BE”, defined by Lat. 39°08.92'N and Long. 76°19.98'W; then running approximately 90° True to a point at or near Buoy “12”, defined by Lat. 39°08.91'N and Long. 76°19.15'W; then running approximately 91° True to a point at or near Swan Point, defined by Lat. 39°08.88'N and Long. 76°16.69'W, then running northerly along the shore of Kent County to a point at or near the end of Maryland Route 21 at Tolchester, defined by Lat. 39°12.91'N and Long. 76°14.63'W; then running approximately 282° True to a point at or near the south corner of the Hart-Miller Island dike, defined by Lat. 39°14.23'N and Long. 76°22.44'W; then running north and west along the Hart-Miller shoreline to a point at or near the west end of Hart-Miller Island, defined by Lat. 39°14.36'N and Long. 76°23.19'W; then running approximately 206° True to a point at or near the east end of Pleasure Island, defined by Lat. 39°14.23'N and Long. 76°23.27'W; then running southwesterly along the Chesapeake Bay shoreline to a point at or near the West end of Pleasure Island, defined by Lat. 39°13.85'N and Long. 76°23.65'W; then running approximately 245° True to a point at or near the east end of Patapsco River Neck, defined by Lat. 39°13.76'N and Long. 76°23.91'W; then running southwesterly along shore to a point at or near the east entrance of Shallow Creek, defined by Lat. 39°12.25'N and Long. 76°25.95'W; then running approximately 251° True to a point at or near the west entrance of Shallow Creek, defined by Lat. 39°12.19'N and Long. 76°26.20'W; then running southwesterly along shore to the point of beginning, defined by Lat. 39°11.72'N and Long. 76°26.53'W;

(iii) Chester River: All of the waters of Chester River and its tributaries upstream of a line beginning at a point at or near Love Point, defined by Lat. 39°02.40'N and Long. 76°18.16'W; then running approximately 83° True to a point at or near the northwesterly point of Eastern Neck Island, defined by Lat. 39°02.77'N and Long. 76°14.05'W; and downstream of a line beginning at a point at or near Hail Point, defined by Lat. 39°00.76'N and Long. 76°12.00'W; then running approximately 216° True to a point at or near Long Point, defined by Lat. 38°58.81'N and Long. 76°13.80'W; then running approximately 271° True to a point at or near Ferry Point, defined by Lat. 38°58.82'N and Long. 76°14.60'W;

(iv) Choptank River: All of the waters of the Choptank River and its tributaries upstream of a line beginning at a point at or near Cook Point, defined by Lat. 38°37.73'N and Long. 76°17.35'W; then running approximately 317° True to a point at or near Blackwalnut Point, defined by Lat. 38°40.24'N and Long. 76°20.37'W; and downstream of a line beginning at a point at or near Holland Point at the west entrance of Irish Creek, defined by Lat. 38°41.88'N and Long. 76°13.61'W; then running approximately 174° True to a point at or near a point of land at the west entrance of Chapel Creek, defined by Lat. 38°36.59'N and Long. 76°12.91'W; and

(v) Patuxent River: All of the waters of the Patuxent River and its tributaries upstream of a line beginning at a point at or near Drum Point, defined by Lat. 38°19.14'N and Long. 76°25.27'W; then running approximately 119° True to a point at or near Hog Point, defined by Lat. 38°18.59'N and Long. 76°23.99'W; and downstream of a line beginning at a point at or near Point Patience, defined by Lat. 38°19.73'N and Long. 76°29.04'W; then running approximately 236° True to a point at or near the west point of land at the entrance of Little Kingston Creek, defined by Lat. 38°19.40'N and Long. 76°29.67'W.

(b) Catch Restrictions.

(i) A person may not catch or possess more than one striped bass per day.

(ii) A person may not catch or possess striped bass less than 19 inches in total length.

(3) Susquehanna Flats and Northeast River.

(a) The areas subject to the provisions of §A(3) of this regulation are:

(i) Susquehanna Flats, upstream of a line from a point at or near Sandy Point, defined by Lat. 39°26.96'N and Long.

76°03.63'W; then running in an easterly direction to a point at or near Turkey Point, defined by Lat. 39°27.13'N and Long. 76°00.70'W and the Susquehanna River downstream from a line connecting a point at or near the Susquehanna State Park boat ramp in Lapidum, defined by Lat. 39°35.86'N and Long. 76°07.67'W; then running in a northeasterly direction to a point at or near Twin Rocks, defined by Lat. 39°36.17'N and Long. 76°07.56'W; then running in a northeasterly direction to a point at or near Tomes Wharf in Port Deposit, defined by Lat. 39°36.23'N and Long. 76°06.99'W; and

(ii) Northeast River.

(b) Catch Restrictions.

(i) A person may not catch or possess more than one striped bass per day.

(ii) A person may not use eels as bait.

(iii) A person may catch and possess one striped bass between 19 and 26 inches, inclusive, total length.]

(2) Catch Restrictions.

(a) A person may not catch or possess more than one striped bass per day.

(b) A person may not catch or possess striped bass less than 19 inches in total length.

(3) Open Areas. A person may only catch or possess striped bass during the recreational and charter boat early summer and fall season in the following areas:

(a) Chesapeake Bay north of the William Preston Lane Jr. Memorial Bridge northern span, with the following boundaries:

(i) Western boundary — east of a line beginning at a point at or near the west end of the north span of the William Preston Lane Jr. Memorial Bridge, defined by Lat. 39°00.52'N and Long. 76°24.24'W; then running northerly along the shore to a point at or near Persimmon Point, defined by Lat. 39°03.16'N and Long. 76°26.33'W; then running approximately 34° True to a point at or near Mountain Point, defined by Lat. 39°03.55'N and Long. 76°25.99'W; then running northerly along the shore to a point at or near Bodkin Point, defined by Lat. 39°07.98'N and Long. 76°25.83'W; then running approximately 358° True to a point at or near Buoy “2B” at the mouth of Patapsco River, defined by Lat. 39°10.71'N and Long. 76°25.95'W;

(ii) Northern boundary — south of a line beginning at a point at or near Buoy “2B” at the mouth of the Patapsco River, defined by Lat. 39°10.71'N and Long. 76°25.95'W; then running approximately 111° True along the Brewerton Channel to a point at or near Buoy “10”, defined by Lat. 39°10.35'N and Long. 76°24.74'W; then running approximately 110° True to a point at or near Buoy “8”, defined by Lat. 39°10.00'N and Long. 76°23.51'W; then running approximately 112° True to a point at or near Buoy “6”, defined by Lat. 39°09.61'N and Long. 76°22.30'W; then running approximately 111° True to a point at or near Buoy “4”, defined by Lat. 39°09.25'N and long. 76°21.08'W; then running approximately 111° True to a point at or near Buoy “2BE” at the east end of the Brewerton Channel, defined by Lat. 39°08.92'N and Long. 76°19.98'W; then running approximately 90° True to a point at or near Buoy “12”, defined by Lat. 39°08.91'N and Long. 76°19.15'W; then running approximately 91° True to a point at or near Swan Point, defined by Lat. 39°08.89'N and Long. 76°16.69'W; and

(iii) Eastern and southern boundary — west of a line beginning at a point at or near Swan Point, defined by Lat. 39°08.89'N and Long. 76°16.69'W; then running approximately 141° True to a point at or near Huntingfield Point, defined by Lat. 39°07.13'N and Long. 76°14.85'W; then running southerly along the shore of Eastern Neck to a point at or near Wilson Point, defined by Lat. 39°03.19'N and Long. 76°13.66'W; then running approximately 216° True to a point at or near the northwest point of Eastern Neck Island, defined by Lat. 39°02.77'N and Long. 76°14.05'W; then running approximately 263° True to a point at or near Love Point, defined by Lat. 39°02.40'N and Long. 76°18.16'W; then running southerly along the shore of Kent

Island to a point at or near the east end of the north span of the William Preston Lane Jr. Memorial Bridge, defined by Lat. 38°59.08'N and Long. 76°20.41'W; then running westerly along the north span of the William Preston Lane Jr. Memorial Bridge to a point at or near the west end of the north span of the William Preston Lane Jr. Memorial Bridge, defined by Lat. 39°00.52'N and Long. 76°24.24'W.

(b) Additional areas open north of the William Preston Lane Jr. Memorial Bridge northern span:

(i) All of the waters of the Chesapeake Bay enclosed by a line beginning at a point at or near North Point, defined by Lat. 39°11.71'N and Long. 76°26.53'W; then running approximately 156° True to a point at or near Buoy "2B" at the mouth of the Patapsco River, defined by Lat. 39°10.71'N and Long. 76°25.95'W; then running approximately 111° True to a point at or near Buoy "10", defined by Lat. 39°10.35'N and Long. 76°24.74'W; then running approximately 110° True to a point at or near Buoy "8", defined by Lat. 39°10.00'N and Long. 76°23.51'W; then running approximately 112° True to a point at or near Buoy "6", defined by Lat. 39°09.61'N and Long. 76°22.30'W; then running approximately 111° True to a point at or near Buoy "4", defined by Lat. 39°09.24'N and Long. 76°21.08'W; then running approximately 111° True to a point at or near Buoy "2BE", defined by Lat. 39°08.92'N and Long. 76°19.98'W; then running approximately 90° True to a point at or near Buoy "12", defined by Lat. 39°08.91'N and Long. 76°19.15'W; then running approximately 91° True to a point at or near Swan Point, defined by Lat. 39°08.88'N and Long. 76°16.69'W, then running northerly along the shore of Kent County to a point at or near the end of Maryland Route 21 at Tolchester, defined by Lat. 39°12.91'N and Long. 76°14.63'W; then running approximately 282° True to a point at or near the south corner of the Hart-Miller Island dike, defined by Lat. 39°14.23'N and Long. 76°22.44'W; then running north and west along the Hart-Miller shoreline to a point at or near the west end of Hart-Miller Island, defined by Lat. 39°14.36'N and Long. 76°23.19'W; then running approximately 206° True to a point at or near the east end of Pleasure Island, defined by Lat. 39°14.23'N and Long. 76°23.27'W; then running southwesterly along the Chesapeake Bay shoreline to a point at or near the West end of Pleasure Island, defined by Lat. 39°13.85'N and Long. 76°23.65'W; then running approximately 245° True to a point at or near the east end of Patapsco River Neck, defined by Lat. 39°13.76'N and Long. 76°23.91'W; then running southwesterly along shore to a point at or near the east entrance of Shallow Creek, defined by Lat. 39°12.25'N and Long. 76°25.95'W; then running approximately 251° True to a point at or near the west entrance of Shallow Creek, defined by Lat. 39°12.19'N and Long. 76°26.20'W; then running southwesterly along shore to the point of beginning, defined by Lat. 39°11.72'N and Long. 76°26.53'W;

(ii) Chester River. All of the waters of Chester River and its tributaries upstream of a line beginning at a point at or near Love Point, defined by Lat. 39°02.40'N and Long. 76°18.16'W; then running approximately 83° True to a point at or near the northwesterly point of Eastern Neck Island, defined by Lat. 39°02.77'N and Long. 76°14.05'W; and downstream of a line beginning at a point at or near Hail Point, defined by Lat. 39°00.76'N and Long. 76°12.00'W; then running approximately 216° True to a point at or near Long Point, defined by Lat. 38°58.81'N and Long. 76°13.80'W; then running approximately 271° True to a point at or near Ferry Point, defined by Lat. 38°58.82'N and Long. 76°14.60'W;

(c) Between the William Preston Lane Jr. Memorial Bridge northern span and the Maryland-Virginia state line excluding all bays, sounds, tributaries, creeks, and rivers, except Tangier Sound and Pocomoke Sound and as provided in §A(3)(d)—(f) of this regulation.

(d) Choptank River. All of the waters of the Choptank River and its tributaries upstream of a line beginning at a point at or near Cook Point, defined by Lat. 38°37.73'N and Long. 76°17.35'W; then running approximately 317° True to a point at or near Blackwalnut

Point, defined by Lat. 38°40.24'N and Long. 76°20.37'W; and downstream of a line beginning at a point at or near Holland Point at the west entrance of Irish Creek, defined by Lat. 38°41.88'N and Long. 76°13.61'W. then running approximately 174° True to a point at or near a point of land at the west entrance of Chapel Creek, defined by Lat. 38°36.59'N and Long. 76°12.91'W; and

(e) Patuxent River. All of the waters of the Patuxent River and its tributaries upstream of a line beginning at a point at or near Drum Point, defined by Lat. 38°19.14'N and Long. 76°25.27'W; then running approximately 119° True to a point at or near Hog Point, defined by Lat. 38°18.59'N and Long. 76°23.99'W; and downstream of a line beginning at a point at or near Point Patience, defined by Lat. 38°19.73'N and Long. 76°29.04'W; then running approximately 236° True to a point at or near the west point of land at the entrance of Little Kingston Creek, defined by Lat. 38°19.40'N and Long. 76°29.67'W.

(f) All of the Maryland waters of the Potomac River, and its tidal tributaries, downstream of a line beginning at a point at or near the east end of the Nice Memorial Bridge (U.S. 301), defined by Lat. 38°21.55'N and Long. 77°00.90'W; then running approximately 80° True to a point at or near the west end of the Nice Memorial Bridge, defined by Lat. 38°21.81'N and Long. 76°59.00'W; and upstream of a line beginning at a point at or near the shore at the north side of the north jetty at Smith Point, defined by Lat. 37°53.40'N and Long. 76°14.23'W; then running approximately 335° True to a point at or near Point Lookout, defined by Lat. 38°02.25'N and Long. 76°19.34'W.

B.—C. (text unchanged)

.12 General Restrictions.

A.—B. (text unchanged)

C. Filletting Striped Bass.

(1) (text unchanged)

(2) A licensed charter boat captain or mate may fillet striped bass taken on a vessel displaying a current commercial charter boat decal under the following conditions:

(a) (text unchanged)

(b) An individual may not possess more than two fillets per legal fish on board a vessel;

[(b)] (c)—[(c)] (d) (text unchanged)

D.—H. (text unchanged)

I. Seasonal Restrictions for the Recreational and Charter Boat Fishery.

(1)—(3) (text unchanged)

(4) During the period April 1 through [April 30] May 15, a person may not target striped bass or striped bass hybrids in the Chesapeake Bay or its tidal tributaries.

(5) During the period May [1] 16 through May 31, except as provided in [Regulations .08 and] Regulation .09 of this chapter and §I(6) of this regulation, a person may not target striped bass or striped bass hybrids in the striped bass spawning rivers and areas listed in Regulation .03B of this chapter.

(6) During the period May [1] 16 through May 31, a person authorized in accordance with Natural Resources Article, §4-745, Annotated Code of Maryland, to recreationally angle for finfish may hook striped bass and shall immediately release the striped bass unharmed to the water from which the striped bass was taken in that area of the Chester River on the north side of Kent Narrows and bounded on the southern side by the southernmost edge of the old Route 50 bridge and, on the northern side, by a line beginning at a point (east tip of Ferry Point) defined by Lat. 38°58.820'N and Long. 76°14.627'W; then running approximately 92° True to a point (northwest tip of Long Point) defined by Lat. 38°58.798'N and Long. 76°13.825'W.

(7) (text unchanged)

08.02.25 Gear

Authority: Natural Resources Article, §§4-215 and 4-221, Annotated Code of Maryland

.03 Recreational Gear — Tidal Waters.

A. (text unchanged)

B. Hook Requirements — Chesapeake Bay and Its Tidal Tributaries.

(1)—(3) (text unchanged)

(4) During the period April 1 through [April 30] *May 15*, a person recreationally angling in the Chesapeake Bay or its tidal tributaries:

(a)—(b) (text unchanged)

(5) During the period May [1] *16* through December 31, except as required by §§B(1) and (2) of this regulation, when using fish, crabs, or worms as bait, or processed bait, a person recreationally angling in the Chesapeake Bay or its tidal tributaries shall only use a:

(a)—(b) (text unchanged)

C.—D. (text unchanged)

E. Active Line Fishing Gear.

(1)—(5) (text unchanged)

(6) During the period April 1 through [April 30] *May 15*, a person recreationally angling in the Chesapeake Bay or its tidal tributaries may not attempt to catch fish by trolling.

F.—I. (text unchanged)

JOSH KURTZ
Secretary of Natural Resources

**Title 11
DEPARTMENT OF
TRANSPORTATION**

**Subtitle 03 MARYLAND AVIATION
ADMINISTRATION**

**11.03.01 Baltimore/Washington International
Thurgood Marshall Airport**

Authority: Transportation Article, §§5-204, 5-208, and 5-426, Annotated Code of Maryland

Notice of Proposed Action

[24-046-P]

The Maryland Aviation Administration proposes to amend Regulation .09 under COMAR 11.03.01 **Baltimore/Washington International Thurgood Marshall Airport**. This action was considered by the Maryland Aviation Commission in an open meeting on February 21, 2024, notice of which was given, pursuant to General Provisions Article, §3-302, Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to establish a fee for replacing identification badges and a fee for employers who fail to retrieve identification badges from former employees and return them to the Maryland Aviation Administration.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Stacey Hicks-Johnson, Regulations Coordinator, Maryland Aviation Administration, P.O. Box 8766, BWI Airport, MD 21240, or call 410-859-7351, or email to shicks-johnson@bwiairport.com. Comments will be accepted through July 1, 2024. A public hearing has not been scheduled.

.09 Airport Security.

A.—C. (text unchanged)

D. [Security] Identification Badge.

(1) An individual entering the air operations area at the Airport shall display an [authorized employee] identification badge or be properly escorted by an individual displaying an [authorized employee] identification badge issued by the Administration.

(2) (text unchanged)

(3) The type of plastic laminate on the identification badge shall be such that, if tampered with, any photograph and identification [card] badge would be mutilated.

(4) [If an identification badge is lost or stolen, the employee] *An individual* shall give prompt notice to the Airport Security Office *if their identification badge is lost or stolen. The Administration may charge the individual a fee to replace an identification badge. The fees are:*

(a) *First replacement — \$50;*

(b) *Second replacement — \$100; and*

(c) *Each successive replacement — \$250.*

(5) [The] *An* employer shall [collect] immediately collect and forward to the Airport Security Office the identification badge of an employee [upon] *that is no longer employed by the [termination of employment] employer. The Administration may charge a \$100 fee to an employer for the failure to return an identification badge to the Administration.*

(6)—(15) (text unchanged)

RICKY D. SMITH, SR.
Executive Director
Maryland Aviation Administration

**Title 13A
STATE BOARD OF
EDUCATION**

Subtitle 07 SCHOOL PERSONNEL

13A.07.02 Terms of Employment

Authority: Education Article, §§2-205, 4-103, 4-204(a), 6-201, 6-202, and 6-302; State Personnel and Pensions Article, §§22-406 and 23-407; Annotated Code of Maryland

Notice of Proposed Action

[24-056-P]

The State Board of Education proposes to amend Regulation .01 under COMAR 13A.07.02 **Terms of Employment**. This action was considered by the State Board of Education at their March 26, 2024, meeting.

Statement of Purpose

The purpose of this action is to remove references to “certificate” and “certificated” and replace them with references to “license” and