

(b) Designate a representative in the electronic harvest reporting system to deliver their soft-shell clams to a dealer if the designated representative:

- (i) Is commercially licensed to harvest soft-shell clams;
- (ii) Has declared their intent to harvest soft-shell clams in accordance with COMAR 08.02.08.05; and
- (iii) Has declared to report harvest using the electronic harvest reporting system with hailing.

(2) A licensee who begins harvest activity early shall cease harvest 1 half hour earlier than the stop times listed in COMAR 08.02.02.03.

(3) If a licensee on a vessel participates in the harvest hours described in §G(1)(a) of this regulation, all licensees on board that vessel shall adhere to the time periods described in §G(2) of this regulation.

H. Electronic Harvest Reporting with Hailing—Hard-Shell Clams.

(1) Notwithstanding COMAR 08.02.07.03, a licensee may:

- (a) Begin harvesting up to 1 half hour before sunrise; and
- (b) Designate a representative in the electronic harvest reporting system to deliver their hard-shell clams to a dealer if the designated representative:

- (i) Is commercially licensed to harvest hard-shell clams;
- (ii) Has declared their intent to harvest hard-shell clams in accordance with COMAR 08.02.08.05; and
- (iii) Has declared to report harvest using the electronic harvest reporting system with hailing;

(2) A licensee who begins harvest activity early shall cease harvest 1 half hour earlier than the stop times listed in COMAR 08.02.07.03.

(3) If a licensee on a vessel participates in the harvest hours described in §H(1)(a) of this regulation, all licensees on board that vessel shall adhere to the time periods described in §H(2) of this regulation.

I. Electronic Harvest Reporting with Hailing—Fishing Guides. Notwithstanding COMAR 08.02.15.12, the captain and one mate may each possess up to one striped bass per person per day for personal consumption during the open recreational and charter boat summer and fall fishery.

J. Electronic Harvest Reporting with Hailing—Striped Bass.

(1) The Department may not issue a physical striped bass permit to a licensee who has registered for a striped bass permit and declares their reporting method to be electronic harvest reporting with hailing.

(2) Notwithstanding COMAR 08.02.15, a licensee:

- (a) Is not required to have their striped bass permit in possession;
- (b) Is not required to record their harvest on their striped bass permit;
- (c) Shall have their striped bass counted and weighed by a Department representative at a check station not later than the day immediately following harvest; and
- (d) May designate an individual to take their striped bass to be counted and weighed at a check station only if the:

- (i) Licensee has designated the individual in the electronic harvest reporting system; and
- (ii) Catch is counted and weighed the same day as harvested.

K. Electronic Harvest Reporting with Hailing—Yellow Perch.

(1) The Department may not issue a physical yellow perch harvest permit to a licensee who has declared their:

- (a) Intent to fish for yellow perch; and
- (b) Reporting method to be electronic harvest reporting with hailing.

(2) Notwithstanding COMAR 08.02.21.03, a licensee:

- (a) Prior to landing, shall:
- (i) Except for the actual weight, complete all fields on the

Department-issued tag;

(ii) Affix the Department-issued tag to each container of yellow perch; and

(iii) Include the sum of all containers for the number of fish and the estimated weight with the end hail;

(b) Is not required to have their yellow perch permit in possession; and

(c) Is not required to record their harvest on their yellow perch permit;

(3) After the fish from each container are weighed and packed for transport the:

(a) Licensee shall revise the end hail and provide the actual weight for each container; and

(b) Tag shall be:

(i) Removed from the container; and

(ii) Retained by the licensee.

(4) In the manner specified by the Department, the licensee shall return the:

(a) Used tags at the end of each month during the season; and

(b) Unused tags at the end of the season.

JOSH KURTZ

Secretary of Natural Resources

08.02.15 Striped Bass

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

Notice of Proposed Action

[25-175-P]

The Secretary of Natural Resources proposes to amend Regulation **.07** under **COMAR 08.02.15 Striped Bass**.

Statement of Purpose

The purpose of this action is to reauthorize the use of drift gill nets on Saturdays and Sundays in the Chesapeake Bay commercial striped bass gill net fishery. The Department previously authorized this activity on Saturdays during December in 2018 and both Saturdays and Sundays in December in 2019 and 2020 by issuing a public notice, then expanded the allowance to the entire drift gill net season by regulation in 2021. The provision that allowed drift gill nets to be used on Saturdays and Sundays during the open drift gill net season in the Chesapeake Bay Individual Transferrable Quota commercial striped bass fishery was inadvertently removed from regulation when the Department eliminated the Chesapeake Bay Common Pool commercial striped bass fishery at the end of 2024.

The Department originally allowed this activity in order to provide additional flexibility for commercial harvesters to conduct their fishing activities. The change was consistent with the priorities developed jointly by the Department and the industry when the ITQ program was first implemented. Reauthorizing the use of drift gill nets on Saturdays and Sundays does not allow additional harvest of striped bass, as permittees in the Individual Transferrable Quota fishery are assigned a set number of pounds they are allowed to harvest. Providing additional flexibility allows these harvesters to time their activities to market and weather conditions.

Estimate of Economic Impact

I. Summary of Economic Impact. The proposed action could have a positive economic impact on commercial striped bass permittees who use drift gill nets in the Chesapeake Bay and dealers who purchase, process, or resell fish.

II. Types of Economic Impact.

Impacted Entity	Revenue (R+/R-) Expenditure (E+/E-)	Magnitude
A. On issuing agency:	NONE	
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+) Cost (-)	Magnitude
D. On regulated industries or trade groups:		
Striped Bass Permittees	(+)	Indeterminable
Seafood Dealers	(+)	Indeterminable
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	NONE	

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

D. It is possible that by allowing harvest on Saturdays and Sundays, commercial striped bass permittees who use drift gill nets in the Chesapeake Bay and its tidal tributaries will be better able to time harvesting activity with more profitable market conditions, thereby creating a positive economic impact for harvesters. The actual impact cannot be determined because the amount that permittees harvest is not increasing and we cannot predict the market or permittees business models.

D. It is possible that by allowing additional flexibility, harvesters will be better able to time their activity with market demands, thereby creating a positive economic impact for dealers. The actual impact cannot be determined because the amount that permittees harvest is not increasing and we cannot predict the market or harvester business models.

Economic Impact on Small Businesses

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

The proposed action has an indeterminable positive impact on small businesses. Commercial watermen operating small businesses will have greater flexibility in their business operations and may realize a greater profit based on market conditions as they have more opportunities to time harvest activity to better market prices. This could also result in a positive economic impact for dealers who purchase, process, or resell fish. It is not possible to know the ultimate benefit they may realize. Please see the assumptions in Part A for further explanation.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Chesapeake Striped Bass Gill Nets, Regulatory Staff, Department of Natural Resources Fishing and Boating Services, 580 Taylor Avenue, E-4, Annapolis, MD 21401, or call 410-260-8300, or email to or complete the comment form at <https://dnr.maryland.gov/fisheries/pages/regulations/changes.aspx#sbcgill>. Comments will be accepted through October 6, 2025. A public hearing has not been scheduled.

.07 Commercial Fishery.

A.—B. (text unchanged)

C. Drift Gill Net Fishery Limitations.

- (1) (text unchanged)
- (2) In the tidal waters of the Chesapeake Bay and its tributaries:
 - (a) (text unchanged)
 - (b) The total length of drift gill net aboard a boat may not exceed 3,500 yards and may not be contained in more than ten containers; [and]
 - (c) A gill net may not be used to harvest fish or possessed aboard a vessel, unless the gill net has:
 - (i) (text unchanged)
 - (ii) A float line with a marker permanently affixed every 50 feet bearing the licensee's commercial tidal fish number[.]; and
 - (d) *A drift gill net may be used on a Saturday or Sunday.*
 - (3)—(7) (text unchanged)
- D.—F. (text unchanged)

JOSH KURTZ

Secretary of Natural Resources

Title 10 MARYLAND DEPARTMENT OF HEALTH

Subtitle 10 LABORATORIES

Notice of Change to Opportunity for Public Comment

[25-092-P]

The Opportunity for Public Comment which appeared in 52:11 Md. R. 545—550 (May 30, 2025) has been changed. The correct notice follows:

Opportunity for Public Comment

Comments may be sent to Jordan Fisher Blotter, Director, Office of Regulation and Policy Coordination, Maryland Department of Health, 201 West Preston Street, Room 534 Baltimore, Maryland 21201, or call 410-767-0938, or email to mdh.regs@maryland.gov. Comments will be accepted through October 5, 2025. A public hearing has not been scheduled.

MEENA SESHAMANI, MD, PhD

Secretary of Health

Title 12 DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Subtitle 04 POLICE TRAINING AND STANDARDS COMMISSION

12.04.09 Police Accountability Boards and Administrative Charging Committees

Authority: Public Safety Article, §§3-207 and 3-208, Annotated Code of Maryland

Notice of Proposed Action

[25-177-P]