

# Maryland Zebra Mussels Laws

## **Statutes:**

### **§4-205.1 – Aquatic Nuisance Species**

- Gives DNR authority to manage aquatic nuisance species which are established in the state and prohibit aquatic nuisance species from the state

### **§4-602 – Nontidal Water Authority**

- Gives DNR authority to manage any fish in nontidal waters

### **§8-703.2.- Boating Regulations for Jennifer Randolph Lake**

- Provide age limits for the operation of the vessel, establish vessel noise limits, impose safety requirements regarding vessels, impose other standards and requirements for the operation of a vessel, provide for rules of the road for vessels, provide requirements regarding the operation of personal watercraft, impose restrictions on the operation of vessels while towing an individual on water skis or similar devices; and address other areas pertaining to activities at the Jennings Randolph Lake Project that the Department considers appropriate.

### **§ 8-742. Marine sanitation survey; identification of and adequate facilities in sensitive areas**

- Surveys areas of boating pump out stations and make areas for removal of boat waste accessible

### **Sec. 19-35. Discharge of refuse or other materials into city waters.**

- No person shall discharge any human or animal excreta or other refuse into waters within the city . No person shall throw, discharge, deposit or leave, or cause, suffer or permit to be thrown, discharged, deposited or left, either from the shore or from any pier or watercraft, oil, fuel, toxic materials or any refuse matter of any description into the waters within the city, or on the shore thereof, where the same may be washed into the harbor or waters either by tides or by floods or otherwise. Violation of this section is a municipal infraction.

Boating at all three City reservoirs requires a valid boating permit.

- Permits must be carried while boating. • Permits are nontransferable. • Permit stickers must be displayed on the outside the of boat - one on each side in line with the rear seat. • Permits for Liberty and Prettyboy Reservoirs are only issued by the City of Baltimore. The cost of a City season permit is \$60. For more information, please call the Reservoir Boating Information Line at 410-795-6150.

### **§ 179-23. Discharge of harmful substances; considerations for acceptability.**

- No person shall discharge following described substance, materials, waters, or wastes if it appears that such wastes can harm either the septage, sewage, or leachate treatment process, or equipment, have an adverse effect on the

receiving stream, or can otherwise endanger life, limb, public property, or constitute a **nuisance**.

**§ 10-2A-06. Programs for conservation.**

- The secretary shall create programs in order to protect the native and endangered species.

**§ 21-346. Importing shellfish prohibited; exception.**

- a person may not import shellfish into this State unless the shellfish is from a source certified by the appropriate agency responsible for interstate shellfish shipment.

**§ 4-743. Quarantine of shellfish**

- The department can prohibit the importation of shellfish or quarantine an area that is affected by shellfish that pose a biological threat, have a disease, dangerous parasite, etc.

**§ 16-205. Monetary compensation for license.**

- States that funds in the Tidal Wetlands Compensation Fund may be appropriated only for the creation, restoration, or enhancement of tidal wetlands, including the management of invasive or nuisance species identified by the Department

**§ 4-11A-02. Protection of wild stocks of fish [Amendment subject to abrogation].**

- The aquaculture operation is constructed in a manner that assures that nonnative stocks are precluded from entering the tidal waters or contaminating the native species of the State.

**§ 4-205.1. Secretary's authority over the possession, importation or transportation of nonnative aquatic organism.**

- Gives the Secretary the right to adopt regulation in regards to the prevention and extraction of a nonnative aquatic organism.

**§ 8-726.1. Throwing certain waste on certain waters of the State.**

- Prohibits ballast water, oysters, and oyster shells to be deposited off of a vessel into the Chesapeake Bay above Sandy Point, Herring Bay, or below the high water mark in a river, creek, or harbor in the State. Also, discusses penalties and enforcement.

**§ 8-203. Intergovernmental agreements to preserve resources of Chesapeake Bay.**

- Intergovernmental agreements will be made to preserve the optimal state of the Chesapeake Bay.

**COMAR:**

**08.02.08.02 – Importation of Shellfish**

- Except as permitted by DNR, a person may not import into the State or possess any living life stage or reproductive products of mussels of the genus Dreissena

**08.02.11.11 – Zebra Mussel-Free Certification**

- Requires live aquatic bait grown in an aquaculture operation and purchased from certified dealers be certified as free of zebra mussels

**08.02.19.04 – Prohibited Nuisance Species**

- Prohibits certain species, including zebra mussels from the State except if permitted by the Department

**26.08.03.03. 03 - Water Quality Impact Assessment for Thermal Discharges**

- Involves requests for alternate limitations on thermal effluent in the event that the discharger's thermal discharge cannot assure protection of a balanced indigenous community of shellfish, fish, and wildlife in and on the body of water into which the discharge is made.

**26.08.03.04. 04 - Representative Important Species**

- Gives the definition for a representative important species, which the wildlife affected by the zebra mussels may fall under.

**Westlaw**

**Miss. R. 02 005 004 (Mississippi)**

- Prohibits the importation, selling, possession, transport, release, or cause to be released of zebra mussels.

**OH ADC 1501:31-19-01 (Ohio)**

- It shall be unlawful for any person to possess, import or sell zebra mussels.

**MI ADC R. 281.276 (Michigan)**

- Boat docks, if necessary to provide safe and ecologically sound access for the riparian landowner, if designed, constructed, and maintained to blend with the natural surroundings, and the use of natural, indigenous materials are encouraged.

**OH ADC 1501:31-17-01**

- It shall be unlawful for any person to sell, barter, trade, take or attempt to take any mussels.

**OH ADC 1501:31-25-01**

- The chief of the division of wildlife is authorized to issue free letter permits to qualified persons for the taking, possession or transportation of wild animals, including aquatic nuisance species and endangered species.

**OH ADC 3745-2-08**

- Mixing zones must demonstrate that it does not promote undesirable aquatic life or result in a dominance of nuisance species.

**2 CO ADC 406-0 (Colorado)**

- It shall be unlawful for any person to release or possess for release any species of wildlife (native or non-native).