

(2) A lessee or a bona fide representative of a lessee who has written permission from the lessee is not required to have a tonging license in the Manokin River.

(d) The season for catching oysters from leased oyster bottoms of the State for sale shall be between sunrise and sunset of any day, except Sunday, throughout the year, if the leased oyster bottoms are marked as prescribed in this subtitle.

[4-1115.] 4-11A-12.

(a) A lessee may plant, cultivate, sow, or protect oysters only of the species known as *crassostrea* CRASSOSTREA virginica in the waters of the State.

(b) A person may not import from the waters of Northampton or Accomack counties, Virginia, oysters or seed oysters infected with oyster drills, screw borers, or their eggs for planting in the waters of the State. During the period between May 1 and September 30, the Department shall inspect all imported oysters intended for planting in the waters of the State and shall issue a certificate attesting that the oysters are free of drills or their eggs. The Department may seize, condemn, and destroy any oyster infected with oyster drills or its eggs.

[4-1116.] 4-11A-13.

(a) A lessee may cultivate or remove ~~oysters~~ SHEBBFISH planted on his leased oyster bottom in any manner he deems proper, if he complies with the provisions of this subtitle relating to dredging and tonging when transplanting oysters or catching them for commercial purposes.

[(c)] (B) Each lessee shall keep accurate records concerning the seeding and planting of cultch and oysters on, and the harvesting, and selling of oysters from his leased oyster bottom. Each lessee shall report this information to the Department on forms the Department prescribes.

[(d)] (C) (1) In that water area in Somerset County of Pocomoke Sound and Pocomoke River, east of Tull's Point, and Marumsco natural oyster bar eastward to William's Point, a lessee may authorize a nonresident to take oysters by tong as provided by this section.

(2) The nonresident shall:

(i) Exhibit the written authorization of the lessee to the Department on demand;

(ii) Obtain a special permit to take oysters from the leased grounds from the Department; and