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1 **HOUSE BILL NO. 843**

2 Offered January 14, 2026

3 Prefiled January 13, 2026

4 *A BILL to amend and reenact § 28.2-1001 of the Code of Virginia, relating to Potomac River Compact;*
5 *Potomac River Fisheries Commission; appointment of members.*

6 Patron—Kent

7 Committee Referral Pending

8 **Be it enacted by the General Assembly of Virginia:**9 **1. That § 28.2-1001 of the Code of Virginia is amended and reenacted as follows:**10 **§ 28.2-1001. Potomac River Compact.**11 **PREAMBLE**12 Whereas, Maryland and Virginia are both vitally interested in conserving and improving the valuable
13 fishery resources of the Tidewater portion of the Potomac River, and14 Whereas, certain provisions of the Compact of 1785 between Maryland and Virginia having become
15 obsolete, Maryland and Virginia each recognizing that Maryland is the owner of the Potomac River bed and
16 waters to the low-water mark of the southern shore thereof, as laid out on the Mathews-Nelson Survey of
17 1927, and that Virginia is the owner of the Potomac River bed and waters southerly from said low-water
18 mark as laid out, and that the citizens of Virginia have certain riparian rights along the southern shore of the
19 river, as shown on said Mathews-Nelson Survey, and, in common with the citizens of Maryland, the right of
20 fishing in said river, Maryland and Virginia have agreed that the necessary conservation and improvement of
21 the Tidewater portion of the Potomac fishery resources can be best achieved by a Commission comprised of
22 representatives of both Maryland and Virginia, charged with the establishment and maintenance of a program
23 to conserve and improve these resources, and24 Whereas, at a meeting of the Commissioners appointed by the Governors of the State of Maryland and the
25 Commonwealth of Virginia, to wit: Carlyle Barton, M. William Adelson, Stephen R. Collins, Edward S.
26 Delaplaine and William J. McWilliams, Esquires, on the part of the State of Maryland, and Mills E. Godwin,
27 Jr., Howard H. Adams, Robert Y. Button, John Warren Cooke and Edward E. Lane, Esquires, on the part of
28 the Commonwealth of Virginia, at Mount Vernon, Virginia, on the twentieth day of December, in the year
29 one thousand nine hundred and fifty-eight, the following Potomac River Compact of 1958 between the
30 Commonwealth of Virginia and the State of Maryland was mutually agreed to by the said Commissioners:31 Now, therefore, be it resolved by the Commissioners appointed by the Governors of the State of Maryland
32 and the Commonwealth of Virginia, meeting in joint session, that they do unanimously recommend to the
33 said respective Governors that there be a new compact, to be designated as the "Potomac River Compact of
34 1958," and that the said new compact be referred as promptly as possible to the legislatures of the State of
35 Maryland and the Commonwealth of Virginia for appropriate action, and to the end and after ratification and
36 adoption by said legislatures the same be submitted to the Congress of the United States for approval.37 **ARTICLE I**38 **COMMISSION -- MEMBERSHIP AND ORGANIZATION**39 **§ 1. Commission created. --** The Potomac River Fisheries Commission, hereinafter designated as
40 "Commission," is hereby created.41 **§ 2. Members. --** The Commission shall consist of eight members, four from Maryland and four from
42 Virginia. The Maryland members shall be the Secretary of the Department of Natural Resources of Maryland
43 or its successor agency or the Secretary's designee, and three members at large to be appointed by the
44 Governor of Maryland with the advice and consent of the Senate of Maryland. The Virginia members shall be
45 three members the Commissioner of the Virginia Marine Resources Commission or its successor agency, and
46 one member three members at large, to be appointed by the Governor of Virginia, who shall be eligible for
47 reappointment. If the membership of the Virginia Marine Resources Commission exceeds three, then the
48 three Commission members from the Virginia Marine Resources Commission shall be selected by the
49 Governor of Virginia; and if the membership of the Virginia Marine Resources Commission is less than
50 three, the four Commission members from Virginia shall be the member or members of the Virginia Marine
51 Resources Commission, and such additional person or persons who shall be appointed by the Governor as
52 may be necessary to constitute a total of four Commissioners.53 **§ 3. Term, vacancies. --** The term of Commissioners who are members the Commissioner of the Virginia
54 Marine Resources Commission shall be coterminous with their his term on the Virginia Marine Resources
55 Commission. The Secretary of the Department of Natural Resources of Maryland or the Secretary's designee
56 shall serve ex officio. The term of all other Commissioners shall be four years. Vacancies on the Commission

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HB843
3

59 shall be filled by appointment of the Governor of the State entitled to fill the vacancy; ~~except that if the~~
60 ~~Virginia Marine Resources Commission has three members, the person filling a vacancy on the Virginia~~
61 ~~Marine Resources Commission shall ex officio become a member of the Commission.~~

62 § 4. Chairman. -- The chairman of the Commission shall alternate from year to year between the
63 representatives of Maryland and Virginia. Subject to such alternation, the chairman shall be elected by the
64 Commissioners for a term of one year.

65 § 5. Compensation, expenses. -- Commissioners shall be entitled to receive from the General Fund of the
66 Commission compensation not to exceed two hundred and fifty dollars (\$250.00) for each day or portion
67 thereof spent in the performance of their duties, but in no event to exceed one thousand five hundred dollars
68 (\$1,500) in any year, and reimbursement of reasonable expenses incident to the performance of their duties.

69 § 6. Meetings, quorum. -- Commission meetings shall be held at least once each quarter, and at such other
70 times as the Commission may determine.

71 In order to constitute a quorum for the transaction of any business at least two of the four members from
72 each State must be present and must vote on the business being transacted.

73 § 7. Office and employees. -- The Commission shall establish and maintain an office at such locations as
74 it may select, and may employ an executive secretary who shall serve at the pleasure of the Commission, and
75 such other administrative, clerical, scientific, and legal personnel as it deems necessary. The powers, duties
76 and compensation of all employees shall be as prescribed by the Commission, and the employees shall not be
77 subject to the provisions of Division I of the State Personnel and Pensions Article of the Annotated Code of
78 Maryland that govern the Maryland State Personnel Management System nor to the provisions of the Virginia
79 Personnel Act (§ 2.2-2900 et seq.), as the same may be from time to time in effect. The Commission may
80 extend to any employee or employees membership in the Virginia Retirement System or the Maryland
81 Employees' Retirement System, whichever is applicable, subject to the laws relating to each such retirement
82 system. Employees and retirees of the Commission shall also be eligible for the health and related insurance
83 for state employees and retirees in § 2.2-2818 of the Code of Virginia or Title 2, Subtitle 5 of the State
84 Personnel and Pensions Article of the Annotated Code of Maryland, whichever is applicable.

85 ARTICLE II

86 JURISDICTIONAL BOUNDARIES

87 The territory in which the Potomac River Fisheries Commission shall have jurisdiction shall be those
88 waters of the Potomac River enclosed within the following described area:

89 Beginning at the intersection of mean low-water mark at Point Lookout and an established line running
90 from Smiths Point to Point Lookout, marking Chesapeake Bay waters; thence following the mean low-water
91 line of the shore northwesterly across the respective mouths of all creeks to Gray Point at the westerly
92 entrance into Rowley Bay; thence in a straight line northwesterly to the southerly extremity of Kitts Point;
93 thence along the mean low-water line to the southwesterly point of St. Inigoes Neck; thence in a straight line
94 westerly to the most easterly point of St. Georges Island; thence following the mean low-water line in a
95 general northwesterly direction, across the respective mouths of all creeks and inlets to the southwesterly
96 point of Huggins Point; thence in a straight line southwesterly to the eastern extremity of the sandbar known
97 as Heron Island; thence northwesterly following the ridge of Heron Island Bar to its westerly extremity;
98 thence southwesterly in a straight line to the most southerly point of Blackiston Island; thence in a straight
99 line northwesterly to the southern extremity of Colton's Point; thence following the mean low-water line,
100 westerly, excluding all creeks and inlets, to the point marking the southeasterly entrance into St. Catherine
101 Sound; thence westerly in a straight line to the southern extremity of St. Catherine Island Sandbar; thence
102 northwesterly, along the westerly edge of said sandbar continuing along the mean low-water line of the
103 southwesterly side of St. Catherine Island to the northwesterly point of said island; thence westerly in a
104 straight line to Cobb Point Bar Lighthouse; thence northwesterly along the ridge of Cobb Point Sandbar to the
105 southerly extremity of Cobb Point; thence following the mean low-water line in general northwesterly and
106 northerly directions across the respective mouths of all creeks and inlets to a point at the easterly entrance
107 into Port Tobacco River, due east of Windmill Point; thence in a straight line westerly to Windmill Point;
108 thence southwesterly following the mean low-water line across the respective mouths of all creeks and inlets
109 to Upper Cedar Point; thence southwesterly in a straight line across the mouth of Nanjemoy Creek to a point
110 on shore at the village of Riverside; thence following the mean low-water line, southwesterly, northwesterly
111 and northerly across the respective mouths of all creeks and inlets to Smiths Point; thence northerly in a
112 straight line to Liverpool Point; thence northerly in a straight line to Sandy Point; thence following the mean
113 low-water line northerly, across the respective mouths of all creeks and inlets to Moss Point; thence northerly
114 in a straight line across Chicamuxen Creek to the southernmost point of Stump Neck; thence following the
115 mean low-water line northeasterly, across the respective mouths of all creeks and inlets, to a point at the
116 southerly entrance into Mattawoman Creek; thence in a straight line northeasterly across the mouth of
117 Mattawoman Creek to the southwesterly point of Cornwallis Neck; thence following the mean low-water line
118 northeasterly, across the respective mouths of all creeks and inlets, to Chapman Point; thence in a straight line
119 northeasterly to Pomonkey or Hillis Point; thence following the mean low-water line in a northerly direction
120 across the respective mouths of all creeks and inlets, to a point on Marshall Hall shore, due south of Ferry

121 Point; thence northeasterly in a straight line to Bryan Point; thence northeasterly in a straight line to the
 122 northwest extremity of Mockley Point; thence northeasterly in a straight line to Hatton Point; thence northerly
 123 in a straight line to the southwesternmost point of Indian Queen Bluff; thence following the mean low-water
 124 line northerly across the respective mouths of all creeks and inlets, to Rosier Bluff Point; thence in a straight
 125 line northerly to the intersection with the District of Columbia line at Fox Ferry Point; thence following the
 126 boundary line of the District of Columbia southwesterly to a point on the lower or southern shore of the
 127 Potomac River, said point being the intersection of the boundary line of the Commonwealth of Virginia with
 128 the boundary line of the District of Columbia; thence following the mean low-water line of the Potomac
 129 River on the southern, or Virginia shore, as defined in the Black-Jenkins Award of 1877 and as laid out in the
 130 Mathews-Nelson Survey of 1927, beginning at the intersection of the Potomac River and the District of
 131 Columbia line at Jones Point and running to Smiths Point; and thence in a straight line across the mouth of
 132 the Potomac River on the established line from Smiths Point to Point Lookout, to the mean low-water mark at
 133 Point Lookout, the place of beginning.

134 **ARTICLE III**

135 **COMMISSION POWERS AND DUTIES**

136 § 1. Oyster bars. -- The Commission shall make a survey of the oyster bars within its jurisdiction and may
 137 reseed and replant said oyster bars as may from time to time be necessary.

138 § 2. Fish and seafood. -- The Commission may by regulation prescribe the type, size and description of all
 139 species of finfish, crabs, oysters, clams and other shellfish which may be taken or caught, within its
 140 jurisdiction, the places where they may be taken or caught, and the manner of taking or catching.

141 § 3. Research. -- The Commission shall maintain a program of research relating to the conservation and
 142 repletion of the fishery resources within its jurisdiction, and to that end may cooperate and contract with
 143 scientists and public and private scientific agencies engaged in similar work, and may purchase, construct,
 144 lease, borrow or otherwise acquire by any lawful method such property, structures, facilities, or equipment as
 145 it deems necessary.

146 § 4. Licenses. -- (a) The Commission shall issue such licenses as it may prescribe which shall thereupon
 147 be required for the taking of finfish, crabs, oysters, clams or other shellfish from the waters within the
 148 jurisdiction of the Commission, and for boats, vessels and equipment used for such taking. Recognizing that
 149 the right of fishing in the territory over which the Commission shall have jurisdiction is and shall be common
 150 to and equally enjoyed by the citizens of Virginia and Maryland, the Commission shall make no distinction
 151 between the citizens of Virginia or Maryland in any rule, regulation or the granting of any licenses,
 152 privileges, or rights under this compact.

153 (b) Licenses for the taking of oysters and clams and the commercial taking of finfish and crabs within the
 154 jurisdiction of the Commission shall be granted only to citizens of Maryland or Virginia who have resided in
 155 either or both States for at least twelve months immediately preceding the application for the license. Within
 156 six months after the effective date of this compact, the Commission shall adopt a schedule of licenses, the
 157 privileges granted thereby, and the fees therefor, which may be modified from time to time in the discretion
 158 of the Commission.

159 (c) The licenses hereby authorized may be issued at such place, by such persons, and in accordance with
 160 such procedures as the Commission may determine.

161 § 5. Expenditures. -- The Commission is authorized to expend funds for the purposes of general
 162 administration, repletion of the fish and shellfish in the Potomac River, and the conservation and research
 163 programs authorized under this compact, subject to the limitations provided in this compact.

164 § 6. Grants, contributions, etc. -- The Commission is authorized to receive and accept (or to refuse) from
 165 any and all public and private sources such grants, contributions, appropriations, donations, and gifts as may
 166 be given to it, which shall be paid into and become part of the General Fund of the Commission, except
 167 where the donor instructs that it shall be used for a specific project, study, purpose, or program, in which
 168 event it shall be placed in a special account, which shall be administered under the same procedure as that
 169 prescribed for the General Fund.

170 § 7. Cooperation of state agencies. -- The Commission may call upon the resources and assistance of the
 171 Virginia Institute of Marine Science, the University of Maryland System, and all other agencies, institutions
 172 and departments of Maryland and Virginia which shall cooperate fully with the Commission upon such
 173 request.

174 § 8. Regulations. -- The Commission shall have the power to make, adopt and publish such rules and
 175 regulations as may be necessary or desirable for the conduct of its meetings, such hearings as it may from
 176 time to time hold, and for the administration of its affairs.

177 § 9. Inspection tax. -- The Commission may impose an inspection tax, in an amount as fixed from time to
 178 time by the Commission, which inspection tax may not exceed two dollars (\$2.00) per bushel, upon all
 179 oysters caught within the limits of the Potomac River. The tax shall be paid by the buyer at the place in
 180 Maryland or Virginia where the oysters are unloaded from vessels and are to be shipped no further in bulk in
 181 vessel, to an agent of the Commission, or to such officer or employee of the Virginia Marine Resources

182 Commission or of the Maryland Department of Natural Resources, as may be designated by the Commission,
183 and by him paid over to the Commission. The Commission shall use the proceeds of the oyster inspection tax
184 solely for planting seed or shell oyster on working bottom.

185 ARTICLE IV

186 COMMISSION REGULATIONS -- PROCEDURE AND REVIEW

187 § 1. (Contingent expiration date -- see Editor's note) Notice, hearing, vote. -- No regulation shall be
188 adopted by the Commission unless:

189 (a) A public hearing is held thereon;
190 (b) Prior to the hearing the Commission has given notice of the proposed regulation by publication thereof
191 at least once a week for three successive weeks in at least one newspaper published, or having a general
192 circulation in each county of Maryland and Virginia contiguous to the waters within the Commission's
193 jurisdiction, the first such publication to be at least thirty days but not more than forty-five days prior to the
194 date of the hearing;

195 (c) A copy of the proposed regulation is mailed at least thirty days but not more than forty-five days prior
196 to the hearing, to the clerk of the court of each county of Maryland and Virginia contiguous to the waters
197 within the Commission's jurisdiction, who shall post the same in a conspicuous place at or in the courthouse;
198 and

199 (d) The regulation is approved by at least six members of the Commission.

200 § 1. (Contingent effective date -- see Editor's note) Notice, hearing, vote. -- No regulation shall be adopted
201 by the Commission unless:

202 (a) A public hearing is held thereon;
203 (b) Prior to the hearing the Commission has given notice of the proposed regulation by publication thereof
204 at least once a week for three successive weeks in at least one newspaper published, or having a general
205 circulation in each county of Maryland and Virginia contiguous to the waters within the Commission's
206 jurisdiction, the first such publication to be at least thirty (30) days but not more than forty-five (45) days
207 prior to the date of the hearing;

208 (c) A copy of the proposed regulation is mailed at least thirty (30) days but not more than forty-five (45)
209 days prior to the hearing, to the clerk of the court of each county of Maryland and Virginia contiguous to the
210 waters within the Commission's jurisdiction, who shall post the same in a conspicuous place at or in the
211 courthouse; and

212 (d) The regulation is approved by at least six members of the Commission.

213 § 2. Recording, effective date. -- (a) Regulations of the Commission shall be exempt from the provisions
214 of Chapter 40 (§ 2.2-4000 et seq.) of Title 2.2 of the Code of Virginia (1950 Edition, as amended from time
215 to time), and of §§ 10-106 and 10-107 of the State Government Article of the Annotated Code of Maryland
216 (1957 Edition, as amended from time to time). Copies of Commission regulations shall be kept on public file
217 and available for public reference in the office of the Commission, the office of the clerk of court in each
218 county of Maryland and Virginia contiguous to the waters within the Commission's jurisdiction, the office of
219 the Virginia Registrar of Regulations, the office of the Maryland Department of Legislative Reference, the
220 office of the Virginia Marine Resources Commission, and the office of the Maryland Department of Natural
221 Resources.

222 (b) No regulation of the Commission shall become effective until thirty (30) days after the date of its
223 adoption, or such later date as may be fixed by the Commission.

224 (c) Leasing, dredging or patent tonging shall be authorized by the Commission only if such authorization
225 is granted by joint action of the Legislatures of Maryland and Virginia.

226 § 3. Review. -- Any person aggrieved by any regulation or order of the Commission may at any time file a
227 petition for declaratory judgment with respect to the validity or construction thereof, in the circuit court of
228 any county in Maryland or Virginia contiguous to the waters within the Commission's jurisdiction. A review
229 of the final judgment of the circuit court may be appealed to the court of highest appellate jurisdiction of the
230 State in accordance with the rules of procedure in such state.

231 § 4. Revision by legislative action. -- Regulations of the Commission may be amended, modified, or
232 rescinded by joint enactment of the General Assembly of Maryland and the General Assembly of Virginia.

233 § 5. Revision of compact. -- At any time subsequent to the adoption of this compact the Governor or
234 Legislature of either Maryland or Virginia may call for the appointment of a Commission to make further
235 study and recommendations concerning revision and amendments to this compact, at which time the
236 Governors of the respective States shall act forthwith in compliance with the request for the appointment of
237 said Commission.

238 ARTICLE V

239 ENFORCEMENT OF LAWS AND REGULATIONS; PENALTIES

240 § 1. Responsibility for enforcement. -- The regulations and orders of the Commission shall be enforced by
241 the joint effort of the law-enforcement agencies and officers of Maryland and Virginia.

242 § 2. (Contingent expiration date -- see Editor's note) Penalties. -- The violation of any regulation of the
243 Commission shall be a misdemeanor. Unless a lesser punishment is provided by the Commission, such

244 violation shall be punishable by a fine not to exceed one thousand dollars (\$1,000.00) or confinement in a
245 penal institution for not more than one (1) year, or both, in the discretion of the court, and any vessel, boat, or
246 equipment used in the taking of finfish, crabs, oysters, clams, or other shellfish from the Potomac River in
247 violation of any regulation of the Commission or of applicable laws may be confiscated by the court, upon
248 the abandonment thereof or the conviction of the owner or operator thereof.

249 § 2. (Contingent effective date -- see Editor's note) Penalties. -- The violation of any regulation of the
250 Commission shall be a misdemeanor. Unless a lesser punishment is provided by the Commission, such
251 violation shall be punishable by a fine not to exceed three thousand dollars (\$3,000.00) or confinement in a
252 penal institution for not more than one (1) year, or both, in the discretion of the court, and any vessel, boat, or
253 equipment used in the taking of finfish, crabs, oysters, clams, or other shellfish from the Potomac River in
254 violation of any regulation of the Commission or of applicable laws may be confiscated by the court, upon
255 the abandonment thereof or the conviction of the owner or operator thereof.

256 § 3. (Contingent expiration date -- see Editor's note) Jurisdiction of court. -- The officer making an arrest
257 or preferring a charge for violation of a regulation of the Commission or an applicable State law respecting
258 the waters within the Commission's jurisdiction shall take the alleged offender to a court of competent
259 jurisdiction in either State, in a county adjacent to the portion of the Potomac River where the alleged offense
260 occurred, which shall thereupon have jurisdiction over the offense.

261 § 3. (Contingent effective date -- see Editor's note) Jurisdiction of court. -- The officer making an arrest or
262 preferring a charge for violation of a regulation of the Commission or an applicable State law respecting the
263 waters within the Commission's jurisdiction shall take the alleged offender to a court of competent
264 jurisdiction in the state in which he resides if he is a resident of Virginia or Maryland, or if the offender is not
265 a resident of either state, in a county adjacent to the portion of the Potomac River where the alleged offense
266 occurred, which shall thereupon have jurisdiction over the offense.

267 § 4. Disposition of fines and forfeitures. -- All fines imposed for violation of regulations of the
268 Commission or applicable State laws respecting the waters within the Commission's jurisdiction shall be paid
269 into the court in which the case is prosecuted, and accounted for under the laws applicable to that court. Any
270 property confiscated under the provisions of this compact shall be turned over to the Commission, which may
271 retain, use or dispose of it as it deems best.

272 ARTICLE VI

273 COMMISSION FINANCES

274 § 1. Budget. -- The Commission shall approve and adopt a proposed annual budget showing estimated
275 income, revenues, appropriations, and grants from all sources, and estimated necessary expenditures and shall
276 send a copy thereof to the Governors of Maryland and Virginia.

277 § 2. Appropriations. -- The said Governors shall place in the proposed budget of their respective States for
278 each year the sum of not less than fifty thousand dollars (\$50,000.00) for the expenses and the other purposes
279 of the Commission for that year, except that none of the sum so appropriated shall be used for law-
280 enforcement purposes; and the General Assembly of each of the two States agrees to appropriate annually not
281 less than this sum to the Commission.

282 § 3. General Fund. -- (a) The General Fund shall consist of:

- 283 (1) All income and revenue received from the issuance of licenses under this compact;
- 284 (2) The proceeds of the disposition of property confiscated pursuant to the provisions of this compact;
- 285 (3) The proceeds of the inspection tax upon oysters imposed pursuant to this compact; and
- 286 (4) The funds appropriated to the Commission by the two States.

287 (b) The General Fund of the Commission shall be kept in such bank or depository as the Commission
288 shall from time to time select. The General Fund shall be audited annually by the Auditor of Public Accounts
289 of Virginia and the State Auditor of Maryland acting jointly, and at such other times as the Commission may
290 request.

291 ARTICLE VII

292 EFFECT ON EXISTING LAWS AND PRIOR COMPACT

293 § 1. Existing rights. -- The rights, including the privilege of erecting and maintaining wharves and other
294 improvements, of the citizens of each State along the shores of the Potomac River adjoining their lands shall
295 be neither diminished, restricted, enlarged, increased nor otherwise altered by this compact, and the decisions
296 of the courts construing that portion of Article VII of the Compact of 1785 relating to the rights of riparian
297 owners shall be given full force and effect.

298 § 2. Existing laws. -- The laws of the State of Maryland relate to finfish, crabs, oysters, and clams in the
299 Potomac River, as set forth in former Article 66C of the Annotated Code of Maryland and as in effect on
300 December one, nineteen hundred fifty-eight, shall be and remain applicable in the Potomac River except to
301 the extent changed, amended, or modified by regulations of the Commission adopted in accordance with this
302 compact.

303 § 3. Existing licenses. -- The rights and privileges of licensees to take and catch finfish, crabs, oysters,
304 clams, and other shellfish in the Potomac River, which are in effect at the time this compact becomes

305 effective, shall continue in force for a period of six months at which time every such license and every such
306 right and privilege shall be abrogated.

307 ARTICLE VIII

308 EFFECT OF RATIFICATION

309 These articles shall be laid before the Legislatures of Virginia and Maryland, and their approbation being
310 obtained, shall be confirmed and ratified by a law of each State, never to be repealed or altered by either,
311 without the consent of the other.

312 ARTICLE IX

313 EFFECTIVE DATE

314 (Contingent expiration date -- see Editor's note) This compact, which takes the place of the Compact of
315 1785 between Maryland and Virginia, shall take effect at the expiration of sixty days after the completion of
316 the last act legally necessary to make it operative, and thereupon the said Compact of 1785 shall no longer
317 have any force or effect.

318 ARTICLE IX

319 EFFECTIVE DATE

320 (Contingent effective date -- see Editor's note) This compact, which takes the place of the Compact of
321 1785 between Maryland and Virginia, shall take effect at the expiration of sixty (60) days after the
322 completion of the last act legally necessary to make it operative, and thereupon the said Compact of 1785
323 shall no longer have any force or effect.

324 **2. That notwithstanding the provisions of § 28.2-1001 of the Code of Virginia, as amended by this act,**
325 **regarding the appointment of members to the Potomac River Fisheries Commission by the Governor**
326 **of Virginia, any Virginia member of the Potomac River Fisheries Commission who is a member of the**
327 **Virginia Marine Resources Commission on the effective date of the first enactment of this act shall be**
328 **permitted to carry out the remainder of his term.**

329 **3. That the Secretary of Natural and Historic Resources shall, no later than October 1, 2026, notify the**
330 **Senate President and the House Speaker of the Maryland General Assembly in writing that the**
331 **Commonwealth of Virginia has confirmed and ratified an amendment to the Potomac River Compact**
332 **and requests that the Maryland General Assembly confirm and ratify the same pursuant to Article**
333 **VIII of the Compact.**

334 **4. That the provisions of the first enactment of this act shall become effective upon the confirmation**
335 **and ratification of a law of the Maryland General Assembly providing consent to the amendments**
336 **made to the Potomac River Compact in § 28.2-1001 of the Code of Virginia, as amended by this act,**
337 **pursuant to Article VIII of the Compact.**