



# HOUSE BILL No. 4708

April 25, 1995, Introduced by Reps. Alley, Gnodtke and Gernaat and referred to the Committee on Agriculture and Forestry.

A bill to amend section 2 of Act No. 93 of the Public Acts of 1981, entitled "Michigan right to farm act," as amended by Act No. 240 of the Public Acts of 1987, being section 286.472 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Section 2 of Act No. 93 of the Public Acts of  
2 1981, as amended by Act No. 240 of the Public Acts of 1987, being  
3 section 286.472 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 2. As used in this act:

6 (a) "Farm" means the land, buildings, and machinery used in  
7 the commercial production of farm products AND LOCATIONS AT WHICH  
8 A GAME BREEDER POSSESSES, PROPAGATES, AND DEALS IN OR SELLS  
9 GAME.

1 (B). "GAME" HAS THE SAME MEANING ASCRIBED TO THAT TERM IN THE  
2 WILDLIFE CONSERVATION ACT, ACT NO. 256 OF THE PUBLIC ACTS OF  
3 1988, BEING SECTIONS 300.251 TO 300.270 OF THE MICHIGAN COMPILED  
4 LAWS.

5 (C) ~~(b)~~ "Farm operation" means a condition or activity  
6 ~~which~~ THAT occurs on a farm in connection with the commercial  
7 production of farm products, and includes, but is not limited to,  
8 ~~marketed~~ MARKETING produce at roadside stands or farm markets;  
9 noise; odors; dust; fumes; operation of machinery and irrigation  
10 pumps; ground and aerial seeding and spraying; the application of  
11 chemical fertilizers, conditioners, insecticides, pesticides, and  
12 herbicides; and the employment and use of labor. FARM OPERATION  
13 ALSO INCLUDES THOSE ACTIVITIES THAT OCCUR ON A FARM IN CONNECTION  
14 WITH THE POSSESSION, PROPAGATION, AND DEALING AND SELLING OF GAME  
15 BY A GAME BREEDER.

16 (D) ~~(c)~~ "Farm product" means those plants and animals  
17 useful to human beings and includes, but is not limited to, for-  
18 ages and sod crops, grains and feed crops, dairy and dairy prod-  
19 ucts, poultry and poultry products, livestock, including breeding  
20 and grazing, fruits, vegetables, flowers, seeds, grasses, trees,  
21 fish, apiaries, equine and other similar products, GAME PROPA-  
22 GATED BY A GAME BREEDER, or any other product which incorporates  
23 the use of food, feed, fiber, or fur.

24 (E) "GAME BREEDER" MEANS A PERSON WHO IS LICENSED UNDER ACT  
25 NO. 191 OF THE PUBLIC ACTS OF 1929, BEING SECTIONS 317.71 TO  
26 317.84 OF THE MICHIGAN COMPILED LAWS.

1 (F) ~~(d)~~ "Generally accepted agricultural and management  
2 practices" means those practices as defined by the commission of  
3 agriculture. The commission shall give due consideration to  
4 available Michigan department of agriculture information and  
5 written recommendations from the Michigan state university col-  
6 lege of agriculture and natural resources cooperative extension  
7 service and the agricultural experiment station in cooperation  
8 with the United States department of agriculture soil and conser-  
9 vation service and the agricultural stabilization and conserva-  
10 tion service, the department of natural resources and other pro-  
11 fessional and industry organizations.

12 (G) ~~(e)~~ "Person" means an individual, corporation, part-  
13 nership, association, or other legal entity.