

HOUSE BILL No. 5002

July 17, 2003, Introduced by Reps. Gleason and Tabor and referred to the Committee on Conservation and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 43520, 43523, 43525a, 43527, 43531, and
43553 (MCL 324.43520, 324.43523, 324.43525a, 324.43527,
324.43531, and 324.43553), section 43520 as added by 1995 PA 57,
sections 43523, 43527, 43531, and 43553 as amended by 1996
PA 585, and section 43525a as added by 1998 PA 291.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 43520. (1) Subject to other requirements of this part,
2 the department may issue a hunting license to a minor child
3 subject to both of the following conditions:

4 (a) On application of a parent or legal guardian of the minor
5 child, if the minor child, when hunting on lands upon which the
6 minor child's parents are not regularly domiciled, is accompanied
7 by the parent or guardian or another person authorized by the

1 parent or guardian who is 17 years of age or older.

2 (b) Payment of the license fee.

3 ~~(2) A license to hunt deer, bear, or elk with a firearm~~
4 ~~shall not be issued to a person who is less than 14 years of~~
5 ~~age.~~

6 **(2) ~~(3) A~~ Notwithstanding any other provision of this part,**
7 **a license to hunt shall not be issued to a person ~~who is less~~**
8 **~~than 12 years of age~~ unless the person is at least 10 years of**
9 **age.**

10 **(3) ~~(4) A~~ A person authorized to sell hunting licenses shall**
11 **not issue a hunting license to a person born after January 1,**
12 **1960, unless the person presents proof of previous hunting**
13 **experience in the form of a hunting license issued by this state,**
14 **another state, a province of Canada, or another country or a**
15 **certification of completion of training in hunter safety issued**
16 **to the person by this state, another state, a province of Canada,**
17 **or another country. If an applicant for a hunting license does**
18 **not have proof of a previous license or a certification of**
19 **completion of training in hunter safety, a person authorized to**
20 **sell hunting licenses may issue a hunting license if the**
21 **applicant submits a signed affidavit stating that ~~they have~~ he**
22 **or she has** completed a course in hunter safety or ~~that they~~
23 ~~have~~ **has** possessed a hunting license previously. The person
24 selling a hunting license shall record as specified by the
25 department the form of proof of the previous hunting experience
26 or certification of completion of hunter safety training
27 presented by the applicant.

1 Sec. 43523. (1) Except as otherwise provided in this part,
2 a person shall not hunt small game without a current small game
3 license. Each small game license authorizes the person named in
4 the license to hunt for small game except for animals or birds
5 that require a special license. ~~The fee for a resident small~~
6 ~~game license is \$13.00. Beginning in 1999, the fee for a~~
7 ~~resident small game license is \$14.00. Beginning in 2001~~
8 **Subject to section 43522a**, the fee for a resident small game
9 license is \$15.00. If authorized in an order issued under
10 part 401, a resident possessing a current small game license may
11 take specified fur-bearing animals by means other than trapping
12 during the open season for hunting these fur-bearing animals.
13 The fee for a ~~resident or nonresident who is 12 years of age~~
14 ~~through 16 years of age for a~~ small game license **for a minor**
15 **child, whether or not the minor child is a resident**, is \$1.00.
16 ~~The fee for a nonresident small game license is \$60.00.~~
17 ~~Beginning in 1999, the fee for a nonresident small game license~~
18 ~~is \$65.00. Beginning in 2001~~ **Subject to section 43522a**, the fee
19 for a nonresident small game license is \$69.00.

20 (2) A nonresident may purchase a limited nonresident small
21 game license entitling that person to hunt for a 3-day period all
22 species of small game that are ~~available~~ **lawful** to hunt under a
23 nonresident small game license. ~~The fee for a limited~~
24 ~~nonresident small game license is \$26.00. Beginning in 1999, the~~
25 ~~fee for a limited nonresident small game license is \$28.00.~~
26 ~~Beginning in 2001~~ **Subject to section 43522a**, the fee for a
27 limited nonresident small game license is \$30.00.

1 (3) A small game license is void between the hours of 1/2
2 hour after sunset and 1/2 hour before sunrise.

3 Sec. 43525a. (1) The department shall issue a combination
4 deer license that authorizes a person to hunt deer both during
5 the firearm deer seasons and the bow and arrow seasons, in
6 compliance with the rules established for the respective deer
7 hunting season. A combination deer license shall authorize the
8 holder to take 2 deer in compliance with orders issued under part
9 401.

10 (2) The fee for a resident combination deer license is the
11 total of the resident firearm deer license fee plus the resident
12 bow and arrow deer license fee. The fee for a nonresident
13 combination deer license is the total of the nonresident firearm
14 deer license fee plus the nonresident bow and arrow deer license
15 fee. The fee for a combination deer license for a ~~resident or~~
16 ~~nonresident who is 12 years of age through 16 years of age~~ **minor**
17 **child, whether or not the minor child is a resident,** shall be
18 discounted 50% from the cost of the resident combination deer
19 license.

20 (3) When advisable in managing deer, an order under part 401
21 may designate the kind of deer that may be taken and the
22 geographic area in which any license issued under this section is
23 valid.

24 (4) The department may issue kill tags with or as part of
25 each combination deer license. Each kill tag shall ~~bear~~
26 **include** the license number. A kill tag may also include space
27 for other pertinent information required by the department. A

1 kill tag, if issued, is part of the license and shall not be used
2 more than 1 time.

3 (5) The combination deer license shall count as 2 licenses
4 for the purposes of license fees under section 43536a,
5 ~~discounting under subsection 43521(e)~~ **a sportsperson discount**
6 **under section 43521**, and transmittal, deposit, and use of fees
7 under sections 43554 and 43555.

8 (6) A senior citizen may obtain a senior combination deer
9 license. The fee for a senior combination deer license shall be
10 discounted at the same rate as provided in section 43535.

11 ~~(7) A combination deer license issued to a person less than~~
12 ~~14 years of age is valid only for taking deer with a bow and~~
13 ~~arrow, until the person is 14 years of age or older.~~

14 **(7)** ~~-(8)-~~ Notwithstanding any other provision of this part,
15 except for replacing lost or destroyed licenses, a person shall
16 not apply for, obtain, or purchase any combination of firearm
17 deer licenses, bow and arrow deer licenses, and combination deer
18 licenses that would authorize the taking of more than 2 deer.

19 Sec. 43527. (1) A person shall not hunt deer with a bow and
20 arrow or crossbow during the bow and arrow deer season without a
21 bow and arrow deer license. ~~The fee for a resident bow and~~
22 ~~arrow deer license is \$13.00. Beginning in 1999, the fee for a~~
23 ~~resident bow and arrow deer license is \$14.00. Beginning in~~
24 ~~2001~~ **Subject to section 43522a**, the fee for a resident bow and
25 arrow deer license is \$15.00. The fee ~~for a resident or~~
26 ~~nonresident who is 12 years of age through 16 years of age~~ for a
27 bow and arrow deer license **for a minor child, whether or not the**

1 **minor child is a resident**, shall be discounted 50% from the cost
 2 of the resident bow and arrow deer license. ~~The fee for a~~
 3 ~~nonresident bow and arrow deer license is \$120.00. Beginning in~~
 4 ~~1999, the fee for a nonresident bow and arrow deer license is~~
 5 ~~\$129.00. Beginning in 2001~~ **Subject to section 43522a**, the fee
 6 for a nonresident bow and arrow deer license is \$138.00. Where
 7 authorized by the department, a person may purchase a second bow
 8 and arrow deer license in 1 season for the fee assessed under
 9 this subsection for the bow and arrow deer license for which that
 10 person is eligible. However, a senior license discount is not
 11 available for the purchase of a second bow and arrow deer
 12 license.

13 **(2)** The department may issue orders under part 401
 14 designating the kind of deer which may be taken and the
 15 geographic area in which any license issued under this section is
 16 valid, when advisable in managing deer.

17 **(3)** ~~-(2)-~~ The department may issue a kill tag with, or as a
 18 part of, each bow and arrow deer license. Section 43526(2)
 19 applies ~~with respect~~ to a bow and arrow deer license.

20 Sec. 43531. (1) Except as otherwise provided in section
 21 43523(1), a person shall not trap or hunt fur-bearing animals
 22 without purchasing and possessing a fur harvester's license.
 23 ~~The fee for a resident fur harvester's license is \$13.00.~~
 24 ~~Beginning in 1999, the fee for a resident fur harvester's license~~
 25 ~~is \$14.00. Beginning in 2001~~ **Subject to section 43522a**, the fee
 26 for a resident fur harvester's license is \$15.00. The fee ~~for a~~
 27 ~~resident or nonresident who is 12 years of age through 16 years~~

1 ~~of age~~ for a fur harvester's license **for a minor child, whether**
2 **or not the minor child is a resident**, shall be discounted 50%
3 from the cost of the resident fur harvester's license.

4 (2) The department may issue a nonresident fur harvester's
5 license to a nonresident of this state if the state, province, or
6 country in which the nonresident applicant resides allows
7 residents of this state to obtain equivalent hunting and trapping
8 privileges in that state, province, or country. The fee for an
9 eligible nonresident fur harvester's license is \$150.00.
10 Nonresident fur harvester's licenses shall not be sold or
11 purchased prior to November 15 of each year.

12 (3) A person who holds a fur harvester's license may hunt
13 fur-bearing animals during the season open to taking fur-bearing
14 animals with firearms and may trap fur-bearing animals during the
15 season open to trapping fur-bearing animals.

16 Sec. 43553. (1) ~~Except as provided in sections 43555 and~~
17 ~~43556, the~~ **The** department shall transmit all money received from
18 the sale of licenses to the state treasurer, together with a
19 statement indicating the amount of money received and the source
20 of the money.

21 (2) The game and fish protection fund is created as a
22 separate fund in the ~~department of~~ **state** treasury. Except as
23 provided in subsection (5) **and section 43555**, the state treasurer
24 shall credit the money received from the sale of passbooks and
25 licenses to the game and fish protection fund.

26 (3) Except as provided in sections 43524, 43525, ~~43531, and~~
27 43554 ~~, and 43556~~ and subsection (4), money credited to the

1 game and fish protection fund shall be paid out by the state
2 treasurer pursuant to the accounting laws of this state for the
3 following purposes:

4 (a) Services rendered by the department, together with the
5 expenses incurred in the enforcement and administration of the
6 game, fish, and fur laws of the state, including the necessary
7 equipment and apparatus incident to the operation and enforcement
8 of the game, fish, and fur laws, and the protection, propagation,
9 distribution, and control of game, fish, birds, fur-bearing
10 animals, and other wildlife. ~~forms.~~

11 (b) The propagation and liberation of game, fur-bearing
12 animals, birds, or fish and for their increase at the time,
13 place, and manner as the department considers advisable.

14 (c) The purchase, lease, and management of lands ~~—, together~~
15 ~~with the necessary~~ **and** equipment for the purpose of propagating
16 and rearing game, fur-bearing animals, birds, or fish, and for
17 establishing and maintaining game refuges, wildlife sanctuaries,
18 and public shooting and fishing grounds.

19 (d) Conducting investigations and compiling and publishing
20 information relative to the propagation, protection, and
21 conservation of wildlife.

22 (e) Delivering lectures, developing cooperation, and carrying
23 on appropriate educational activities relating to the
24 conservation of the wildlife of this state.

25 (4) The department may make direct grants to colleges and
26 universities in this state, out of funds appropriated from the
27 game and fish protection fund, to conduct fish or wildlife

1 research or both fish and wildlife research.

2 (5) The youth hunting and fishing education and outreach fund
3 is created as a separate fund in the department of treasury. The
4 state treasurer shall credit to the youth hunting and fishing
5 education and outreach fund the money received from the sale of
6 small game licenses and all-species fishing licenses under
7 sections 43523 and 43532, respectively, to ~~persons who are 12~~
8 ~~years of age through 16 years of age~~ **minor children**. Money in
9 the youth hunting and fishing education and outreach fund at the
10 close of the fiscal year shall remain in the fund and shall not
11 lapse to the general fund.

12 (6) Money credited to the youth hunting and fishing education
13 and outreach fund shall be paid out by the state treasurer
14 pursuant to the accounting laws of this state for hunting and
15 fishing education and outreach programs for ~~youth through 16~~
16 ~~years of age~~ **minor children**.

17 (7) The department and any other executive department of the
18 state that receives money from the game and fish protection fund
19 or the youth hunting and fishing education and outreach fund
20 shall submit an annual report to the legislature showing the
21 amount of money received by the department or other executive
22 department from the game and fish protection fund or the youth
23 hunting and fishing education and outreach fund and how that
24 money was spent. An executive department required to submit a
25 report as provided in this subsection shall send a copy of the
26 report to the legislature and to the department.