

HOUSE BILL No. 4864

June 20, 2013, Introduced by Reps. McBroom, Bumstead, Daley, Dianda, Foster,
MacMaster, Lyons, Somerville and Walsh and referred to the Committee on Agriculture.

A bill to amend 2000 PA 190, entitled
"Privately owned cervidae producers marketing act,"
by amending section 5 (MCL 287.955), as amended by 2006 PA 561.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. (1) A person shall not possess cervidae or engage in a
2 cervidae livestock operation unless he or she obtains from the
3 department a cervidae livestock facility registration or unless
4 otherwise exempt by rule or law. ~~If the activity in which the~~
5 ~~cervidae livestock facility is engaged is required to be regulated~~
6 ~~under any other act, registration~~ **REGISTRATION** under this act does
7 not exempt the person or cervidae livestock facility from
8 requirements imposed under any local, state, or federal ~~regulation~~
9 **LAW**. Zoos accredited under the American zoological association or
10 other accreditations or standards determined appropriate by and

1 acceptable to the department are exempt from this act. **A CERVIDAE**
2 **LIVESTOCK FACILITY MAY BE OPERATED AS BOTH A CERVIDAE LIVESTOCK**
3 **FACILITY AND A SPORTING SWINE LIVESTOCK OPERATION IF THE OWNER**
4 **MEETS THE APPLICABLE REQUIREMENTS OF THIS ACT AND THE SPORTING**
5 **SWINE MARKETING ACT. NOTWITHSTANDING ANY OTHER PROVISION OF THIS**
6 **ACT, A CERVIDAE LIVESTOCK FACILITY THAT IS ALSO REGISTERED AS A**
7 **SPORTING SWINE LIVESTOCK OPERATION AND HAS PAID ALL APPLICABLE FEES**
8 **UNDER THE SPORTING SWINE MARKETING ACT IS EXEMPT FROM PAYING FEES**
9 **UNDER THIS ACT.**

10 (2) A person registered under this act shall keep and maintain
11 records of production, purchases, or imports ~~in order~~ **NECESSARY** to
12 establish proof of ownership and shall keep any other records
13 required under standards incorporated by reference under section 6.
14 A person transporting cervidae species shall produce documentation
15 that contains the origin of shipment, registration or permit copies
16 or documentation, documentation demonstrating shipping destination,
17 and any other proof that may be required under the animal industry
18 act, 1988 PA 466, MCL 287.701 to ~~287.745,~~ **287.746**, upon demand
19 **REQUEST** of the director or a law enforcement officer.

20 (3) ~~Until July 1, 2008, a cervidae livestock facility~~
21 ~~registered prior to the effective date of the amendatory act that~~
22 ~~added this subsection must comply with the facility standards~~
23 ~~contained in "Operational Standards for Registered Privately Owned~~
24 ~~Cervid Facilities", published by the Michigan department of~~
25 ~~agriculture, (May 2000). A cervidae livestock facility in existenece~~
26 ~~on or before the effective date of the amendatory act that added~~
27 ~~this subsection shall be in compliance~~ **COMPLY** with the facility

1 standards ~~by July 1, 2008, which are~~ contained in "Operational
2 Standards for Registered Privately Owned Cervidae Facilities"
3 published by the ~~Michigan~~ department of natural resources, (revised
4 December 2005), adopted by the ~~Michigan~~ commission of agriculture
5 **AND RURAL DEVELOPMENT** on January 9, 2006, and adopted by the
6 natural resources commission on January 12, 2006, ~~and WHICH~~ are
7 incorporated by reference.

8 Enacting section 1. This amendatory act does not take effect
9 unless all of the following bills of the 97th Legislature are
10 enacted into law:

11 (a) Senate Bill No. ____ or House Bill No. ____ (request no.
12 00037'13).

13 (b) Senate Bill No. ____ or House Bill No. 4862 (request no.
14 00037'13 a).

15 (c) Senate Bill No. ____ or House Bill No. 4863 (request no.
16 00037'13 c).

17 (d) Senate Bill No. ____ or House Bill No. ____ (request no.
18 00039'13).