

**STATE OF MICHIGAN
101ST LEGISLATURE
REGULAR SESSION OF 2021**

Introduced by Reps. Borton, Roth, LaFave, Allor, Markkanen, Hoitenga, Beson, O'Malley, Martin, Bezotte, Carra, Damoose, Clements, Whiteford, LaGrand, Maddock, Paquette, Filler, Fink, Outman, Beeler, Cambensy, Breen, Green, Calley, Meerman, Lightner, Hall, Steven Johnson, Mueller, Bollin and Wozniak

ENROLLED HOUSE BILL No. 4088

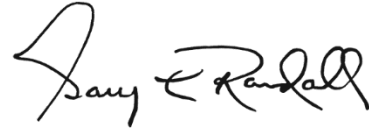
AN ACT to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to protect the people's right to hunt and fish; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 40111a (MCL 324.40111a), as amended by 2015 PA 265.

The People of the State of Michigan enact:

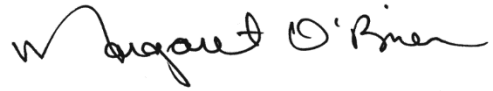
Sec. 40111a. (1) The commission, after consultation with the commission of agriculture and rural development, shall issue in the manner provided in section 40113a an order concerning deer and elk feeding in this state. Notwithstanding the order, an individual may engage in wildlife and bird feeding only if both of the following conditions are met:

- (a) The feed is located not more than 300 feet from a residence.
- (b) The quantity of feed placed, scattered, or distributed within 300 feet of that residence, together with any feed previously placed, scattered, or distributed within 300 feet of that residence and still present, is not more than 2 gallons.
- (2) As used in this section, "wildlife and bird feeding" means depositing, distributing, or tending feed in an area frequented by birds and other wildlife to prevent them from starving or for recreational viewing. Wildlife and bird feeding does not include any of the following:
 - (a) Baiting to take game as provided by an order of the commission under section 40113a.
 - (b) The scattering of feed solely as the result of normal logging practices or normal agricultural practices.
 - (c) The storage or use of feed for agricultural purposes if 1 or more of the following apply:
 - (i) The area is occupied by livestock actively consuming the feed on a daily basis.
 - (ii) The feed is covered to deter wild, free-ranging white-tailed deer and elk from gaining access to the feed or is being used on a daily basis.

(iii) The feed is in a storage facility or is stored in a manner that is consistent with normal agricultural practices.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor