

HOUSE BILL NO. 6023

April 14, 2022, Introduced by Reps. Damoose, Steven Johnson, Hoitenga, Borton, Yaroeh and Sabo and referred to the Committee on Natural Resources and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 502 (MCL 324.502), as amended by 2004 PA 587.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 502. (1) The commission may promulgate rules, not
2 inconsistent with law, governing its organization and procedure.
3 (2) The department may do 1 or more of the following:
4 (a) Promulgate and enforce reasonable rules concerning the use
5 and occupancy of lands and **other** property under its control in

1 accordance with section 504.

2 (b) Provide and develop facilities for outdoor recreation.

3 (c) Conduct investigations it considers necessary for the
4 proper administration of this part.

5 (d) Remove and dispose of forest products as required for the
6 protection, reforestation, and proper development and conservation
7 of the lands and **other** property under the control of the
8 department.

9 (e) Require the payment of a fee as provided by law for a
10 daily permit or other authorization that allows the person to hunt
11 and take waterfowl on a public hunting area managed and developed
12 for waterfowl.

13 (3) Except as provided in subsection ~~(4), (5)~~, the department
14 may enter into contracts for the taking of coal, oil, gas, and
15 other mineral products from state owned lands, upon a royalty basis
16 or upon another basis, and upon the terms the department considers
17 just and equitable subject to section 502a. This contract power
18 includes authorization to enter into contracts for the storage of
19 gas or other mineral products in or upon state owned lands, if the
20 consent of the state agency having jurisdiction and control of the
21 state owned land is first obtained. A contract permitted under this
22 ~~section for the taking of coal, oil, gas, or metallic mineral~~
23 ~~products, or for the storage of gas or other mineral products,~~
24 **subsection** is not valid unless the contract is approved by the
25 state administrative board.

26 (4) Money received from a contract for the storage of gas or
27 other mineral products in or upon state lands shall be transmitted
28 to the state treasurer for deposit in the general fund of the state
29 to be used for the purpose of defraying the expenses incurred in

the administration of this act and other purposes provided by law. Other money received from a contract permitted under this subsection, except money received from lands acquired with money from the former game and fish protection fund or **from** the game and fish protection account of the Michigan conservation and recreation legacy fund provided for in section 2010, shall be transmitted to the state treasurer for deposit in the Michigan natural resources trust fund created in section 35 of article IX of the state constitution of 1963 and provided for in part 19. However, the money received from the payment of service charges by a person using areas managed for waterfowl shall be credited to the game and fish protection account of the Michigan conservation and recreation legacy fund provided for in section 2010 and used only for the purposes provided by law. Money received from bonuses, rentals, delayed rentals, royalties, and the direct sale of resources, including forest resources, from lands acquired with money from the former game and fish protection fund or the game and fish protection account of the Michigan conservation and recreation legacy fund provided for in section 2010 shall be credited to the Michigan game and fish protection trust fund established in section 41 of article IX of the state constitution of 1963 and provided for in part 437, except as otherwise provided by law.

(5) ~~(4)~~—The department shall not charge a state department or local unit of government in this state, including, but not limited to, a county road commission, a royalty for taking gravel from state owned lands. The department shall not enter into a contract that allows drilling operations beneath the lake bottomlands of the Great Lakes, the connected bays or harbors of the Great Lakes, or the connecting waterways as defined in section 32301, for the

1 exploration or production of oil or gas.
2 **(6)** ~~(5)~~—This section does not permit a contract for the taking
3 of gravel, sand, coal, oil, gas, or other metallic mineral products
4 that does not comply with applicable local ordinances and state
5 law.