

SENATE BILL No. 87

February 14, 1991, Introduced by Senators EHLERS and GAST and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend section 12a of chapter V of Act No. 165 of the Public Acts of 1929, entitled as amended "Michigan sports fishing law," as added by Act No. 189 of the Public Acts of 1986, being section 305.12a of the Michigan Compiled Laws; and to repeal certain parts of the act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 12a of chapter V of Act No. 165 of the
2 Public Acts of 1929, as added by Act No. 189 of the Public Acts
3 of 1986, being section 305.12a of the Michigan Compiled Laws, is
4 amended to read as follows:

5 CHAPTER V

6 Sec. 12a. (1) A person who ~~violates section 11(1) of~~
7 ~~chapter III-~~ SNAGS FISH IN VIOLATION OF THIS ACT is guilty of a
8 misdemeanor, punishable by imprisonment for not more than 90

1 days, or a fine of not less than \$250.00 or more than \$500.00, or
2 both, and costs of prosecution.

3 (2) A person who is convicted of a second violation of
4 ~~section 11(1) of chapter III~~ SNAGGING FISH IN VIOLATION OF THIS
5 ACT is guilty of a misdemeanor, punishable by imprisonment for
6 not more than 90 days, or a fine of not less than \$500.00 or more
7 than \$1,000.00, or both, and costs of prosecution. In addition,
8 the court shall suspend a sports fishing license issued to a
9 person sentenced ~~for a second violation of section 11(1)~~ UNDER
10 THIS SUBSECTION for not less than 2 years and order that the
11 person shall not secure a fishing license during the 2-year
12 period.

13 (3) A person who is convicted of a third or subsequent vio-
14 lation of ~~section 11(1) of chapter III~~ SNAGGING FISH IN VIOLA-
15 TION OF THIS ACT is guilty of a misdemeanor, punishable by
16 imprisonment for not more than 90 days, or a fine of not less
17 than \$1,000.00 or more than \$2,000.00, or both, and costs of
18 prosecution. In addition, the court shall suspend a sports fish-
19 ing license issued to a person sentenced ~~for a third or subse-~~
20 ~~quent violation of section 11(1)~~ UNDER THIS SUBSECTION for not
21 less than 3 years and order that the person shall not secure a
22 fishing license during the 3-year period.

23 (4) A person who possesses or sells in this state any multi-
24 pointed hook with a weight permanently attached is guilty of a
25 misdemeanor, punishable by imprisonment for not more than 90
26 days, or a fine of not less than \$100.00 or more than \$300.00, or
27 both, and costs of prosecution.

1 (5) A person who is convicted of a second violation of
2 subsection (4) is guilty of a misdemeanor, punishable by impris-
3 onment for not more than 90 days, or a fine of not less than
4 \$300.00 or more than \$500.00, or both, and costs of prosecution.

5 (6) A person who is convicted of a third or subsequent vio-
6 lation of subsection (4) is guilty of a misdemeanor, punishable
7 by imprisonment for not more than 90 days, or a fine ~~ex~~ OF not
8 less than \$500.00 or more than \$1,000.00, or both, and costs of
9 prosecution.

10 Section 2. Section 11 of chapter III of Act No. 165 of the
11 Public Acts of 1929, being section 303.11 of the Michigan
12 Compiled Laws, is repealed.