



SENATE BILL No. 1073

September 8, 2016, Introduced by Senators MEEKHOF, HILDENBRAND, BOOHER, BRANDENBURG, ZORN, SHIRKEY, MARLEAU, PROOS, HORN, JONES, MACGREGOR, STAMAS and BIEDA and referred to the Committee on Outdoor Recreation and Tourism.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43516 and 43523a (MCL 324.43516 and 324.43523a), section 43516 as amended by 2016 PA 36 and section 43523a as added by 2013 PA 108, and by adding section 43526b; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 43516. (1) ~~An~~ **UNTIL MARCH 1, 2018, AN** individual who has
2 been issued a hunting, fur harvester's, or fishing license shall
3 carry the license and shall exhibit the license upon the demand of
4 a conservation officer, a law enforcement officer, a tribal
5 conservation officer who complies with subsection ~~(3)~~, **(6)**, or the
6 owner or occupant of the land if either or both of the following

1 apply:

2 (a) The ~~person~~**INDIVIDUAL** is hunting, trapping, or fishing.

3 (b) Subject to section 43510(2) and except as provided in
4 section 43513, the individual is in possession of a firearm or
5 other hunting or trapping apparatus or fishing apparatus in an area
6 frequented by wild animals or fish, respectively.

7 (2) Subject to section 43510(2) and except as provided in
8 section 43513, an individual shall not carry or possess afield a
9 shotgun with buckshot, slug loads, or ball loads; a bow and arrow;
10 a muzzle-loading rifle or black powder handgun; or a centerfire
11 handgun or centerfire rifle during firearm deer season unless that
12 individual has a valid deer license, with an unused kill tag, if
13 issued, issued in his or her name. The individual shall exhibit an
14 unused kill tag, if issued, upon the request of a conservation
15 officer, a law enforcement officer, or the owner or occupant of the
16 land.

17 **(3) BEGINNING MARCH 1, 2018, AN INDIVIDUAL WHO HAS BEEN ISSUED**
18 **A HUNTING, FUR HARVESTER'S, OR FISHING LICENSE SHALL CARRY THE**
19 **LICENSE OR, IF APPLICABLE, AN ELECTRONIC COPY OF THE LICENSE AND**
20 **SHALL EXHIBIT THE LICENSE OR, IF APPLICABLE, AN ELECTRONIC COPY OF**
21 **THE LICENSE UPON THE DEMAND OF A CONSERVATION OFFICER, A LAW**
22 **ENFORCEMENT OFFICER, A TRIBAL CONSERVATION OFFICER WHO COMPLIES**
23 **WITH SUBSECTION (6), OR THE OWNER OR OCCUPANT OF THE LAND IF EITHER**
24 **OR BOTH OF THE FOLLOWING APPLY:**

25 **(A) THE INDIVIDUAL IS HUNTING, TRAPPING, OR FISHING.**

26 **(B) SUBJECT TO SECTION 43510(2) AND EXCEPT AS PROVIDED IN**
27 **SECTION 43513, THE INDIVIDUAL IS IN POSSESSION OF A FIREARM OR**

1 OTHER HUNTING OR TRAPPING APPARATUS OR FISHING APPARATUS IN AN AREA
2 FREQUENTED BY WILD ANIMALS OR FISH, RESPECTIVELY.

3 (4) AN INDIVIDUAL WHO DISPLAYS AN ELECTRONIC COPY OF HIS OR
4 HER LICENSE USING AN ELECTRONIC DEVICE AS PROVIDED IN SUBSECTION
5 (3) IS NOT PRESUMED TO HAVE CONSENTED TO A SEARCH OF THE ELECTRONIC
6 DEVICE. THIS STATE, A LAW ENFORCEMENT AGENCY, OR AN EMPLOYEE OF
7 THIS STATE OR A LAW ENFORCEMENT AGENCY IS NOT LIABLE FOR DAMAGE TO
8 OR LOSS OF AN ELECTRONIC DEVICE THAT OCCURS AS A RESULT OF A
9 CONSERVATION OFFICER OR A LAW ENFORCEMENT OFFICER VIEWING AN
10 ELECTRONIC COPY OF A LICENSE IN THE MANNER PROVIDED IN THIS
11 SECTION, REGARDLESS OF WHETHER THE CONSERVATION OFFICER, LAW
12 ENFORCEMENT OFFICER, OR INDIVIDUAL WAS IN POSSESSION OF THE
13 ELECTRONIC DEVICE AT THE TIME THE DAMAGE OR LOSS OCCURRED.

14 (5) THE DEPARTMENT SHALL CONTINUE TO EXPLORE THE EXPANDED USE
15 OF ELECTRONIC TECHNOLOGY TO PROVIDE ADDITIONAL SERVICES THAT WILL
16 ENHANCE HUNTING AND FISHING EXPERIENCES FOR INDIVIDUALS IN THIS
17 STATE.

18 (6) ~~(3)~~—A tribal conservation officer under subsection (1) OR
19 (3) must be in uniform, display proper credentials, and be on
20 official duty within the ceded territory of the treaty of March 28,
21 1836, 7 Stat 491.

22 (7) ~~(4)~~—As used in this section, "tribal conservation officer"
23 means a conservation officer employed by the Great Lakes Indian
24 fish and wildlife commission, the Bay Mills Indian Community, the
25 Sault Ste. Marie Tribe of Chippewa Indians, the Little Traverse Bay
26 Bands of Odawa Indians, the Grand Traverse Band of Ottawa and
27 Chippewa Indians, or the Little River Band of Ottawa Indians.

1 Sec. 43523a. (1) Except as otherwise provided in this part, an
2 individual shall not hunt small game, unless the individual
3 possesses a current base license. A base license authorizes the
4 individual named in the license to hunt for small game, except for
5 animals or birds that require a special license.

6 (2) If authorized in an order issued under part 401, an
7 individual that possesses a current base license may take specified
8 fur-bearing animals by means other than trapping during the open
9 season for hunting these fur-bearing animals. However, an
10 individual who goes on a bobcat hunt with a licensed hunter is not
11 required to possess a base license if the individual does not carry
12 a firearm, bow, or crossbow and does not own dogs used to chase or
13 locate a bobcat during the hunt.

14 (3) ~~Beginning March 1, 2014, the~~ **THE** fee for a base license is
15 as follows:

16 (a) Subject to subdivision (b), for a resident, \$10.00.

17 (b) For a resident minor child or nonresident minor child,
18 \$5.00.

19 (c) Subject to subdivision (b), for a nonresident, \$150.00.

20 (4) A base license is void between the hours of 1/2 hour after
21 sunset and 1/2 hour before sunrise with the exception of coyote
22 hunting.

23 (5) ~~Beginning March 1, 2014, a~~ **A** nonresident may purchase a
24 limited nonresident small game license entitling that individual to
25 hunt for a 7-day period all species of small game that are
26 available to hunt under a nonresident base license. The fee for a
27 limited nonresident small game license is \$80.00. The purchase of a

1 7-day limited nonresident small game license does not entitle the
2 holder to purchase any additional licenses.

3 (6) NOT LATER THAN MARCH 1, 2018, THE DEPARTMENT SHALL DEVELOP
4 AN ELECTRONIC LICENSE THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN
5 ELECTRONIC COPY OF HIS OR HER BASE LICENSE USING AN ELECTRONIC
6 DEVICE.

7 SEC. 43526B. THE DEPARTMENT MAY DEVELOP AN ELECTRONIC LICENSE
8 THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN ELECTRONIC COPY OF HIS OR
9 HER KILL TAG UNDER SECTION 43524, 43527A, 43528, 43528A, 43528B, OR
10 43529 USING AN ELECTRONIC DEVICE.

11 Enacting section 1. Section 43545 of the natural resources and
12 environmental protection act, 1994 PA 451, MCL 324.43545, is
13 repealed.