



SENATE BILL No. 1074

September 8, 2016, Introduced by Senators ZORN, HILDENBRAND, BOOHER, BRANDENBURG, 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 43525b (MCL 324.43516 and 324.43525b), section 43516 as amended by 2016 PA 36 and section 43525b as added by 2013 PA 108.

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. 43525b. (1) Except as otherwise provided in this part,
2 ~~beginning March 1, 2014,~~ an individual 16 years of age or older
3 shall not hunt waterfowl without a current waterfowl hunting
4 license issued by this state. The annual license requirement is in
5 addition to the requirements for a base license and federal
6 migratory bird hunting stamp. The fee for the waterfowl hunting
7 license is \$12.00.

8 (2) If issued as a stamp, a waterfowl hunting license shall be
9 affixed to the base license of the individual and signed across the
10 face of the stamp by the individual to whom it is issued.

11 (3) A collector may purchase a waterfowl hunting license, if
12 it is issued as a stamp, without being required to place it on a
13 base license, sign across its face, or provide proof of competency
14 under section 43520(2). However, a license described in this
15 subsection is not valid for hunting waterfowl.

16 (4) ~~Beginning March 1, 2014, from~~ **FROM** the fee collected for
17 each waterfowl hunting license, the department shall use the
18 following amounts:

19 (a) \$9.00 shall be used to acquire, restore, or enhance
20 wetlands and other lands to be managed for the benefit of
21 waterfowl. Except as otherwise provided in this subdivision, not
22 more than 0.25% of the money under this subdivision shall be used
23 to acquire lands. However, if all of the money appropriated from
24 the natural resources trust fund for eco-region acquisition carried
25 over from previous fiscal years is spent, then the 0.25% limitation
26 under this subdivision does not apply. The department shall not
27 acquire land under this subdivision until that acquisition is

1 approved by the joint capital outlay subcommittee.

2 (b) \$1.93 shall be used to operate, maintain, and develop
3 managed waterfowl areas in this state.

4 (c) The remaining amount shall be retained under section 43541
5 or used for administration of this part.

6 (5) NOT LATER THAN MARCH 1, 2018, THE DEPARTMENT SHALL DEVELOP
7 AN ELECTRONIC LICENSE THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN
8 ELECTRONIC COPY OF HIS OR HER WATERFOWL HUNTING LICENSE USING AN
9 ELECTRONIC DEVICE.