

HOUSE BILL No. 4792

May 15, 1997, Introduced by Reps. Prusi, Law, Hanley, Bobier, Cherry, Tesanovich, Hale, Wojno, Callahan, Mans, Goschka, Kaza, Freeman, Gire, Willard, Brewer, Dobronski, Olshove, Curtis, Godchaux, Rocca, Kukuk, Harder, London, DeHart, Bodem, Galloway, Lowe, Green and Jellema and referred to the Committee on Health Policy.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding part 429.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 429. NATIVE CATS, BEARS, AND WOLVES IN CAPTIVITY
2 SEC. 42901. AS USED IN THIS PART:
3 (A) "DEPARTMENT" MEANS THE DIRECTOR OF THE DEPARTMENT OF
4 NATURAL RESOURCES OR HIS OR HER DESIGNEE TO WHOM THE DIRECTOR
5 DELEGATES A POWER OR DUTY BY WRITTEN INSTRUMENT.
6 (B) "DANGEROUS WILD ANIMAL" MEANS ANY OF THE FOLLOWING:
7 (i) A CAT OF THE FELIDAE FAMILY OF A SPECIES THAT IS NATIVE
8 TO THIS STATE, WHETHER WILD OR CAPTIVE BRED, INCLUDING A HYBRID
9 CROSS WITH SUCH A CAT.
10 (ii) A BEAR OF A SPECIES THAT IS NATIVE TO THIS STATE,
11 WHETHER WILD OR CAPTIVE BRED.

1 (iii) A WOLF OF A SPECIES THAT IS NATIVE TO THIS STATE,
2 WHETHER WILD OR CAPTIVE BRED.

3 SEC. 42902. (1) A PERSON SHALL NOT BREED A DANGEROUS WILD
4 ANIMAL.

5 (2) EXCEPT FOR REHABILITATION PURPOSES WITH THE AUTHORIZA-
6 TION OF THE DEPARTMENT, A PERSON SHALL NOT POSSESS A DANGEROUS
7 WILD ANIMAL OR MAKE OR RECEIVE, OR ATTEMPT TO MAKE OR RECEIVE, A
8 CONVEYANCE OF A DANGEROUS WILD ANIMAL.

9 SEC. 42903. (1) SUBJECT TO SUBSECTION (2), A PERSON IN POS-
10 SESSION OF A DANGEROUS WILD ANIMAL UNDER SECTION 42902(2) SHALL
11 FOLLOW THE FOLLOWING STANDARDS OF CARE:

12 (A) IF THE DANGEROUS WILD ANIMAL IS A CAT, THE STANDARDS OF
13 CARE APPLICABLE SPECIFICALLY TO CATS AS WELL AS THE STANDARDS OF
14 CARE APPLICABLE TO ALL DANGEROUS EXOTIC ANIMALS SET FORTH IN THE
15 DANGEROUS EXOTIC ANIMAL ACT.

16 (B) IF THE DANGEROUS WILD ANIMAL IS A BEAR, THE STANDARDS OF
17 CARE APPLICABLE SPECIFICALLY TO BEARS OTHER THAN POLAR BEARS AS
18 WELL AS THE STANDARDS OF CARE APPLICABLE TO ALL DANGEROUS EXOTIC
19 ANIMALS SET FORTH IN THE DANGEROUS EXOTIC ANIMAL ACT.

20 (B) IF THE DANGEROUS WILD ANIMAL IS A WOLF, THE STANDARDS OF
21 CARE SET FORTH IN THE WOLF HYBRID ACT.

22 (2) THE DEPARTMENT MAY BY ORDER ISSUED IN THE MANNER PRO-
23 VIDED IN SECTION 40107 OR BY RULE PROVIDE FOR ADDITIONAL OR MORE
24 STRINGENT STANDARDS THAN THOSE REFERRED TO IN SUBSECTION (1).

25 SEC. 42904. THIS PART DOES NOT LIMIT ANY AUTHORITY OF THE
26 DEPARTMENT OF AGRICULTURE UNDER THE ANIMAL INDUSTRY ACT OF 1987,
27 1988 PA 466, MCL 287.701 287.747. THE REQUIREMENTS OF THIS PART

1 ARE IN ADDITION TO ANY OTHER REQUIREMENTS GOVERNING DANGEROUS
2 WILD ANIMALS UNDER STATE OR FEDERAL LAW.

3 Enacting section 1. This amendatory act does not take
4 effect unless all of the following bills of the 89th Legislature
5 are enacted into law:

6 (a) Senate Bill No. _____ or House Bill No. _____
7 (request no. 03070'97).

8 (b) Senate Bill No. _____ or House Bill No. _____
9 (request no. 03350'97).