



HOUSE BILL No. 5623

April 13, 2000, Introduced by Reps. Shackleton, Rick Johnson, DeHart, Gilbert, Kowall, Allen, Kuipers, Ehardt, Bishop, Vear, Sanborn, Birkholz, Shulman and Pappageorge and referred to the Committee on Conservation and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 40114 (MCL 324.40114), as added by 1995 PA
57.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 40114. (1) The department may issue a permit ~~to a~~
2 ~~person who is unable to walk due to being a paraplegic or an~~
3 ~~amputee, or being permanently disabled and unable to walk because~~
4 ~~of other disease or injury~~ AUTHORIZING A PERSON TO TAKE GAME
5 WHILE IN OR UPON A STANDING VEHICLE IF THE PERSON, BECAUSE OF
6 DISEASE, INJURY, CONGENITAL CONDITION, OR AGE, IS OTHERWISE NOT
7 REASONABLY ABLE TO ENGAGE IN THE PHYSICAL ACTIVITIES NORMALLY
8 ASSOCIATED WITH THE TAKING OF GAME. A permit issued under this
9 subsection authorizes the person to take game during the open
10 season for that game, including deer of either sex, ~~from or upon~~

1 ~~a standing vehicle~~ if that person holds a license to take that
2 game issued ~~pursuant to~~ UNDER part 435 and complies with all
3 other laws and rules for the taking of game.

4 (2) The department may issue a permit to a person who is
5 permanently disabled and who has full use of only 1 arm and who
6 upon investigation is unable to hold, aim, and shoot a bow. A
7 permit issued under this subsection authorizes the person to take
8 game during the open season for that game with a bow that has
9 been modified so that the bow may be held, aimed, and shot with 1
10 arm, if that person holds a license to take that game issued
11 ~~pursuant to~~ UNDER part 435 and complies with all other laws and
12 rules for the taking of game.

13 (3) In addition, the department may issue permits authoriz-
14 ing 1 or more of the following:

15 (a) The taking or possession of animals for the purpose of
16 rehabilitating animals.

17 (b) The taking of animals to prevent or control damage and
18 nuisance caused by the animals.

19 (c) The collection, transportation, possession, or disposi-
20 tion of animals and parts of animals for scientific purposes.

21 (d) The public exhibition of animals.

22 (e) Taxidermy.

23 (f) The disposition of accidentally or unlawfully taken or
24 injured animals or animals that are unlawfully possessed.

25 (g) The taking of game with a crossbow by a person who is
26 permanently disabled as provided in section 40115.

1 (4) A permit issued under this section or section 40115 may
2 be suspended, revoked, annulled, withdrawn, recalled, canceled,
3 or amended pursuant to the administrative procedures act of 1969,
4 ~~Act No. 306 of the Public Acts of 1969, being sections 24.201 to~~
5 ~~24.328 of the Michigan Compiled Laws~~ 1969 PA 306, MCL 24.201 TO
6 24.328. If the holder of a permit is convicted of violating this
7 section, his or her permit or license may be revoked and any
8 animal and the parts of any animal in his or her possession shall
9 be disposed of in a manner approved by the department.

10 (5) ~~Except as otherwise provided in section 40115 for a~~
11 ~~permit described in subsection (3)(g), all~~ ALL fees received for
12 permits and licenses issued under this section shall be forwarded
13 by the department to the state treasurer to be credited to the
14 game and fish protection fund created in ~~part 435~~ SECTION
15 43553.