

HOUSE BILL No. 5734

January 13, 2010, Introduced by Reps. Stamas, Bolger, Terry Brown, Horn, Ball, Moore, Slezak and Hildenbrand and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43528 and 43529 (MCL 324.43528 and 324.43529), section 43528 as amended by 2009 PA 70 and section 43529 as amended by 1996 PA 585.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 43528. (1) A person shall not hunt bear unless the person
2 possesses a bear hunting license. However, a person who goes on a
3 bear hunt with a licensed hunter is not required to possess a bear
4 hunting license if the person does not carry a firearm, bow, or
5 crossbow and does not own dogs used to chase or locate bear during
6 the hunt.

7 (2) ~~The~~ **EXCEPT AS PROVIDED IN SUBSECTION (5), THE** fee for a
8 resident bear hunting license is \$15.00. ~~The~~ **EXCEPT AS PROVIDED IN**

1 **SUBSECTION (5), THE** fee for a nonresident bear hunting license is
2 \$150.00.

3 (3) The department may issue a tag with, or as a part of, a
4 bear hunting license. Section 43526(2) applies with respect to a
5 bear hunting license.

6 (4) In addition to the license fees in subsection (2), the
7 department shall charge a nonrefundable application fee not to
8 exceed \$4.00 for each person who applies for a bear hunting
9 license.

10 (5) **THE DEPARTMENT MAY ANNUALLY AUCTION TO THE HIGHEST BIDDERS**
11 **UP TO 5 BEAR HUNTING LICENSES. EACH BEAR HUNTING LICENSE SHALL**
12 **AUTHORIZE THE TAKING OF 1 BEAR DURING THE BEAR HUNTING SEASON. ANY**
13 **INDIVIDUAL MAY BID ON A BEAR HUNTING LICENSE UNDER THIS SUBSECTION.**

14 (6) **MONEY RECEIVED FROM THE DEPARTMENT'S AUCTION UNDER**
15 **SUBSECTION (5) SHALL BE DEPOSITED WITH THE STATE TREASURER TO THE**
16 **CREDIT OF THE GAME AND FISH PROTECTION ACCOUNT.**

17 (7) **THE DEPARTMENT OR COMMISSION, AS APPROPRIATE, SHALL ISSUE**
18 **ANY ORDERS NECESSARY TO IMPLEMENT THIS SECTION PURSUANT TO SECTION**
19 **40107 OR 40113A.**

20 Sec. 43529. (1) A ~~resident~~-**PERSON** shall not hunt elk during
21 the elk season without an elk hunting license. ~~The~~-**EXCEPT AS**
22 **PROVIDED IN SUBSECTION (3), AN ELK HUNTING LICENSE SHALL NOT BE**
23 **ISSUED TO A NONRESIDENT. EXCEPT AS PROVIDED IN SUBSECTION (3), THE**
24 fee for an elk hunting license is \$100.00. The department may
25 establish a nonrefundable application fee not to exceed \$4.00 for
26 each person who applies for an elk hunting license.

27 (2) The department may issue a kill tag with, or as a part of,

1 an elk hunting license. Section 43526(2) applies ~~with respect to~~ an
2 elk hunting license.

3 (3) THE DEPARTMENT MAY ANNUALLY AUCTION TO THE HIGHEST BIDDERS
4 UP TO 5 ELK HUNTING LICENSES. EACH ELK HUNTING LICENSE SHALL
5 AUTHORIZE THE TAKING OF 1 ELK DURING THE ELK HUNTING SEASON. ANY
6 INDIVIDUAL MAY BID ON AN ELK HUNTING LICENSE UNDER THIS SUBSECTION.

7 (4) MONEY RECEIVED FROM THE DEPARTMENT'S AUCTION UNDER
8 SUBSECTION (3) SHALL BE DEPOSITED WITH THE STATE TREASURER TO THE
9 CREDIT OF THE GAME AND FISH PROTECTION ACCOUNT.

10 (5) THE DEPARTMENT OR COMMISSION, AS APPROPRIATE, SHALL ISSUE
11 ANY ORDERS NECESSARY TO IMPLEMENT THIS SECTION PURSUANT TO SECTION
12 40107 OR 40113A.