

HOUSE BILL NO. 5824

June 18, 2024, Introduced by Reps. Prestin and Markkanen and referred to the Committee on Agriculture.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 502 (MCL 324.502), as amended by 2004 PA 587.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 502. (1) The commission may promulgate rules, not
2 inconsistent with law, governing ~~its~~ **the commission's** organization
3 and procedure.
- 4 (2) The department may do 1 or more of the following:
- 5 (a) Promulgate and enforce reasonable rules concerning the use

1 and occupancy of lands and property under ~~its~~**the department's**
2 control in accordance with section 504.

3 (b) Provide and develop facilities for outdoor recreation.

4 (c) Conduct investigations ~~it~~**the department** considers
5 necessary for the proper administration of this part.

6 (d) Remove and dispose of forest products as required for the
7 protection, reforestation, and proper development and conservation
8 of the lands and property under the control of the department.

9 (e) Require the payment of a fee as provided by law for a
10 daily permit or other authorization that allows the ~~person~~
11 **individual** to hunt and take waterfowl on a public hunting area
12 managed and developed for waterfowl.

13 (3) Except as provided in subsection (4), the department may
14 enter into contracts for the taking of coal, oil, gas, and other
15 mineral products from state owned lands, upon a royalty basis or
16 ~~upon~~ another basis, and upon the terms the department considers
17 just and equitable subject to section 502a. This contract power
18 includes authorization to enter into contracts for the storage of
19 gas or other mineral products in or upon state owned lands, if the
20 consent of the state agency having jurisdiction and control of the
21 state owned land is first obtained. A contract permitted under this
22 section for the taking of coal, oil, gas, or metallic mineral
23 products, or for the storage of gas or other mineral products, is
24 not valid unless the contract is approved by the state
25 administrative board. Money received from a contract for the
26 storage of gas or other mineral products in or upon state lands
27 ~~shall~~**must** be transmitted to the state treasurer for deposit in the
28 general fund of ~~the~~**this** state to be used for the purpose of
29 defraying the expenses incurred in the administration of this act

1 and other purposes provided by law. Other money received from a
2 contract permitted under this subsection, except money received
3 from lands acquired with money from the former game and fish
4 protection fund or the game and fish protection account of the
5 Michigan conservation and recreation legacy fund provided for in
6 section 2010, ~~shall~~**must** be transmitted to the state treasurer for
7 deposit in the Michigan natural resources trust fund created in
8 section 35 of article IX of the state constitution of 1963 and
9 provided for in part 19. However, the money received from the
10 payment of service charges by ~~a person~~**an individual** using areas
11 managed for waterfowl ~~shall~~**must** be credited to the game and fish
12 protection account of the Michigan conservation and recreation
13 legacy fund provided for in section 2010 and used only for the
14 purposes provided by law. Money received from bonuses, rentals,
15 delayed rentals, royalties, and the direct sale of resources,
16 including forest resources, from lands acquired with money from the
17 former game and fish protection fund or the game and fish
18 protection account of the Michigan conservation and recreation
19 legacy fund provided for in section 2010 ~~shall~~**must** be credited to
20 the Michigan game and fish protection trust fund established in
21 section 41 of article IX of the state constitution of 1963 and
22 provided for in part 437, except as otherwise provided by law.

23 (4) The department shall not enter into a contract that allows
24 drilling operations beneath the lake bottomlands of the Great
25 Lakes, the connected bays or harbors of the Great Lakes, or the
26 connecting waterways as defined in section 32301, for the
27 exploration or production of oil or gas.

28 (5) This section does not permit a contract for the taking of
29 gravel, sand, coal, oil, gas, or other metallic mineral products

1 that does not comply with applicable local ordinances and state
2 law.

3 (6) The department shall not expend state funds to manage the
4 wolf population in this state unless all of the following have
5 occurred:

6 (a) Wolves have been removed from the federal list of
7 endangered species in this state.

8 (b) The commission has established a wolf hunting season for
9 the public harvest of wolves.