

**SUBSTITUTE FOR  
HOUSE BILL NO. 5053**

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 48729 (MCL 324.48729), as added by 1995 PA 57.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 48729. A person shall not do any of the following:  
2       (a) Take or possess minnows, wigglers, or crayfish for  
3       commercial purposes from any of the waters over which this state  
4       has jurisdiction; import minnows, wigglers, or crayfish for  
5       commercial purposes from outside of this state; or transport  
6       minnows, wigglers, or crayfish without having first procured a  
7       license as provided in section 48732. A license, except a license  
8       to fish in the waters of this state as provided in part 435, is not  
9       required of persons taking minnows, wigglers, or crayfish for their

1 individual use for bait. A person shall not set or use minnow traps  
2 for the taking of minnows, wigglers, or crayfish for any purpose  
3 unless the name and address of the user is on the trap.

4 (b) ~~Transport outside~~ **EXPORT OUT** of this state any minnows,  
5 wigglers, or crayfish, dead or alive, taken either in or outside of  
6 this state **UNLESS THAT PERSON HOLDS A PERMIT ISSUED UNDER THIS**  
7 **SUBDIVISION.** The department, upon receipt of a payment of \$25.00,  
8 may issue a permit, revocable by the department, under such  
9 regulations as the department prescribes, to any resident licensed  
10 as provided for in section 48732, enabling that person to transport  
11 outside of this state minnows, wigglers, or crayfish ~~preserved in~~  
12 ~~liquid and bottled for fish bait. The department may limit to 15 or~~  
13 ~~fewer days of any 1 year the taking of minnows by a licensed person~~  
14 ~~for preservation for fish bait purposes.~~ **THAT WERE HARVESTED FROM**  
15 **WATERS OUTSIDE OF MICHIGAN'S JURISDICTIONAL BORDER AND IMPORTED**  
16 **WHOLESALE ACROSS THAT BORDER. MINNOWS, WIGGLERS, AND CRAYFISH TAKEN**  
17 **FROM MICHIGAN'S JURISDICTIONAL WATERS MAY NOT BE EXPORTED FROM THIS**  
18 **STATE. IMPORTED WHOLESALE MINNOWS, WIGGLERS, AND CRAYFISH SHALL BE**  
19 **HELD SEPARATELY FROM ANY MINNOWS, WIGGLERS, OR CRAYFISH TAKEN FROM**  
20 **MICHIGAN'S JURISDICTIONAL WATERS.** A person holding a permit as  
21 provided in this subdivision ~~shall allow the department to inspect~~  
22 ~~his or her books and records at any reasonable time.~~ **AND**  
23 **TRANSPORTING WHOLESALE MINNOWS, WIGGLERS, OR CRAYFISH SHALL PRODUCE**  
24 **DOCUMENTATION THAT CONTAINS THE ORIGIN OF THE SHIPMENT,**  
25 **REGISTRATION OR PERMIT COPIES, DOCUMENTATION DEMONSTRATING THE**  
26 **SHIPMENT'S DESTINATION, AND ANY OTHER PROOF THAT MAY BE REQUIRED BY**  
27 **THE DEPARTMENT, UPON DEMAND OF THE DIRECTOR OR A LAW ENFORCEMENT**

1 **OFFICER.** A permit issued ~~pursuant to~~ **UNDER** this subdivision may be  
2 revoked by the department upon good cause and shall expire on  
3 December 31 following the date of issuance unless the license is  
4 revoked ~~prior to~~ **BEFORE** that date.

5 (c) Use or attempt to use live goldfish or carp for bait in  
6 fishing.

7 (d) Offer for sale or use lamprey for bait in fishing.

8 (e) Take, possess, or transport minnows, wigglers, or crayfish  
9 for commercial purposes from any of the waters over which this  
10 state has jurisdiction unless the taker is a resident of this state  
11 and holds a permit or license as required by law.