

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5414**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 75101, 75102, and 75104 (MCL 324.75101,
324.75102, and 324.75104), as added by 1995 PA 58.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 75101. As used in this part:

2 (a) "Dark sky preserve" means ~~the~~**AN** area designated in
3 section 75102.

4 (b) "Fully shielded" means outdoor light fixtures shielded or
5 constructed so that no light rays are emitted by the installed
6 fixture at angles above 15 degrees below the horizontal plane and
7 also constructed so that the filament or light source is not
8 visible to the naked eye when viewed from a point higher than 15

degrees below the horizontal plane.

Sec. 75102. (1) ~~The state-owned land~~ **FOLLOWING LANDS ARE
DESIGNATED AS DARK SKY PRESERVES:**

(A) **STATE-OWNED LAND** at lake Hudson, legally described as:

All state-owned land located in Sections 25, 26, 27, 34, 35,
and 36, T 7 S, R 1 E, and Section 1, T 8 S, R 1 E - Lenawee County,
Michigan.

~~is designated a dark sky preserve.~~

(B) **THE STATE-OWNED LAND ENCOMPASSING WILDERNESS STATE PARK
AND THE STATE FORESTLAND WITHIN BLISS TOWNSHIP, CROSS VILLAGE
TOWNSHIP, AND WAWATAM IN EMMET COUNTY.**

(C) **THOSE PORTIONS OF PORT CRESCENT STATE PARK LYING NORTH AND
WEST OF THE PINNEBOG RIVER IN SECTION 9 OF HUME TOWNSHIP, HURON
COUNTY, T18N, R12E.**

(2) **NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART, A DARK
SKY PRESERVE SHALL NOT BE ESTABLISHED IN THE UPPER PENINSULA.**

Sec. 75104. (1) ~~Within 90 days after June 9, 1993, the~~ **THE**
commission shall ensure that all outdoor lighting within a dark sky
preserve conforms to the following:

(a) Lighting shall be directed downward.

(b) Whenever possible, lighting shall be provided by fully
shielded fixtures.

(c) Wherever practical and appropriate, outdoor lighting
fixtures shall be motion sensor fixtures, and not fixtures that
remain lighted during all hours of darkness.

(2) **NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART, THE USE
AND DEVELOPMENT OF LAND WITHIN A DARK SKY PRESERVE, INCLUDING THE**

- 1 USE OF THE LAND FOR MOTORIZED AND NONMOTORIZED RECREATION, SHALL
- 2 NOT BE RESTRICTED DUE TO THE DESIGNATION AS A DARK SKY PRESERVE.