

HOUSE BILL No. 5949

June 11, 1992, Introduced by Reps. Weeks, Bartnik, Gernaat, Rocca, Wozniak, Varga, Webb, Anthony, Bryant, Bender, Jaye, Dalman, Niederstadt, Johnson, Profit, Dobronski, Palamara, DeMars, Clarke, Clack, Baade, Willis Bullard, Leland and Olshove and referred to the Committee on Tourism, Fisheries and Wildlife.

A bill to amend sections 318, 320, and 401 of Act No. 86 of the Public Acts of 1980, entitled

"The hunting and fishing license act,"

sections 318 and 401 as amended by Act No. 63 of the Public Acts of 1986 and section 320 as amended by Act No. 208 of the Public Acts of 1989, being sections 316.318, 316.320, and 316.401 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 318, 320, and 401 of Act No. 86 of the
2 Public Acts of 1980, sections 318 and 401 as amended by Act
3 No. 63 of the Public Acts of 1986 and section 320 as amended by
4 Act No. 208 of the Public Acts of 1989, being sections 316.318,
5 316.320, and 316.401 of the Michigan Compiled Laws, are amended
6 to read as follows:

1 Sec. 318. A resident of this state WHO IS 65 years of age
2 or older ~~may obtain a senior citizen fishing license. The fee~~
3 ~~for a senior citizen fishing license shall be \$1.00. A senior~~
4 ~~citizen who purchases a senior citizen~~ IS EXEMPT FROM THE
5 REQUIREMENT TO OBTAIN A fishing license ~~may obtain a senior cit-~~
6 ~~izen fishing license for his or her spouse at no additional~~
7 ~~charge~~ UNDER THIS ACT. A senior citizen ~~fishing license shall~~
8 ~~confer upon the licensee~~ WHO IS ELIGIBLE FOR FREE FISHING PRIVI-
9 LEGES UNDER THIS SECTION HAS all the combined rights and privi-
10 leges conferred by a resident annual fishing license and trout
11 and salmon stamp. PROOF OF ELIGIBILITY UNDER THIS SECTION MAY BE
12 ESTABLISHED BY DISPLAY OF A VALID MICHIGAN DRIVER'S LICENSE OR
13 OTHER MEANS THAT THE DEPARTMENT CONSIDERS APPROPRIATE.

14 Sec. 320. (1) A resident who is declared legally blind
15 ~~shall be eligible to purchase~~ IS EXEMPT FROM THE REQUIREMENT TO
16 OBTAIN a ~~senior citizen~~ fishing license UNDER THIS ACT. The
17 director may demand proof of blindness. ~~The licensee, when~~
18 ~~fishing, shall possess proof of blindness and shall furnish the~~
19 ~~proof upon the request of a law enforcement or conservation~~
20 ~~officer.~~

21 (2) A resident who has been determined by the veterans
22 administration of the federal government to be permanently and
23 totally disabled and entitled to veteran benefits at the 100%
24 rate, for a disability other than blindness, ~~shall be eligible~~
25 ~~to purchase a senior citizen~~ IS EXEMPT FROM THE REQUIREMENT TO
26 OBTAIN A hunting or fishing license UNDER THIS ACT. ~~or both.~~

1 (3) The director may demand proof of eligibility under ~~this~~
2 ~~subsection~~ SECTION 318 OR THIS SECTION. The ~~licensee~~ ELIGIBLE
3 PERSON, when hunting or fishing, AS APPLICABLE, shall possess
4 proof of eligibility under ~~this subsection~~ SECTION 318 OR THIS
5 SECTION and shall furnish ~~the~~ proof OF HIS OR HER EXEMPTION
6 upon the request of a law enforcement or conservation officer.

7 ~~(3) The department shall process licenses issued under this~~
8 ~~section in the same manner as licenses issued to senior citizens~~
9 ~~for purposes of receiving appropriations from the legislature~~
10 ~~under section 401.~~

11 Sec. 401. (1) Before June 1 of each year, the department
12 shall ~~determine~~ ESTIMATE the total number of ~~senior citizen~~
13 ~~hunting and fishing licenses issued~~ PERSONS WHO UTILIZE THE
14 EXEMPTION FROM LICENSURE AUTHORIZED UNDER SECTIONS 318 AND 320
15 and the total fees collected the preceding license year THAT
16 WOULD HAVE BEEN COLLECTED BUT FOR THE EXEMPTIONS. ~~The depart-~~
17 ~~ment shall determine the total fees that would have been col-~~
18 ~~lected if those senior citizens had been required to purchase~~
19 ~~small game licenses, firearm deer licenses, and annual fishing~~
20 ~~licenses during the preceding license year. From this total, the~~
21 ~~department shall subtract the fees collected from the sale of~~
22 ~~senior citizen hunting and fishing licenses during the preceding~~
23 ~~license year. The difference is the amount which would otherwise~~
24 ~~be collected.~~

25 (2) The legislature shall annually appropriate from the gen-
26 eral fund a sum equal to the fees that would otherwise be
27 collected as determined pursuant to subsection (1). The sum

1 appropriated shall be credited to the game and fish protection
2 fund.