

SENATE BILL No. 253

April 11, 1991, Introduced by Senators DINGELL, CHERRY, BARCIA and WARTNER and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend sections 3, 4, and 6 of Act No. 94 of the Public Acts of 1988, entitled "Game and fish lifetime license trust fund," as amended by Act No. 234 of the Public Acts of 1989, being sections 316.1003, 316.1004, and 316.1006 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 3, 4, and 6 of Act No. 94 of the Public
2 Acts of 1988, as amended by Act No. 234 of the Public Acts of
3 1989, being sections 316.1003, 316.1004, and 316.1006 of the
4 Michigan Compiled Laws, are amended to read as follows:

5 Sec. 3. (1) ~~From March 1, 1989 to February 28, 1990,~~
6 ~~certain~~ CERTAIN lifetime hunting or fishing licenses may be
7 purchased by a resident of this state as provided in this act,
8 for the following fees:

1 (a) The fee for a lifetime small game license, equivalent to
2 the license available annually pursuant to section 305 of the
3 hunting and fishing license act, Act No. 86 of the Public Acts of
4 1980, being section 316.305 of the Michigan Compiled Laws, ~~shall~~
5 ~~be~~ IS \$220.00.

6 (b) The fee for a lifetime firearm deer license, equivalent
7 to the license available annually to take 1 deer in a season pur-
8 suant to section 308 of the hunting and fishing license act, Act
9 No. 86 of the Public Acts of 1980, being section 316.308 of the
10 Michigan Compiled Laws, ~~shall be~~ IS \$285.00.

11 (c) The fee for a lifetime bow and arrow license, equivalent
12 to the license available annually to take 1 deer in a season pur-
13 suant to section 309 of the hunting and fishing license act, Act
14 No. 86 of the Public Acts of 1980, being section 316.309 of the
15 Michigan Compiled Laws, ~~shall be~~ IS \$285.00.

16 (d) The fee for a lifetime sportsperson license, equivalent
17 to the license available pursuant to section 304a of the hunting
18 and fishing license act, Act No. 86 of the Public Acts of 1980,
19 being section 316.304a of the Michigan Compiled Laws, ~~shall be~~
20 IS \$1,000.00.

21 (e) The fee for a comprehensive lifetime hunting and fishing
22 license is \$1,025.00 and ~~shall include~~ INCLUDES all of the
23 following:

24 (i) Resident small game license.

25 (ii) Resident firearm deer license.

26 (iii) Resident bow and arrow deer license.

1 (iv) Resident fish license.

2 (v) Resident trout and salmon stamp.

3 (vi) Resident bear license.

4 (vii) Waterfowl hunting stamp.

5 (viii) Resident fur harvester's license.

6 (f) The fee for a lifetime fishing license, equivalent to
7 the resident annual fishing license issued pursuant to
8 section 315 of the hunting and fishing license act, Act No. 86 of
9 the Public Acts of 1980, being section 316.315 of the Michigan
10 Compiled Laws, ~~shall be~~ IS \$220.00.

11 (g) The fee for a lifetime trout and salmon license, equiva-
12 lent to the annual trout and salmon stamp issued pursuant to
13 section 315 of the hunting and fishing license act, Act No. 86 of
14 the Public Acts of 1980, being section 316.315 of the Michigan
15 Compiled Laws, ~~shall be~~ IS \$220.00.

16 (2) A lifetime license issued pursuant to this section
17 ~~shall allow~~ PROVIDES the holder of that license, throughout his
18 or her lifetime, the same privileges, responsibilities, and
19 duties as ~~would~~ the equivalent annual license or stamp issued
20 pursuant to the hunting and fishing license act, Act No. 86 of
21 the Public Acts of 1980, being sections 316.101 to 316.902 of the
22 Michigan Compiled Laws. However, a lifetime license issued under
23 this act ~~does not guarantee~~ PERMITS the holder of that license
24 ~~the right~~ to take A game ~~except~~ SPECIES SOLELY in compliance
25 with harvest regulations and license and permit conditions estab-
26 lished for that species by the commission of natural resources.

1 (3) A lifetime license issued to a person who is a resident
2 of this state at the time the license is purchased ~~shall~~
3 ~~continue~~ CONTINUES to be valid ~~even~~ if the holder of that
4 license becomes a nonresident.

5 (4) A person who holds a lifetime sportsperson license may
6 purchase a comprehensive lifetime hunting and fishing license for
7 \$25.00.

8 (5) A LIFETIME LICENSE ISSUED BETWEEN FEBRUARY 28, 1990 AND
9 THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSEC-
10 TION IS VALID.

11 Sec. 4. (1) A resident of this state may purchase a life-
12 time license by submitting a completed application accompanied by
13 the fee required in section 3 to a person authorized by the
14 director to sell lifetime licenses. ~~between March 1, 1989 and~~
15 ~~February 28, 1990.~~ The application shall provide information
16 required by the department including:

17 (a) The name of the applicant.

18 (b) The age of the applicant.

19 (c) The height, weight, and eye color of the applicant.

20 (d) The address of the applicant.

21 (e) If the applicant has a driver's license, the driver's
22 license number of the applicant.

23 (f) The social security number of the applicant.

24 (2) The holder of a lifetime license shall notify the
25 department if he or she has a name or address change.

26 (3) A person may purchase a lifetime license DESIGNATED for
27 another person, and upon receipt of full payment, the department

1 shall issue a certificate entitling the designated person to
2 apply for a license as provided for in this act. If a lifetime
3 license is purchased and a certificate issued in the name of a
4 minor child who is under the lawful age to utilize the license,
5 the completed application shall be submitted at a district or
6 regional office of the department when the child is of lawful age
7 to utilize the license. The holder of a certificate ~~shall~~ IS
8 not ~~be~~ eligible to hunt or fish pursuant to the lifetime
9 license until he or she completes the application process and
10 receives a license from the department.

11 (4) Upon receipt of the completed application from the
12 person authorized to sell lifetime licenses, and the fee, the
13 department shall review the application and mail ~~the~~ A lifetime
14 license to ~~the~~ AN ELIGIBLE applicant within 7 days. ~~However,~~
15 ~~if~~ IF the department determines that ~~the~~ AN applicant is ~~not~~
16 eligible ~~INELIGIBLE~~ for the equivalent license or stamp under
17 the hunting and fishing license act, Act No. 86 of the Public
18 Acts of 1980, being sections 316.101 to 316.902 of the Michigan
19 Compiled Laws, the department shall NOTIFY THAT APPLICANT OF THE
20 DEPARTMENT'S DETERMINATION, AND return the fee ~~to the~~ PAID BY
21 THAT applicant, minus the amount retained by the person autho-
22 rized by the director to sell THAT APPLICANT A lifetime
23 ~~licenses, with notification of the denial of the application for~~
24 ~~a lifetime~~ license.

25 (5) A person authorized by the director to sell lifetime
26 licenses may retain the following amount FOR EACH LICENSE SOLD:

1 (a) Six dollars from each lifetime fishing license, small
2 game license, and trout and salmon license.

3 (b) Eight dollars from each lifetime firearm and bow and
4 arrow deer license.

5 (c) Fifteen dollars from each lifetime sportsperson license
6 and each comprehensive lifetime hunting and fishing license.

7 (6) A person authorized to sell lifetime licenses shall,
8 before the twenty-fifth day of each month, ~~tender~~ DO THE
9 FOLLOWING:

10 (A) TENDER TO THE DIRECTOR the money received FOR LIFETIME
11 LICENSES SOLD BY THAT PERSON from the fifteenth day of the pre-
12 ceding month to the fifteenth day of the month in which payment
13 is tendered. ~~for the lifetime licenses sold during that period~~
14 ~~to the director, along~~

15 (B) PROVIDE THE DIRECTOR with any other relevant information
16 required by the director.

17 ~~(7) A person authorized to sell lifetime licenses, before~~
18 ~~March 31, 1990, shall file with the department a complete report~~
19 ~~of all lifetime licenses sold between March 1, 1989 and February~~
20 ~~28, 1990. All information required in section 4 (1), unsold~~
21 ~~lifetime licenses, and remaining money, not previously sent to~~
22 ~~the department, shall be returned to the department.~~

23 (7) ~~(8)~~ If a license issued under this act is lost, dam-
24 aged, or destroyed, the licensee may apply to the department for
25 a replacement lifetime license by filing an affidavit and meeting
26 the requirements of this act for procuring a lifetime license.
27 However, the fee for a lifetime license shall be waived if the

1 licensee presents the department with the damaged license, or the
2 facts presented regarding the destruction or loss of the lifetime
3 license are verified by a police report or other verification
4 approved by the department. The director of the department or a
5 conservation officer may require the holder of a lifetime license
6 to obtain a replacement license from the department if the
7 license is mutilated or illegible.

8 (8) ~~(9)~~ The director shall forward the proceeds of the
9 sale of lifetime licenses to the state treasurer.

10 Sec. 6. (1) Except as otherwise provided in subsections (2)
11 and (3), the corpus of the trust fund and the interest and earn-
12 ings of the trust fund shall be maintained and invested by the
13 state treasurer as provided in section 5.

14 (2) Beginning ~~on~~ March 1, 1989, ~~until February 28, 1990,~~
15 ~~for each lifetime license issued under this act,~~ the state trea-
16 surer shall credit to the game and fish protection fund that
17 amount of money that the department would have received had ~~the~~
18 EACH holder of ~~the~~ A lifetime license ISSUED UNDER THIS ACT
19 purchased the equivalent annual license during the license year.

20 (3) Beginning on March 1, 1990, and for each year
21 ~~thereafter, for each lifetime license issued under this act~~
22 AFTER 1990, the state treasurer shall credit annually to the game
23 and fish protection fund from the accumulated interest and earn-
24 ings of the trust fund, and from the corpus of the trust fund if
25 the accumulated interest and earnings of the trust fund are
26 insufficient, that amount of money that the department would have
27 received had ~~the~~ EACH holder of ~~the~~ A lifetime license ISSUED

1 UNDER THIS ACT purchased the equivalent annual license during the
2 license year. For a comprehensive lifetime hunting and fishing
3 license, the equivalent annual license for purposes of calcula-
4 tions required by this section ~~shall be~~ IS the annual sports-
5 person license available pursuant to section 304a of the hunting
6 and fishing license act, Act No. 86 of the Public Acts of 1980,
7 being section 316.304a of the Michigan Compiled Laws.