

SENATE BILL No. 489

September 19, 1991, Introduced by Senators FAUST, GAST, KELLY, WARTNER, EHLERS and SCHWARZ and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend section 310 of Act No. 86 of the Public Acts of 1980, entitled

"The hunting and fishing license act,"

as amended by Act No. 63 of the Public Acts of 1986, being section 316.310 of the Michigan Compiled Laws; and to add section 702a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 310 of Act No. 86 of the Public Acts of
2 1980, as amended by Act No. 63 of the Public Acts of 1986, being
3 section 316.310 of the Michigan Compiled Laws, is amended and
4 section 702a is added to read as follows:

5 Sec. 310. (1) A person shall not hunt bear without a bear
6 hunting license. The fee for a resident bear hunting license IS
7 \$14.00. ~~shall be \$11.00. Beginning on April 1, 1987, the fee~~
8 ~~for a resident bear hunting license shall be \$14.00.~~ The fee for

1 a nonresident bear hunting license IS \$175.00. ~~shall be~~
2 ~~\$100.00. Beginning on April 1, 1986, the fee for a nonresident~~
3 ~~bear hunting license shall be \$150.00.~~

4 (2) A person shall not ~~trap or poison a bear.~~ DO ANY OF
5 THE FOLLOWING:

6 (A) TRAP A BEAR.

7 (B) POISON A BEAR.

8 (C) USE ANY ELECTRONIC TRACKING DEVICE WHETHER ON AN ARROW,
9 ON A DOG, OR IN ANY OTHER MANNER, IN THE TRACKING AND TAKING OF A
10 BEAR, OR IN THE TRAINING OF A DOG TO ASSIST IN, THE TAKING OF A
11 BEAR. THIS SUBDIVISION DOES NOT PROHIBIT THE USE OF AN ELEC-
12 TRONIC TRACKING DEVICE FOR SCIENTIFIC RESEARCH PURPOSES, IF THE
13 RESEARCH IS CONDUCTED BY A PERSON UNDER THE DIRECTION OF AND
14 DETERMINED TO BE QUALIFIED BY THE STATE OR FEDERAL GOVERNMENT OR
15 BY AN INSTITUTION OF HIGHER EDUCATION OR SCIENTIFIC RESEARCH THAT
16 IS RECOGNIZED BY THE STATE OR FEDERAL GOVERNMENT AS QUALIFIED TO
17 UNDERTAKE THE RESEARCH.

18 (D) TAKE AN ADULT BEAR WHEN ACCOMPANIED BY 1 OR MORE CUBS.

19 (3) A COUNTY MAY PROHIBIT THE TAKING OF BEAR WITHIN THE
20 COUNTY IN VIOLATION OF SUBSECTION (2)(C) BY PASSAGE OF AN
21 ORDINANCE. THE PENALTY FOR A VIOLATION OF THE ORDINANCE SHALL BE
22 AS PROVIDED IN SECTION 702A.

23 SEC. 702A. A PERSON WHO VIOLATES SECTION 310 OR AN ORDI-
24 NANCE AUTHORIZED UNDER SECTION 310 IS GUILTY OF A MISDEMEANOR AND
25 SHALL BE PUNISHED BY IMPRISONMENT FOR NOT LESS THAN 90 DAYS OR
26 MORE THAN 1 YEAR, A FINE OF NOT LESS THAN \$5,000.00 OR MORE THAN
27 \$10,000.00, COMMUNITY SERVICE WORK OF NOT LESS THAN 500 HOURS OR

- 1 MORE THAN 1,000 HOURS, OR ANY COMBINATION OF THESE PENALTIES, AND
- 2 THE COSTS OF PROSECUTION.