



# HOUSE BILL No. 5556

February 6, 1996, Introduced by Reps. Green, Horton, Gernaat, Jellema, Middaugh, Goschka, Rocca, Kukuk, Lowe, McManus, Rhead, Hill, LeTarte, Hammerstrom, McBryde, Ryan, Llewellyn, Voorhees, Gustafson, Alley and Gnodtke and referred to the Committee on Agriculture and Forestry.

A bill to amend sections 45902 and 48702 of Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as added by Act No. 57 of the Public Acts of 1995, being sections 324.45902 and 324.48702 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 45902 and 48702 of Act No. 451 of the  
2 Public Acts of 1994, as added by Act No. 57 of the Public Acts of  
3 1995, being sections 324.45902 and 324.48702 of the Michigan  
4 Compiled Laws, are amended to read as follows:

5 Sec. 45902. (1) A person shall not propagate, rear, or have  
6 in possession for the purpose of offering for sale or selling any  
7 kind of game fish unless he or she has applied for and been  
8 issued a license as provided in this part. All such licenses are  
9 nontransferable and expire on December 31 of the year for which

1 issued. A separate license is required for each place of  
2 business where game fish are propagated, reared, or possessed for  
3 the purpose of sale or offering for sale.

4 (2) This part does not apply to the FOLLOWING:

5 (A) THE sale, offering for sale, or possession of dead,  
6 fresh, or frozen brook trout, brown trout, or rainbow trout law-  
7 fully taken in and exported from another state or country or that  
8 have been procured from a licensed dealer within this state.

9 (B) THE PROPAGATION, REARING, POSSESSION, OR SALE OF GAME  
10 FISH PURSUANT TO A REGISTRATION OR PERMIT ISSUED PURSUANT TO THE  
11 MICHIGAN AQUACULTURE DEVELOPMENT ACT.

12 Sec. 48702. (1) ~~All~~ EXCEPT AS OTHERWISE PROVIDED IN  
13 SUBSECTION (2), ALL fish, reptiles, amphibians, mollusks, and  
14 crustaceans found in this state are the property of the state and  
15 may only be taken at times and in a manner as provided in this  
16 part.

17 (2) FISH, REPTILES, AMPHIBIANS, MOLLUSKS, CRUSTACEANS, AND  
18 ANY OTHER AQUACULTURE SPECIES PROPAGATED, REARED, PRODUCED, OR  
19 POSSESSED PURSUANT TO A REGISTRATION OR PERMIT ISSUED UNDER THE  
20 MICHIGAN AQUACULTURE DEVELOPMENT ACT ARE NOT THE PROPERTY OF THE  
21 STATE AND MAY BE TAKEN, PRODUCED, PURCHASED, ACQUIRED, LAWFULLY  
22 EXPORTED OR IMPORTED, OR POSSESSED ONLY IN COMPLIANCE WITH THAT  
23 ACT.

24 Section 2. This amendatory act shall not take effect unless  
25 Senate Bill No. \_\_\_\_\_ or House Bill No. 5555 (request  
26 no. 05748'95 \*) of the 88th Legislature is enacted into law.