

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 926

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 40111a and 42702 (MCL 324.40111a and
324.42702), section 40111a as added by 1999 PA 66 and section
42702 as amended by 2004 PA 325; and to repeal acts and parts of
acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 40111a. (1) By September 1, 1999, the commission,
2 after consultation with the commission of agriculture, shall
3 issue in the manner provided in section 40113a an order
4 concerning deer and elk feeding. The order shall take effect
5 October 1, 1999 and shall do all of the following in the lower
6 peninsula:

7 (a) Prohibit a person from engaging in deer or elk feeding
8 unless the deer or elk feeding is for recreational viewing

1 purposes.

2 (b) Require that the feed be deposited or distributed not
3 more than 100 yards from the residence of the person engaged in
4 deer or elk feeding for recreational viewing purposes on land
5 owned or possessed by that person.

6 (c) Establish any other reasonable conditions for deer and
7 elk feeding for recreational viewing purposes that are consistent
8 with the requirements of this section.

9 (2) The order ~~shall~~ **issued under subsection (1) shall also**
10 establish criteria for deer feeding in the Upper Peninsula.

11 (3) Notwithstanding subsections (1) and (2), the commission,
12 after consultation with the commission of agriculture, may issue
13 in the manner provided in section 40113a an order that prohibits
14 all deer and elk feeding in all or part of this state if the
15 commission considers the prohibition to be necessary to properly
16 manage wildlife populations or to control or eradicate disease.

17 (4) An order under this part concerning baiting to take deer
18 or elk or concerning deer or elk feeding shall not ~~, after the~~
19 ~~date 3 years after the effective date of this section,~~ make a
20 distinction between the depositing or distributing of feed by
21 hand and the depositing or distributing of feed by a mechanical
22 device, whether the mechanical device is operated by human power
23 or otherwise.

24 **(5) This section is repealed effective January 1, 2010.**

25 Sec. 42702. ~~-(1)-~~ The department may, pursuant to part 13,
26 issue licenses to authorize the possession for propagation, and
27 for dealing in and selling game. A license shall not be granted

1 to an applicant who is not the owner or lessee of the premises to
2 be used for the purposes designated by the license. A license
3 issued pursuant to this part is nontransferable and is valid from
4 July 1 to June 30 of the third license year.

5 ~~(2) Section 40111a of the natural resources and~~
6 ~~environmental protection act, 1994 PA 451, MCL 324.40111a, is~~
7 ~~repealed effective December 31, 2004.~~

8 Enacting section 1. Enacting section 1 of 2000 PA 191 is
9 repealed.