

HOUSE BILL No. 5029

August 13, 2003, Introduced by Rep. Tabor and referred to the Committee on Conservation and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 40103 (MCL 324.40103), as amended by 2000 PA
191; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 40103. (1) "Game" means any of the following animals
2 but does not include privately owned cervidae species located on
3 a registered cervidae livestock facility as that term is defined
4 in the privately owned cervidae producers marketing act:

- 5 (a) Badger.
- 6 (b) Bear.
- 7 (c) Beaver.
- 8 (d) Bobcat.
- 9 (e) Brant.
- 10 (f) Coot.

- 1 (g) Coyote.
- 2 (h) Crow.
- 3 (i) Deer.
- 4 (j) Duck.
- 5 (k) Elk.
- 6 (l) Fisher.
- 7 (m) Florida gallinule.
- 8 (n) Fox.
- 9 (o) Geese.
- 10 (p) Hare.
- 11 (q) Hungarian partridge.
- 12 (r) Marten.
- 13 (s) Mink.
- 14 (t) Moose.
- 15 **(u) Mourning dove.**
- 16 **(v) —(u)— Muskrat.**
- 17 **(w) —(v)— Opossum.**
- 18 **(x) —(w)— Otter.**
- 19 **(y) —(x)— Pheasant.**
- 20 **(z) —(y)— Quail.**
- 21 **(aa) —(z)— Rabbit.**
- 22 **(bb) —(aa)— Raccoon.**
- 23 **(cc) —(bb)— Ruffed grouse.**
- 24 **(dd) —(cc)— Sharptailed grouse.**
- 25 **(ee) —(dd)— Skunk.**
- 26 **(ff) —(ee)— Snipe.**
- 27 **(gg) —(ff)— Sora rail.**

1 **(hh)** ~~-(gg)~~ Squirrel.

2 **(ii)** ~~-(hh)~~ Weasel.

3 **(jj)** ~~-(ii)~~ Wild turkey.

4 **(kk)** ~~-(jj)~~ Woodchuck.

5 **(ll)** ~~-(kk)~~ Woodcock.

6 **(mm)** ~~-(ll)~~ Virginia rail.

7 (2) "Interim order of the department" means an order of the
8 department issued under section 40108.

9 (3) "Kind" means an animal's sex, age, or physical
10 characteristics.

11 (4) "Normal agricultural practices" means generally accepted
12 agricultural and management practices as defined by the
13 commission of agriculture.

14 (5) "Open season" means the dates during which game may be
15 legally taken.

16 (6) "Parts" means any or all portions of an animal, including
17 the skin, plumage, hide, fur, entire body, or egg of an animal.

18 (7) "Protected" or "protected animal" means an animal or kind
19 of animal that is designated by the department as an animal that
20 shall not be taken.

21 (8) "Residence" means a permanent building serving as a
22 temporary or permanent home. Residence may include a cottage,
23 cabin, or mobile home, but does not include a structure designed
24 primarily for taking game, a tree blind, a tent, a recreational
25 or other vehicle, or a camper.

26 Enacting section 1. Section 40110 of the natural resources
27 and environmental protection act, 1994 PA 451, MCL 324.40110, is

1 repealed.

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