

HOUSE BILL No. 4712

May 3, 2005, Introduced by Reps. Moore, Schuitmaker, Pavlov, Jones, Elsenheimer, Kooiman, Wenke, Walker, Hoogendyk, Ball, Huizenga, Vander Veen, Ward, Farhat, Gillard and Emmons and referred to the Committee on Natural Resources, Great Lakes, Land Use, and Environment.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 41305 (MCL 324.41305), as added by 2003 PA 270.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 41305. (1) ~~Unless~~ **EXCEPT AS** authorized by a permit
2 issued by the department under ~~this section~~ **SUBSECTION (2)** or
3 section 48735, a person shall not ~~knowingly release or allow to be~~
4 ~~released into this state any of the following that is not~~
5 ~~naturalized in the location of release:~~
6 ~~—— (a) A genetically engineered fish.~~
7 ~~—— (b) A nonnative fish.~~ **INTRODUCE A GENETICALLY ENGINEERED OR**
8 **NONNATIVE FISH, INSECT, OR AQUATIC PLANT, KNOWING THAT THE ORGANISM**

1 **IS GENETICALLY ENGINEERED OR NONNATIVE.**

2 (2) A person shall apply for a permit under **SECTION 41303 OR**
3 subsection (1) on a form developed by the department. The
4 application shall be accompanied by a fee established by the
5 department based on the cost of administering this part.

6 (3) The department may revoke or modify a permit issued under
7 ~~this section~~ **SUBSECTION (2)** after providing an opportunity for a
8 hearing under the administrative procedures act of 1969, 1969 PA
9 306, MCL 24.201 to 24.328.

10 Enacting section 1. This amendatory act does not take effect
11 unless all of the following bills of the 93rd Legislature are
12 enacted into law:

13 (a) Senate Bill No.____ or House Bill No. 4710(request no.
14 01129'05 *).

15 (b) Senate Bill No.____ or House Bill No. 4711(request no.
16 01130'05 *).

17 (c) Senate Bill No.____ or House Bill No. 4713(request no.
18 01132'05 *).

19 (d) Senate Bill No.____ or House Bill No. 4714(request no.
20 01133'05 *).

21 (e) Senate Bill No.____ or House Bill No. 4715(request no.
22 01134'05 *).

23 (f) Senate Bill No.____ or House Bill No. 4716(request no.
24 01135'05 *).