

# HOUSE BILL No. 5192

September 20, 2005, Introduced by Reps. Hummel, Steil, Pastor, Stahl, Hildenbrand, Shaffer, Vander Veen, Pavlov, Acciavatti, Baxter, Mortimer, Zelenko, Elsenheimer, Marleau, Schuitmaker, Amos, Casperson and Farhat and referred to the Committee on Conservation, Forestry, and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 43517, 43520, and 43525 (MCL 324.43517,  
324.43520, and 324.43525), sections 43517 and 43520 as added by  
1995 PA 57 and section 43525 as amended by 1996 PA 585.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 43517. A parent or legal guardian of a minor child  
2 shall not permit or allow the minor child to hunt under the  
3 authority of a license issued pursuant to this part **EXCEPT UNDER**

4 **1 OF THE FOLLOWING CONDITIONS:**

5       **(A) THE MINOR CHILD HUNTS ONLY** on land upon which ~~the~~ **A**  
6 parent or guardian is ~~not~~ regularly domiciled ~~without being~~  
7 **OR THE MINOR CHILD IS** accompanied by ~~the~~ **A** parent or guardian,  
8 or another person authorized by ~~the~~ **A** parent or guardian who is

1 17 years of age or older. THIS SUBDIVISION DOES NOT APPLY IF THE  
2 MINOR CHILD IS LESS THAN 14 YEARS OF AGE AND THE LICENSE IS A  
3 LICENSE TO HUNT DEER, BEAR, OR ELK WITH A FIREARM.

4 (B) IF THE MINOR CHILD IS LESS THAN 14 YEARS OF AGE AND THE  
5 LICENSE IS A LICENSE TO HUNT DEER, BEAR, OR ELK WITH A FIREARM,  
6 THE MINOR CHILD HUNTS ONLY ON PRIVATE PROPERTY, AND THE MINOR  
7 CHILD IS ACCOMPANIED BY A PARENT OR GUARDIAN.

8 Sec. 43520. (1) Subject to other requirements of this part,  
9 the department may issue a hunting license to a minor child  
10 ~~subject to both of the following conditions:~~

11 ~~—— (a) On application of a~~ IF ALL OF THE FOLLOWING  
12 REQUIREMENTS ARE MET:

13 (A) A parent or legal guardian of the minor child ~~—, if the~~  
14 ~~minor child, when hunting on lands upon which the minor child's~~  
15 ~~parents are not regularly domiciled, is accompanied by the parent~~  
16 ~~or guardian or another person authorized by the parent or~~  
17 ~~guardian who is 17 years of age or older~~ APPLIES FOR THE LICENSE  
18 ON BEHALF OF THE MINOR CHILD.

19 ~~—— (b) Payment of the license fee.~~

20 ~~—— (2) A license to hunt deer, bear, or elk with a firearm~~  
21 ~~shall not be issued to a person who is less than 14 years of age.~~

22 ~~—— (3) A license to hunt shall not be issued to a person who is~~  
23 ~~less than 12 years of age.~~

24 (B) THE PARENT OR LEGAL GUARDIAN REPRESENTS THAT THE  
25 REQUIREMENTS OF SECTION 43517(A) OR (B), AS APPLICABLE, WILL BE  
26 COMPLIED WITH.

27 (C) THE MINOR CHILD IS NOT LESS THAN 12 YEARS OF AGE.

1           (D) **THE LICENSE FEE IS PAID.**

2           (2) ~~—(4)—~~ A person authorized to sell hunting licenses shall  
3 not issue a hunting license to a person born after January 1,  
4 1960, unless the person presents proof of previous hunting  
5 experience in the form of a hunting license issued by this state,  
6 another state, a province of Canada, or another country or  
7 **PRESENTS** a certification of completion of training in hunter  
8 safety issued to the person by this state, another state, a  
9 province of Canada, or another country. If an applicant for a  
10 hunting license does not have proof of **SUCH** a previous license or  
11 a certification of completion of training in hunter safety, a  
12 person authorized to sell hunting licenses may issue a hunting  
13 license if the applicant submits a signed affidavit stating that  
14 ~~they have~~ **THE APPLICANT HAS** completed a course in hunter safety  
15 or that ~~they have~~ **THE APPLICANT** possessed **SUCH** a hunting  
16 license previously. The person selling a hunting license shall  
17 record as specified by the department the form of proof of the  
18 previous hunting experience or certification of completion of  
19 hunter safety training presented by the applicant.

20           Sec. 43525. (1) A person 16 years of age or older shall not  
21 hunt waterfowl without a current waterfowl hunting license issued  
22 by this state. The annual license **REQUIREMENT** is in addition to  
23 the requirements for a small game license and federal migratory  
24 bird hunting stamp. The fee for the waterfowl hunting license is  
25 \$5.00.

26           (2) If issued as a stamp, a waterfowl hunting license shall  
27 be affixed to the small game license of the person and signed

1 across the face of the stamp by the person to whom it is issued.

2 (3) A collector may purchase a waterfowl hunting license, if  
3 it is issued as a stamp, without being required to place it on a  
4 small game license, sign across its face, or provide proof of  
5 competency under section ~~43520(4)~~ **43520(2)**. However, a license  
6 described in this subsection is not valid for hunting waterfowl.

7 (4) A person shall not hunt waterfowl, or deer if deer  
8 hunting is regulated by permit in an area designated by the  
9 department as a managed waterfowl area, without an annual or  
10 daily managed waterfowl area permit and any other license or  
11 permit required by this part. The fee for a daily managed  
12 waterfowl area permit is \$4.00. The fee for an annual managed  
13 waterfowl area permit is \$13.00.

14 (5) Following a lottery among applicants for hunting  
15 privileges in managed waterfowl areas, only those successful  
16 applicants who accept the hunting privileges are required to  
17 purchase a daily or annual managed waterfowl area permit.

18 (6) From the ~~fees~~ **FEE** collected for ~~a~~ **EACH** waterfowl  
19 hunting license, \$3.50 ~~from each license sold~~ shall be used to  
20 acquire wetlands and other lands to be managed for the benefit of  
21 waterfowl.

22 (7) The following amounts from the ~~fees~~ **FEE** collected for  
23 each annual or daily managed waterfowl area permit sold shall be  
24 used to operate, maintain, and develop managed waterfowl areas in  
25 this state:

26 (a) Daily managed waterfowl area permit..... \$ 3.00.

1           (b) Annual managed waterfowl area permit..... \$10.00.

2           (8) The department shall charge a nonrefundable application  
3 fee not to exceed \$4.00 for each person who applies for a permit  
4 to hunt in a managed waterfowl area.