

SENATE BILL No. 443

April 25, 2007, Introduced by Senators PATTERSON, RICHARDVILLE, VAN WOERKOM, GILBERT, PAPPAGEORGE, JELINEK, KUIPERS, McMANUS, GARCIA, STAMAS, JANSEN, KAHN, BASHAM and PRUSI and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 48702 (MCL 324.48702), as amended by 1996 PA
200.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 48702. (1) Except as otherwise provided in subsection ~~(2)~~
2 (3), all **WILD** fish, reptiles, amphibians, mollusks, and crustaceans
3 found in this state are the property of the state and may only be
4 taken at times and in a manner as provided in this part **AND PARTS**
5 435 **AND** 473.

6 (2) **IN FURTHERANCE OF SECTION 52 OF ARTICLE IV OF THE STATE**
7 **CONSTITUTION OF 1963, THE DEPARTMENT SHALL PROTECT AND PROMOTE THE**
8 **PEOPLE'S RIGHT TO LAWFULLY FISH AND HARVEST FISH THAT ARE THE**

1 **PROPERTY OF THE STATE.**

2 (3) ~~(2)~~—Fish, reptiles, amphibians, mollusks, crustaceans, and
3 any other aquaculture species propagated, reared, produced, or
4 possessed pursuant to a registration or permit issued under the
5 Michigan aquaculture development act, **1996 PA 199, MCL 286.871 TO**
6 **286.884**, are not the property of the state and may be taken,
7 produced, purchased, acquired, lawfully exported or imported, or
8 possessed only in compliance with that act.

9 (4) ~~(3)~~—The department shall consider a registration under the
10 Michigan aquaculture development act, **1996 PA 199, MCL 286.871 TO**
11 **286.884**, as equivalent to a game fish breeders license for purposes
12 of obtaining a planting permit under this part.