

# HOUSE BILL No. 4639

April 24, 2007, Introduced by Reps. Acciavatti, Byrum, Stahl, Byrnes, Mayes, Rick Jones, Ball, Spade, Meekhof and Bieda and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 76101 (MCL 324.76101), as added by 1995 PA 58.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 76101. As used in this part:

2       (a) "Abandoned property" means an aircraft; a watercraft,  
3 including a ship, boat, canoe, skiff, raft, or barge; the rigging,  
4 gear, fittings, trappings, and equipment of an aircraft or  
5 watercraft; the personal property of the officers, crew, and  
6 passengers of an aircraft or watercraft; and the cargo of an  
7 aircraft or watercraft, which have been deserted, relinquished,  
8 cast away, or left behind and for which attempts at reclamation  
9 have been abandoned by owners and insurers. Abandoned property also  
10 means materials resulting from activities of historic and

1 prehistoric Native Americans.

2 (b) "Bottomlands" means the unpatented lake bottomlands of the  
3 Great Lakes.

4 (c) "Committee" means the ~~underwater~~**GREAT LAKES STATE PARK**  
5 **AND** salvage and ~~preserve~~**ADVISORY** committee created in section  
6 76103.

7 (d) "Great Lakes" means lakes Erie, Huron, Michigan, St.  
8 Clair, and Superior.

9 (e) "Great Lakes bottomlands preserve" means an area located  
10 on the bottomlands of the Great Lakes and extending upward to and  
11 including the surface of the water, which is delineated and set  
12 aside by rule for special protection of abandoned property of  
13 historical value, or ecological, educational, geological, or scenic  
14 features or formations having recreational, educational, or  
15 scientific value. A preserve may encompass a single object,  
16 feature, or formation, or a collection of several objects,  
17 features, or formations.

18 (f) "Historical value" means value relating to, or  
19 illustrative of, Michigan history, including the statehood,  
20 territorial, colonial, and historic, and prehistoric native  
21 American periods.

22 (g) "Mechanical or other assistance" means all humanmade  
23 devices, including pry bars, wrenches and other hand or power  
24 tools, cutting torches, explosives, winches, flotation bags, lines  
25 to surface, extra divers buoyancy devices, and other buoyance  
26 devices, used to raise or remove artifacts.

27 (h) "Recreational value" means value relating to an activity

1 that the public engages in, or may engage in, for recreation or  
2 sport, including scuba diving and fishing.

3 Enacting section 1. This amendatory act does not take effect  
4 unless all of the following bills of the 94th Legislature are  
5 enacted into law:

6 (a) Senate Bill No. 429 or House Bill No.\_\_\_\_ (request no.  
7 02426'07 \*).

8 (b) Senate Bill No. or House Bill No. 4638(request no.  
9 02427'07 \*).

10 (c) Senate Bill No. 431 or House Bill No.\_\_\_\_ (request no.  
11 02428'07 \*).

12 (d) Senate Bill No. 430 or House Bill No.\_\_\_\_ (request no.  
13 02429'07 \*).

14 (e) Senate Bill No.\_\_\_\_ or House Bill No. 4640(request no.  
15 02430'07 \*).