

SENATE BILL No. 354

March 15, 2007, Introduced by Senators McMANUS and CROPSEY 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,"
(MCL 324.101 to 324.90106) by adding sections 40107c and 40107d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 40107C. (1) TO REDUCE CORMORANT DAMAGE, THE DEPARTMENT
2 SHALL ADMINISTER A PROGRAM TO CONTROL AND MANAGE DOUBLE-CRESTED
3 CORMORANTS. THE DEPARTMENT SHALL ADMINISTER THE PROGRAM IN
4 COOPERATION WITH FEDERAL AGENCIES AND IN A MANNER THAT COMPLIES
5 WITH THE CORMORANT DEPREDATION ORDER.

6 (2) TO REDUCE CORMORANT DAMAGE, THE DEPARTMENT SHALL ALSO
7 FACILITATE THE ESTABLISHMENT OF A GREAT LAKES CORMORANT CONTROL
8 COLLABORATION. THE GREAT LAKES CORMORANT CONTROL COLLABORATION
9 SHALL BE ESTABLISHED THROUGH AN AGREEMENT ENTERED INTO WITH OTHER

1 STATES IN THE GREAT LAKES BASIN TO IMPLEMENT ON A BASINWIDE BASIS A
2 PROGRAM DESCRIBED IN SUBSECTION (1). THE DEPARTMENT SHALL SEEK TO
3 ENTER INTO AN AGREEMENT THAT WILL BECOME EFFECTIVE NOT LATER THAN
4 JANUARY 1, 2009. THE DEPARTMENT SHALL CONSULT WITH THE DEPARTMENT
5 OF ENVIRONMENTAL QUALITY BEFORE ENTERING INTO THE AGREEMENT. UPON
6 ENTERING INTO THE AGREEMENT, THE DEPARTMENT SHALL NOTIFY THE
7 CANADIAN GREAT LAKES PROVINCES OF THE TERMS OF THE AGREEMENT.

8 (3) THE DEPARTMENT SHALL SEEK FUNDING FROM THE GREAT LAKES
9 PROTECTION FUND AUTHORIZED UNDER PART 331 FOR DEPOSIT IN THE
10 CORMORANT CONTROL FUND CREATED IN SECTION 40107D.

11 SEC. 40107D. (1) THE CORMORANT CONTROL FUND IS CREATED WITHIN
12 THE STATE TREASURY.

13 (2) THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS FROM
14 ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER SHALL
15 DIRECT THE INVESTMENT OF THE FUND. THE STATE TREASURER SHALL CREDIT
16 TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.

17 (3) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
18 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

19 (4) THE DEPARTMENT SHALL EXPEND MONEY FROM THE FUND, UPON
20 APPROPRIATION, ONLY TO IMPLEMENT THE GREAT LAKES CORMORANT CONTROL
21 COLLABORATION UNDER SECTION 40107C.

22 Enacting section 1. This amendatory act does not take effect
23 unless House Bill No. 4471
24 of the 94th Legislature is enacted into law.