Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

BILL ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

Senate Bill 1138 (Substitute S-1 as reported) *(as enacted)*
House Bill 5822 (Substitute H-2 as reported without amendment) *(as enacted)*
House Bill 5823 (Substitute H-1 as reported without amendment) *(as enacted)*
Sponsor: Senator Gerald Van Woerkom (S.B. 1138)
Representative Mike Huckleberry (H.B. 5822)
Representative Sharon Tyler (H.B. 5823)
House Committee: Agriculture
Senate Committee: Agriculture and Bioeconomy

CONTENT

House Bill 5822 (H-2) would enact Section 4a of Public Act 328 of 1976, which concerns animals running at large, to do the following:

-- Declare that swine running at large on public or private property are a public nuisance.
-- Permit a local animal control officer or a law enforcement officer to kill a swine running at large on public or private property.
-- Permit a person with a concealed pistol permit or a valid hunting license to kill a swine running at large on public property.
-- Permit the property owner or an authorized person to kill a swine running at large on private property.

House Bill 5823 (H-1) would amend Public Act 66 of 1959, which deals with animals running at large on Department of Natural Resources and Environment land, to state that the Act would not limit authority provided under Section 4a of Public Act 328 of 1976 to kill swine running at large.

Senate Bill 1138 (S-1) would amend Public Act 248 of 1879, which deals with animals running at large in certain cities and villages, to declare that swine running at large are a public nuisance, and to state that the Act would not limit authority provided under Section 4a of Public Act 328 of 1976 to kill swine running at large.

House Bill 5823 (H-1) and Senate Bill 1138 (S-1) are tie-barred to House Bill 5822.

MCL 433.11 et al. (H.B. 5822)
322.581 et al. (H.B. 5823)
433.51 et al. (S.B. 1138)

Legislative Analyst: Curtis Walker

FISCAL IMPACT

The bills would have no fiscal impact on State or local government.

Date Completed: 3-25-10

Fiscal Analyst: Bruce Baker
Josh Sefton
David Zin

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.