

HOUSE BILL No. 4371

March 2, 2011, Introduced by Rep. Pettalia and referred to the Committee on Natural Resources, Tourism, and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 43517, 43520, 43525a, and 43531 (MCL
324.43517, 324.43520, 324.43525a, and 324.43531), sections 43517
and 43520 as amended by 2006 PA 282, section 43525a as amended by
2006 PA 280, and section 43531 as amended by 2009 PA 70.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 43517. (1) A parent or legal guardian of a minor child
2 shall not permit or allow the minor child to hunt game under the
3 authority of a license issued pursuant to this part except under 1
4 of the following conditions:

5 (a) The minor child hunts only on land upon which a parent or
6 guardian is regularly domiciled or a parent or guardian, or another
7 ~~person~~ **INDIVIDUAL** at least 18 years old authorized by a parent or
8 guardian, accompanies the minor child. This subdivision does not

1 apply under either of the following circumstances:

2 (i) The license is an apprentice license.

3 (ii) The minor child is less than 14 years old and the license
4 is a license to hunt deer, bear, or elk with a firearm.

5 (b) If the license is an apprentice license, a parent or
6 guardian, or another ~~person~~-**INDIVIDUAL** at least 21 years old
7 authorized by a parent or guardian, who is licensed to hunt that
8 game under a license other than an apprentice license accompanies
9 the minor child. In addition, if the minor child is less than 14
10 years old and the apprentice license is a license to hunt deer,
11 bear, or elk with a firearm, the minor child shall hunt only on
12 private property.

13 (c) If the minor child is less than 14 years old and the
14 license is a license to hunt deer, bear, or elk with a firearm, the
15 minor child hunts only on private property and a parent or
16 guardian, or another ~~person~~-**INDIVIDUAL** authorized by a parent or
17 guardian who is at least 18 years old, accompanies the minor child.
18 This subdivision does not apply if the license is an apprentice
19 license.

20 (D) IF THE MINOR CHILD IS LESS THAN 10 YEARS OLD, THE MINOR
21 HUNTS ONLY WITH A MENTOR IN COMPLIANCE WITH THE MENTORED YOUTH
22 HUNTING PROGRAM ESTABLISHED BY THE COMMISSION UNDER SUBSECTION (2).

23 (2) WITHIN 1 YEAR AFTER THE EFFECTIVE DATE OF THE AMENDATORY
24 ACT THAT ADDED THIS SUBSECTION, THE COMMISSION SHALL ISSUE AN ORDER
25 UNDER SECTION 40113A ESTABLISHING A MENTORED YOUTH HUNTING PROGRAM.
26 THE ORDER SHALL PROVIDE FOR ALL OF THE FOLLOWING:

27 (A) A MENTOR SHALL BE AT LEAST 21 YEARS OF AGE BEFORE

1 PARTICIPATING IN THE MENTORED YOUTH HUNTING PROGRAM.

2 (B) A MENTOR SHALL POSSESS A VALID LICENSE TO HUNT PRIOR TO
3 ENGAGING IN ANY MENTORED YOUTH HUNTING PROGRAM.

4 (C) AN INDIVIDUAL SHALL NOT BE A MENTOR UNLESS HE OR SHE
5 PRESENTS PROOF OF PREVIOUS HUNTING EXPERIENCE IN THE FORM OF A
6 PREVIOUS HUNTING LICENSE OR CERTIFICATION OF COMPLETION OF TRAINING
7 IN HUNTER SAFETY ISSUED TO THE INDIVIDUAL BY THIS STATE, ANOTHER
8 STATE, A PROVINCE OF CANADA, OR ANOTHER COUNTRY.

9 Sec. 43520. (1) Subject to other requirements of this part,
10 the department may issue a hunting license to a minor child if all
11 of the following requirements are met:

12 (a) A parent or legal guardian of the minor child applies for
13 the license on behalf of the minor child.

14 (b) The parent or guardian represents that the requirements of
15 section ~~43517(a), (b), or (c)~~ **43517**, as applicable, will be
16 complied with.

17 ~~—— (c) The minor child is at least 10 years old or, if the~~
18 ~~license is a license to hunt deer, bear, or elk with a firearm, at~~
19 ~~least 12 years old.~~

20 (C) ~~(d)~~ The license fee is paid.

21 (2) A person authorized to sell hunting licenses shall not
22 issue a hunting license to ~~a person~~ **AN INDIVIDUAL** born after
23 January 1, 1960, unless the ~~person~~ **INDIVIDUAL** presents proof of
24 previous hunting experience in the form of a hunting license issued
25 by this state, another state, a province of Canada, or another
26 country or presents a certification of completion of training in
27 hunter safety issued to the ~~person~~ **INDIVIDUAL** by this state,

1 another state, a province of Canada, or another country. If an
 2 applicant for a hunting license does not have proof of such a
 3 previous license or a certification of completion of training in
 4 hunter safety, a person authorized to sell hunting licenses may
 5 issue a hunting license if the applicant submits a signed affidavit
 6 stating that the applicant has completed a course in hunter safety
 7 or that the applicant possessed such a hunting license previously.
 8 The person selling a hunting license shall record as specified by
 9 the department the form of proof of the previous hunting experience
 10 or certification of completion of hunter safety training presented
 11 by the applicant. This subsection does not apply to the issuance of
 12 an apprentice license. An apprentice license or the equivalent does
 13 not satisfy the requirements of this subsection concerning proof of
 14 previous hunting experience.

15 (3) ~~A person~~ **AN INDIVIDUAL** who does not meet the requirements
 16 of subsection (2) may obtain an apprentice license for the same
 17 price as the corresponding regular license that the ~~person~~
 18 **INDIVIDUAL** would otherwise be qualified to obtain. ~~A person~~ **AN**
 19 **INDIVIDUAL** 17 years old or older shall not hunt game under an
 20 apprentice license unless another ~~person~~ **INDIVIDUAL** at least 21
 21 years old who possesses a license, other than an apprentice
 22 license, to hunt that game accompanies that apprentice licensee and
 23 does not accompany more than 1 other apprentice licensee. For the
 24 purposes of this subsection and section ~~43517(b)~~ **43517(1)(B)**, a
 25 ~~person~~ **AN INDIVIDUAL** shall not go along with more than 2 apprentice
 26 licensees of any age for the purpose of accompanying those
 27 apprentice licensees while those apprentice licensees are hunting.

1 If ~~a person~~ **AN INDIVIDUAL** has represented to an apprentice licensee
2 or, if the apprentice licensee is a minor child, to the apprentice
3 licensee's parent or legal guardian that the ~~person~~ **INDIVIDUAL**
4 would accompany the apprentice licensee for the purposes of this
5 subsection, the ~~person~~ **INDIVIDUAL** shall not go along with the
6 apprentice licensee while the apprentice licensee is hunting unless
7 the ~~person~~ **INDIVIDUAL** actually accompanies the apprentice licensee
8 and possesses a license, other than an apprentice license, to hunt
9 the same game as the apprentice licensee. ~~A person~~ **AN INDIVIDUAL** is
10 not eligible to obtain a specific type of apprentice license, such
11 as a firearm deer license, an archery deer license, a combination
12 deer license, a small game license, or a turkey license, for more
13 than 2 license years. An apprentice license shall be distinguished
14 from a license other than an apprentice license by a notation or
15 other means.

16 ~~—— (4) By October 1, 2008, the department shall submit to the~~
17 ~~standing committees of the senate and house of representatives with~~
18 ~~primary responsibility for conservation and outdoor recreation~~
19 ~~issues a report on the effect of the apprentice hunter program and~~
20 ~~the reductions in minimum hunting age enacted by the 2006~~
21 ~~amendatory act that amended this section on recruitment of new~~
22 ~~hunters and other relevant issues, such as hunter safety.~~

23 **(4) A MINOR WHO IS LESS THAN 10 YEARS OLD MAY OBTAIN A**
24 **MENTORED YOUTH HUNTING LICENSE. A MINOR WHO IS LESS THAN 10 YEARS**
25 **OLD SHALL NOT HUNT GAME UNDER A MENTORED YOUTH HUNTING LICENSE**
26 **UNLESS THAT MINOR COMPLIES WITH ALL REQUIREMENTS OF THE MENTORED**
27 **YOUTH HUNTING PROGRAM ESTABLISHED BY THE COMMISSION UNDER SECTION**

1 43517. THE FEE FOR A MENTORED YOUTH HUNTING LICENSE IS \$7.50 AND
2 SHALL INCLUDE ALL OF THE FOLLOWING:

3 (A) RESIDENT SMALL GAME LICENSE.

4 (B) COMBINATION DEER LICENSE.

5 (C) ALL SPECIES FISHING LICENSE.

6 (D) TURKEY HUNTING LICENSE.

7 (E) RESIDENT FUR HARVESTER'S LICENSE.

8 (5) THE DEPARTMENT MAY ADJUST THE MENTORED YOUTH HUNTING
9 LICENSE UNDER SUBSECTION (4) TO ENSURE THAT IT MEETS THE
10 ELIGIBILITY REQUIREMENTS SET FORTH IN 50 CFR 80.10.

11 Sec. 43525a. (1) The department shall issue a combination deer
12 license that authorizes ~~a person~~ **AN INDIVIDUAL** to hunt deer both
13 during the firearm deer seasons and the bow and arrow seasons, in
14 compliance with the rules established for the respective deer
15 hunting season. A combination deer license shall authorize the
16 holder to take 2 deer in compliance with orders issued under part
17 401.

18 (2) The fee for a resident combination deer license is the
19 total of the resident firearm deer license fee plus the resident
20 bow and arrow deer license fee. The fee for a nonresident
21 combination deer license is the total of the nonresident firearm
22 deer license fee plus the nonresident bow and arrow deer license
23 fee. ~~However, the~~ **THE** fee for a combination deer license for a
24 resident or nonresident minor child shall be discounted 50% from
25 the cost of the resident combination deer license.

26 (3) If advisable in managing deer, an order under part 401 may
27 designate the kind of deer that may be taken and the geographic

1 area in which any license issued under this section is valid.

2 (4) The department may issue kill tags with or as part of each
3 combination deer license. Each kill tag shall bear the license
4 number. A kill tag may also include space for other pertinent
5 information required by the department. A kill tag, if issued, is
6 part of the license and shall not be used more than 1 time.

7 (5) The combination deer license shall count as 2 licenses for
8 the purposes of license fees under section 43536a ~~, discounting~~
9 ~~under subsection 43521(e), and transmittal, deposit, and use of~~
10 fees under sections 43554 and 43555.

11 (6) A senior citizen may obtain a senior combination deer
12 license. The fee for a senior combination deer license shall be
13 discounted at the same rate as provided in section 43535.

14 ~~—— (7) A combination deer license issued to a person less than 12~~
15 ~~years of age is valid only for taking deer with a bow and arrow,~~
16 ~~until the person is 12 years of age or older.~~

17 (7) ~~(8)~~ Notwithstanding any other provision of this part,
18 except for replacing lost or destroyed licenses, ~~a person~~ **AN**
19 **INDIVIDUAL** shall not apply for, obtain, or purchase any combination
20 of firearm deer licenses, bow and arrow deer licenses, and
21 combination deer licenses that would authorize the taking of more
22 than 2 deer.

23 Sec. 43531. (1) Except as otherwise provided in section
24 43523(2), ~~a person~~ **AN INDIVIDUAL** shall not trap or hunt fur-bearing
25 animals unless the ~~person~~ **INDIVIDUAL** possesses a fur harvester's
26 license. However, ~~a person~~ **AN INDIVIDUAL** who goes on a bobcat hunt
27 with a licensed hunter is not required to possess a fur harvester's

1 license if the ~~person~~**INDIVIDUAL** does not carry a firearm, bow, or
2 crossbow and does not own dogs used to chase or locate a bobcat
3 during the hunt.

4 (2) The fee for a resident fur harvester's license is \$15.00.
5 The fee ~~for a resident or nonresident who is 12 years of age~~
6 ~~through 16 years of age~~ for a fur harvester's license **FOR A**
7 **RESIDENT OR NONRESIDENT MINOR CHILD** shall be discounted 50% from
8 the cost of the resident fur harvester's license.

9 (3) The department may issue a nonresident fur harvester's
10 license to a nonresident of this state if the state, province, or
11 country in which the nonresident applicant resides allows residents
12 of this state to obtain equivalent hunting and trapping privileges
13 in that state, province, or country. The fee for an eligible
14 nonresident fur harvester's license is \$150.00. Nonresident fur
15 harvester's licenses shall not be sold or purchased before November
16 15 of each year.

17 (4) ~~A person~~**AN INDIVIDUAL** who holds a fur harvester's license
18 may hunt fur-bearing animals during the season open to taking fur-
19 bearing animals with firearms and may trap fur-bearing animals
20 during the season open to trapping fur-bearing animals.

21 Enacting section 1. This amendatory act takes effect September
22 1, 2011.