

SUBSTITUTE FOR
SENATE BILL NO. 1074

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 43516 and 43525b (MCL 324.43516 and
324.43525b), section 43516 as amended by 2016 PA 36 and section
43525b as added by 2013 PA 108.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 43516. (1) ~~An~~ **UNTIL MARCH 1, 2018, AN** individual who has
2 been issued a hunting, fur harvester's, or fishing license shall
3 carry the license and shall exhibit the license upon the demand of
4 a conservation officer, a law enforcement officer, a tribal
5 conservation officer who complies with subsection ~~(3)~~, **(6)**, or the
6 owner or occupant of the land if either or both of the following
7 apply:

8 (a) The ~~person~~ **INDIVIDUAL** is hunting, trapping, or fishing.

1 (b) Subject to section 43510(2) and except as provided in
2 section 43513, the individual is in possession of a firearm or
3 other hunting or trapping apparatus or fishing apparatus in an area
4 frequented by wild animals or fish, respectively.

5 (2) Subject to section 43510(2) and except as provided in
6 section 43513, an individual shall not carry or possess afield a
7 shotgun with buckshot, slug loads, or ball loads; a bow and arrow;
8 a muzzle-loading rifle or black powder handgun; or a centerfire
9 handgun or centerfire rifle during firearm deer season unless that
10 individual has a valid deer license, with an unused kill tag, if
11 issued, issued in his or her name. The individual shall exhibit an
12 unused kill tag, if issued, upon the request of a conservation
13 officer, a law enforcement officer, or the owner or occupant of the
14 land.

15 (3) BEGINNING MARCH 1, 2018, AN INDIVIDUAL WHO HAS BEEN ISSUED
16 A HUNTING, FUR HARVESTER'S, OR FISHING LICENSE SHALL CARRY THE
17 LICENSE OR, IF APPLICABLE, AN ELECTRONIC COPY OF THE LICENSE AND
18 SHALL EXHIBIT THE LICENSE OR, IF APPLICABLE, AN ELECTRONIC COPY OF
19 THE LICENSE UPON THE DEMAND OF A CONSERVATION OFFICER, A LAW
20 ENFORCEMENT OFFICER, A TRIBAL CONSERVATION OFFICER WHO COMPLIES
21 WITH SUBSECTION (6), OR THE OWNER OR OCCUPANT OF THE LAND IF EITHER
22 OR BOTH OF THE FOLLOWING APPLY:

23 (A) THE INDIVIDUAL IS HUNTING, TRAPPING, OR FISHING.

24 (B) SUBJECT TO SECTION 43510(2) AND EXCEPT AS PROVIDED IN
25 SECTION 43513, THE INDIVIDUAL IS IN POSSESSION OF A FIREARM OR
26 OTHER HUNTING OR TRAPPING APPARATUS OR FISHING APPARATUS IN AN AREA
27 FREQUENTED BY WILD ANIMALS OR FISH, RESPECTIVELY.

1 (4) AN INDIVIDUAL WHO DISPLAYS AN ELECTRONIC COPY OF HIS OR
2 HER LICENSE USING AN ELECTRONIC DEVICE AS PROVIDED IN SUBSECTION
3 (3) IS NOT PRESUMED TO HAVE CONSENTED TO A SEARCH OF THE ELECTRONIC
4 DEVICE. THIS STATE, A LAW ENFORCEMENT AGENCY, A TRIBAL CONSERVATION
5 OFFICER WHO COMPLIES WITH SUBSECTION (6), AN EMPLOYEE OF THIS STATE
6 OR A LAW ENFORCEMENT AGENCY, OR THE OWNER OR OCCUPANT OF THE LAND
7 IS NOT LIABLE FOR DAMAGE TO OR LOSS OF AN ELECTRONIC DEVICE THAT
8 OCCURS AS A RESULT OF A CONSERVATION OFFICER, A TRIBAL CONSERVATION
9 OFFICER WHO COMPLIES WITH SUBSECTION (6), A LAW ENFORCEMENT
10 OFFICER, OR THE OWNER OR OCCUPANT OF THE LAND VIEWING AN ELECTRONIC
11 COPY OF A LICENSE IN THE MANNER PROVIDED IN THIS SECTION,
12 REGARDLESS OF WHETHER THE CONSERVATION OFFICER, TRIBAL CONSERVATION
13 OFFICER WHO COMPLIES WITH SUBSECTION (6), LAW ENFORCEMENT OFFICER,
14 OR OWNER OR OCCUPANT OF THE LAND WAS IN POSSESSION OF THE
15 ELECTRONIC DEVICE AT THE TIME THE DAMAGE OR LOSS OCCURRED.

16 (5) THE DEPARTMENT SHALL CONTINUE TO EXPLORE THE EXPANDED USE
17 OF ELECTRONIC TECHNOLOGY TO PROVIDE ADDITIONAL SERVICES THAT WILL
18 ENHANCE HUNTING AND FISHING EXPERIENCES FOR INDIVIDUALS IN THIS
19 STATE.

20 (6) ~~(3)~~—A tribal conservation officer under subsection (1),
21 (3), OR (4) must be in uniform, display proper credentials, and be
22 on official duty within the ceded territory of the treaty of March
23 28, 1836, 7 Stat 491.

24 (7) ~~(4)~~—As used in this section, "tribal conservation officer"
25 means a conservation officer employed by the Great Lakes Indian
26 fish and wildlife commission, the Bay Mills Indian Community, the
27 Sault Ste. Marie Tribe of Chippewa Indians, the Little Traverse Bay

1 Bands of Odawa Indians, the Grand Traverse Band of Ottawa and
2 Chippewa Indians, or the Little River Band of Ottawa Indians.

3 Sec. 43525b. (1) Except as otherwise provided in this part,
4 ~~beginning March 1, 2014,~~ an individual 16 years of age or older
5 shall not hunt waterfowl without a current waterfowl hunting
6 license issued by this state. The annual license requirement is in
7 addition to the requirements for a base license and federal
8 migratory bird hunting stamp. The fee for the waterfowl hunting
9 license is \$12.00.

10 (2) If issued as a stamp, a waterfowl hunting license shall be
11 affixed to the base license of the individual and signed across the
12 face of the stamp by the individual to whom it is issued.

13 (3) A collector may purchase a waterfowl hunting license, if
14 it is issued as a stamp, without being required to place it on a
15 base license, sign across its face, or provide proof of competency
16 under section 43520(2). However, a license described in this
17 subsection is not valid for hunting waterfowl.

18 (4) ~~Beginning March 1, 2014, from~~ **FROM** the fee collected for
19 each waterfowl hunting license, the department shall use the
20 following amounts:

21 (a) \$9.00 shall be used to acquire, restore, or enhance
22 wetlands and other lands to be managed for the benefit of
23 waterfowl. Except as otherwise provided in this subdivision, not
24 more than 0.25% of the money under this subdivision shall be used
25 to acquire lands. However, if all of the money appropriated from
26 the natural resources trust fund for eco-region acquisition carried
27 over from previous fiscal years is spent, then the 0.25% limitation

1 under this subdivision does not apply. The department shall not
2 acquire land under this subdivision until that acquisition is
3 approved by the joint capital outlay subcommittee.

4 (b) \$1.93 shall be used to operate, maintain, and develop
5 managed waterfowl areas in this state.

6 (c) The remaining amount shall be retained under section 43541
7 or used for administration of this part.

8 (5) NOT LATER THAN MARCH 1, 2018, THE DEPARTMENT SHALL DEVELOP
9 AN ELECTRONIC LICENSE THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN
10 ELECTRONIC COPY OF HIS OR HER MICHIGAN WATERFOWL HUNTING LICENSE
11 USING AN ELECTRONIC DEVICE.