



SENATE BILL No. 1071

September 8, 2016, Introduced by Senators GREEN, JONES and ZORN and referred to the Committee on Outdoor Recreation and Tourism.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 40113a (MCL 324.40113a), as amended by 2014 PA
281, and by adding sections 43528d and 48714b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 40113a. (1) The legislature finds and declares that:

2 (a) The fish and wildlife populations of the state and their
3 habitat are of paramount importance to the citizens of this state.

4 (b) The conservation of fish and wildlife populations of the
5 state depend upon the wise use and sound scientific management of
6 the state's natural resources.

7 (c) The sound scientific management of the fish and wildlife
8 populations of the state, including hunting of bear, is declared to

1 be in the public interest.

2 (d) The sound scientific management of bear populations in
3 this state is necessary to minimize human/bear encounters and to
4 prevent bears from threatening or harming humans, livestock, and
5 pets.

6 (2) The ~~natural resources~~ commission has the exclusive
7 authority to regulate the taking of game as defined in section
8 40103 in this state, **INCLUDING, BUT NOT LIMITED TO, REGULATING THE**
9 **USE OF COMMERCIAL GUIDES IN TAKING GAME.** The ~~natural resources~~
10 commission shall, to the greatest extent practicable, utilize
11 principles of sound scientific management in making decisions
12 regarding the taking of game. The ~~natural resources~~ commission may
13 take testimony from department personnel, independent experts, and
14 others, and review scientific literature and data, among other
15 sources, in support of its duty to use principles of sound
16 scientific management. ~~Issuance of orders by the natural resources~~
17 **THE** commission **SHALL ISSUE ORDERS** regarding the taking of game
18 ~~shall be made~~ following a public meeting and an opportunity for
19 public input. Not less than 30 days before issuing an order, the
20 ~~natural resources~~ commission shall provide a copy of the order to
21 each of the following:

22 (a) Each member of each standing committee of the senate or
23 house of representatives that considers legislation pertaining to
24 conservation, the environment, natural resources, recreation,
25 tourism, or agriculture.

26 (b) The chairperson of the senate appropriations committee and
27 the chairperson of the house of representatives appropriations

1 committee.

2 (c) The members of the subcommittee of the senate
3 appropriations committee and the subcommittee of the house of
4 representatives appropriations committee that consider the budget
5 of the department of natural resources.

6 (3) The legislature declares that hunting, fishing, and the
7 taking of game are a valued part of the cultural heritage of this
8 state and should be forever preserved. The legislature further
9 declares that these activities play an important part in the
10 state's economy and in the conservation, preservation, and
11 management of the state's natural resources. Therefore, the
12 legislature declares that the citizens of this state have a right
13 to hunt, fish, and take game, subject to the regulations and
14 restrictions prescribed by subsection (2) and law.

15 **SEC. 43528D. THE DEPARTMENT SHALL CHARGE AN INDIVIDUAL**
16 **APPLYING FOR A COMMERCIAL HUNTING GUIDE PERMIT UNDER SECTION 43528C**
17 **AN APPLICATION FEE OF \$150.00.**

18 **SEC. 48714B. THE DEPARTMENT SHALL CHARGE AN INDIVIDUAL**
19 **APPLYING FOR A COMMERCIAL FISHING GUIDE PERMIT UNDER SECTION 48714A**
20 **AN APPLICATION FEE OF \$150.00.**

21 Enacting section 1. This amendatory act takes effect 90 days
22 after the date it is enacted into law.

23 Enacting section 2. This amendatory act does not take effect
24 unless all of the following bills of the 98th Legislature are
25 enacted into law:

26 (a) Senate Bill No.____ or House Bill No.____ (request no.
27 06073'16).

1 (b) Senate Bill No.____ or House Bill No.____ (request no.
2 06074'16).