



SENATE BILL No. 1075

September 8, 2016, Introduced by Senators SCHMIDT, HILDENBRAND, BOOHER, BRANDENBURG, ZORN, SHIRKEY, MARLEAU, PROOS, HORN, JONES, MACGREGOR, STAMAS and BIEDA 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 sections 43516, 43532, 43533, and 43536 (MCL 324.43516, 324.43532, 324.43533, and 324.43536), section 43516 as amended by 2016 PA 36 and sections 43532, 43533, and 43536 as amended 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:

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

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

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

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

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

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

1 FREQUENTED BY WILD ANIMALS OR FISH, RESPECTIVELY.

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

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

17 (6) ~~(3)~~ A tribal conservation officer under subsection (1) OR
18 (3) must be in uniform, display proper credentials, and be on
19 official duty within the ceded territory of the treaty of March 28,
20 1836, 7 Stat 491.

21 (7) ~~(4)~~ As used in this section, "tribal conservation officer"
22 means a conservation officer employed by the Great Lakes Indian
23 fish and wildlife commission, the Bay Mills Indian Community, the
24 Sault Ste. Marie Tribe of Chippewa Indians, the Little Traverse Bay
25 Bands of Odawa Indians, the Grand Traverse Band of Ottawa and
26 Chippewa Indians, or the Little River Band of Ottawa Indians.

27 Sec. 43532. ~~(1) An individual 17 years of age or older shall~~

~~not take or possess an aquatic species, except aquatic insects, in the waters over which this state has jurisdiction without a license. The fee for a resident restricted fishing license is \$15.00. The fee for a nonresident restricted fishing license is \$34.00.~~

~~—— (2) A restricted fishing license entitles the licensee to take and possess aquatic species as prescribed by law, other than trout, salmon, lake sturgeon, lake herring, amphibians, reptiles, or crustaceans.~~

~~—— (3) An individual under 17 years of age may take aquatic species in the waters over which this state has jurisdiction without a license. However, an individual under 17 years of age may obtain an all-species fishing license. The fee for a resident or nonresident who is under 17 years of age for an all-species fishing license is \$2.00. The department shall not sell or vendor the list of licensees under this subsection.~~

~~—— (4) The fee for a resident all-species fishing license is \$28.00. The fee for a nonresident all-species fishing license is \$42.00.~~

~~(1) (5) An all-species fishing license entitles the licensee to take and possess all aquatic species as prescribed by law.~~

~~—— (6) An individual to whom a valid restricted fishing license has been issued may return the restricted license to the department or its authorized agent and receive an all-species fishing license by paying a fee equal to the difference in cost between the all-species fishing license and the restricted fishing license for which that individual is eligible.~~

1 ~~(2) (7) Beginning March 1, 2014, an~~ **AN** individual 17 years of
 2 age or older shall not take or possess an aquatic species, except
 3 aquatic insects, in the waters over which this state has
 4 jurisdiction without a license. The fee for a resident all-species
 5 fishing license is \$25.00. The fee for a nonresident all-species
 6 fishing license is \$75.00. ~~Beginning March 1, 2014, the restricted~~
 7 ~~fishing license, license for an individual under 17 years of age,~~
 8 ~~and all-species upgrades under subsections (1), (3), and (6) are no~~
 9 ~~longer available.~~

10 **(3) NOT LATER THAN MARCH 1, 2018, THE DEPARTMENT SHALL DEVELOP**
 11 **AN ELECTRONIC LICENSE THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN**
 12 **ELECTRONIC COPY OF HIS OR HER ALL-SPECIES FISHING LICENSE USING AN**
 13 **ELECTRONIC DEVICE.**

14 Sec. 43533. ~~(1) A resident or nonresident may purchase a 24-~~
 15 ~~hour or 72-hour fishing license entitling that individual to take,~~
 16 ~~for a designated 24-hour or 72-hour period, respectively, and~~
 17 ~~possess all aquatic species as prescribed by law. Except as~~
 18 ~~provided in this section, the fee for a 24-hour fishing license is~~
 19 ~~\$7.00 per designated consecutive 24-hour period. Notwithstanding~~
 20 ~~any other provision of this section, the fee for a 24-hour fishing~~
 21 ~~license for a senior citizen is \$3.00.~~

22 ~~—— (2) The fee for a 72-hour fishing license, to be issued~~
 23 ~~beginning in 2010, is as follows:~~

24 ~~—— (a) Except for a senior citizen, \$21.00.~~

25 ~~—— (b) For a senior citizen, \$9.00.~~

26 ~~(1) (3) Beginning March 1, 2014, a~~ **A** resident or nonresident
 27 may purchase a 24-hour fishing license entitling that individual to

1 take, for a designated 24-hour period, and possess all aquatic
2 species as prescribed by law. The fee for a 24-hour fishing license
3 is \$10.00 per designated consecutive 24-hour period.

4 **(2)** ~~(4) Beginning March 1, 2014, a~~ **A** resident or nonresident
5 may purchase a 72-hour fishing license entitling that ~~person~~
6 **INDIVIDUAL** to take, for a designated 72-hour period, and possess
7 all aquatic species as prescribed by law. The fee for a 72-hour
8 fishing license is \$30.00 per designated consecutive 72-hour
9 period.

10 **(3) NOT LATER THAN MARCH 1, 2018, THE DEPARTMENT SHALL DEVELOP**
11 **AN ELECTRONIC LICENSE THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN**
12 **ELECTRONIC COPY OF HIS OR HER 24-HOUR OR 72-HOUR FISHING LICENSE**
13 **USING AN ELECTRONIC DEVICE.**

14 Sec. 43536. ~~(1) Until March 1, 2014, a resident of this state~~
15 ~~who is 65 years of age or older may obtain a senior restricted~~
16 ~~fishing license. The fee for a senior restricted fishing license is~~
17 ~~discounted 60% from the fee for a resident restricted fishing~~
18 ~~license.~~

19 **(1)** ~~(2)~~ A resident of this state who is 65 years of age or
20 older may obtain a senior all-species fishing license. The fee for
21 a senior all-species fishing license is discounted 60% from the fee
22 for a resident all-species fishing license.

23 **(2) NOT LATER THAN MARCH 1, 2018, THE DEPARTMENT SHALL DEVELOP**
24 **AN ELECTRONIC LICENSE THAT ALLOWS AN INDIVIDUAL TO DISPLAY AN**
25 **ELECTRONIC COPY OF HIS OR HER SENIOR ALL-SPECIES FISHING LICENSE**
26 **USING AN ELECTRONIC DEVICE.**