

# HOUSE BILL No. 5441

January 24, 2018, Introduced by Rep. LaFave and referred to the Committee on Natural Resources.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 502 (MCL 324.502), as amended by 2004 PA 587.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 502. (1) The commission may promulgate rules, not  
2 inconsistent with law, governing its organization and procedure.

3       (2) The department may do 1 or more of the following:

4       (a) Promulgate and enforce reasonable rules concerning the use  
5 and occupancy of lands and property under its control in accordance  
6 with section 504.

7       (b) Provide and develop facilities for outdoor recreation.

8       (c) Conduct investigations it considers necessary for the  
9 proper administration of this part.

1 (d) Remove and dispose of forest products as required for the  
2 protection, reforestation, and proper development and conservation  
3 of the lands and property under the control of the department.

4 (e) Require the payment of a fee as provided by law for a  
5 daily permit or other authorization that allows the person to hunt  
6 and take waterfowl on a public hunting area managed and developed  
7 for waterfowl.

8 (3) Except as provided in subsection (4), the department may  
9 enter into contracts for the taking of coal, oil, gas, and other  
10 mineral products from state owned lands, upon a royalty basis or  
11 upon another basis, and upon the terms the department considers  
12 just and equitable subject to section 502a. This contract power  
13 includes authorization to enter into contracts for the storage of  
14 gas or other mineral products in or upon state owned lands, if the  
15 consent of the state agency having jurisdiction and control of the  
16 state owned land is first obtained. A contract permitted under this  
17 section for the taking of coal, oil, gas, or metallic mineral  
18 products, or for the storage of gas or other mineral products, is  
19 not valid unless the contract is approved by the state  
20 administrative board. Money received from a contract for the  
21 storage of gas or other mineral products in or upon state lands  
22 shall be transmitted to the state treasurer for deposit in the  
23 general fund of the state to be used for the purpose of defraying  
24 the expenses incurred in the administration of this act and other  
25 purposes provided by law. Other money received from a contract  
26 permitted under this subsection, except money received from lands  
27 acquired with money from the former game and fish protection fund

1 or the game and fish protection account of the Michigan  
2 conservation and recreation legacy fund provided for in section  
3 2010, shall be transmitted to the state treasurer for deposit in  
4 the Michigan natural resources trust fund created in section 35 of  
5 article IX of the state constitution of 1963 and provided for in  
6 part 19. However, the money received from the payment of service  
7 charges by a person using areas managed for waterfowl shall be  
8 credited to the game and fish protection account of the Michigan  
9 conservation and recreation legacy fund provided for in section  
10 2010 and used only for the purposes provided by law. Money received  
11 from bonuses, rentals, delayed rentals, royalties, and the direct  
12 sale of resources, including forest resources, from lands acquired  
13 with money from the former game and fish protection fund or the  
14 game and fish protection account of the Michigan conservation and  
15 recreation legacy fund provided for in section 2010 shall be  
16 credited to the Michigan game and fish protection trust fund  
17 established in section 41 of article IX of the state constitution  
18 of 1963 and provided for in part 437, except as otherwise provided  
19 by law.

20 (4) The department shall not enter into a contract that allows  
21 drilling operations beneath the lake bottomlands of the Great  
22 Lakes, the connected bays or harbors of the Great Lakes, or the  
23 connecting waterways as defined in section 32301, for the  
24 exploration or production of oil or gas.

25 (5) This section does not permit a contract for the taking of  
26 gravel, sand, coal, oil, gas, or other metallic mineral products  
27 that does not comply with applicable local ordinances and state

1 law.

2           **(6) THE DEPARTMENT SHALL NOT EXPEND STATE FUNDS FOR THE**  
3 **PURPOSE OF MANAGING THE WOLF POPULATION IN THIS STATE.**

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