

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4740**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 75102, 75103, and 75104 (MCL 324.75102,
324.75103, and 324.75104), section 75102 as amended by 2016 PA 11,
section 75103 as added by 1995 PA 58, and section 75104 as amended
by 2012 PA 251.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 75102. (1) The following lands are designated as dark sky
2 preserves:

3 (a) State-owned land at Lake Hudson, legally described as:

4 All state-owned land located in Sections 25, 26, 27, 34, 35,
5 and 36, T 7 S, R 1 E, and Section 1, T 8 S, R 1 E - Lenawee County,
6 Michigan.



1 (b) The state-owned land ~~encompassing~~**comprising** Wilderness
2 State Park and the state forestland within Bliss Township, Cross
3 Village Township, and Wawatam in Emmet County.

4 (c) Those portions of Port Crescent State Park lying north and
5 west of the Pinnebog River in section 9 of Hume Township, Huron
6 County, T18N, R12E.

7 (d) The state-owned land ~~encompassing~~**comprising** Rockport
8 State Recreation Area, located in Presque Isle Township, Presque
9 Isle County and Alpena Township, Alpena County.

10 (e) The state-owned land ~~encompassing~~**comprising** Negwegon
11 State Park, located in Sanborn Township, Alpena County and Alcona
12 Township, Alcona County.

13 (f) The state-owned land ~~encompassing~~**comprising** Thompson's
14 Harbor State Park, located in Krakow Township, Presque Isle County.

15 (g) **The county-owned land comprising Dr. T. K. Lawless Park,**
16 **located in Porter and Newberg Townships, Cass County.**

17 (h) **The county-owned land comprising Headlands International**
18 **Dark Sky Park, located in Wawatam Township, Emmet County.**

19 (2) Notwithstanding any other provision of this part, a dark
20 sky preserve shall not be established in the Upper Peninsula.

21 Sec. 75103. (1) The commission shall ensure that outdoor
22 lighting within a **state-owned** dark sky preserve is not installed
23 unless necessary for safety, security, or the reasonable use and
24 enjoyment of property within the preserve.

25 (2) The commission shall ensure that outdoor lighting within a
26 **state-owned** dark sky preserve does not unreasonably interfere with
27 nighttime activities that require darkness, including, but not
28 limited to, the enjoyment of the night sky, nighttime photography,
29 and wildlife photography.



1 Sec. 75104. (1) The commission shall ensure that all outdoor
2 lighting within a **state-owned** dark sky preserve conforms to the
3 following:

4 (a) Lighting shall be directed downward.

5 (b) ~~Whenever~~**If** possible, lighting shall be provided by fully
6 shielded fixtures.

7 (c) ~~Wherever~~**If** practical and appropriate, outdoor lighting
8 fixtures shall be motion sensor fixtures, and not fixtures that
9 remain lighted during all hours of darkness.

10 (2) Notwithstanding any other provision of this part, the use
11 and development of land within a **state-owned** dark sky preserve,
12 including the use of the land for motorized and nonmotorized
13 recreation, shall not be restricted due to the designation as a
14 dark sky preserve.

