



# HOUSE BILL No. 6060

September 12, 1996, Introduced by Reps. Prusi, Anthony, Kelly, DeMars, Kaza, Martinez, Agee, Rhead, LaForge, Gernaat and Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend sections 46506, 46507, and 46508 of Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as added by Act No. 57 of the Public Acts of 1995, being sections 324.46506, 324.46507, and 324.46508 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Sections 46506, 46507, and 46508 of Act No. 451  
2 of the Public Acts of 1994, as added by Act No. 57 of the Public  
3 Acts of 1995, being sections 324.46506, 324.46507, and 324.46508  
4 of the Michigan Compiled Laws, are amended to read as follows:

5 Sec. 46506. (1) BASED ON WEATHER CONDITIONS, THE DEPARTMENT  
6 MAY ISSUE AN ORDER EXTENDING THE DATE AFTER WHICH A FISHING  
7 SHANTY MAY NOT REMAIN ON THE ICE UNDER SECTION 46503, 46504,  
8 46505, OR 46507. THE ORDER SHALL ONLY APPLY TO A SINGLE ICE

1 FISHING SEASON. THE DEPARTMENT MAY SUBSEQUENTLY ISSUE AN ORDER  
2 AMENDING OR REVOKING THE EXTENSION ORDER.

3 (2) After the ~~dates~~ DATE listed in ~~sections~~ SECTION  
4 46503, 46504, ~~and~~ 46505, OR 46507, AS APPLICABLE, AND SUBJECT  
5 TO ANY EXTENSION OF THAT DATE UNDER SUBSECTION (1), a person may  
6 place and use a fishing shanty for the purposes of fishing if the  
7 fishing shanty is removed from the ice at the conclusion of each  
8 day's fishing activity.

9 Sec. 46507. A person who sets, places, erects, or causes to  
10 be set, placed, or erected any fishing shanty upon the ice of  
11 lake St. Clair within the jurisdiction of this state shall remove  
12 the fishing shanty before ice conditions are unsafe for its  
13 removal. ~~or~~ HOWEVER, EXCEPT AS PROVIDED IN SECTION 46506, THE  
14 PERSON SHALL REMOVE THE FISHING SHANTY before sundown on the  
15 first Sunday after February 20. ~~and on a daily basis following~~  
16 ~~that date. Failure to remove a fishing shanty within the time~~  
17 ~~specified in this section is a violation of this part, and the~~  
18 ~~department or the local unit of government may then authorize the~~  
19 ~~removal and storage or destruction of the fishing shanty.~~

20 Sec. 46508. A local unit of government shall not pass an  
21 ordinance, rule, or regulation regulating the placement, use,  
22 marking, or removal of a fishing shanty on the ice of any waters  
23 over which this state has jurisdiction. An ordinance, rule, or  
24 regulation described in this section that is in effect on  
25 April 1, 1994 is void. However, if a person fails to remove a  
26 fishing shanty ~~within the time~~ BY THE DATE specified in  
27 ~~sections~~ SECTION 46503, 46504, ~~and~~ 46505, OR 46507, AS

1 APPLICABLE, AND SUBJECT TO ANY EXTENSION OF THAT DATE UNDER  
2 SECTION 46506(1), a local unit of government may remove the fish-  
3 ing shanty from the ice or water and store or destroy the fishing  
4 shanty.