

SUBSTITUTE FOR  
HOUSE BILL NO. 5192

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 43502, 43517, 43520, and 43525 (MCL  
324.43502, 324.43517, 324.43520, and 324.43525), sections 43502  
and 43525 as amended by 1996 PA 585 and sections 43517 and 43520  
as added by 1995 PA 57.

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

1           Sec. 43502. (1) "ACCOMPANY" MEANS TO GO ALONG WITH ANOTHER  
2 PERSON WHILE STAYING WITHIN A DISTANCE FROM THE PERSON THAT  
3 ENABLES UNINTERRUPTED, UNAIDED VISUAL AND AUDITORY COMMUNICATION.

4           (2) ~~(1)~~ "Amphibian" means any frog, toad, salamander, or  
5 any other member of the class amphibia.

6           (3) ~~(2)~~ "Aquatic species" means any fish, reptile,

1 amphibian, mollusk, aquatic insect, or crustacea or part thereof.

2 (4) ~~-(3)-~~ "Bow" means a device for propelling an arrow from  
3 a string drawn, held, and released by hand ~~where~~ **IF** the force  
4 used to hold the string in the drawn position is provided by the  
5 archer's muscles.

6 (5) ~~-(4)-~~ "Crossbow" means a weapon consisting of a bow  
7 mounted transversely on a stock or frame and designed to fire an  
8 arrow, bolt, or quarrel by the release of a bow string that is  
9 controlled by a mechanical or electric trigger and has a working  
10 safety and a draw weight of 100 pounds or more.

11 (6) ~~-(5)-~~ "Crustacea" means any freshwater crayfish, shrimp,  
12 or prawn of the order decapoda.

13 Sec. 43517. A parent or legal guardian of a minor child  
14 shall not permit or allow the minor child to hunt under the  
15 authority of a license issued pursuant to this part **EXCEPT UNDER**  
16 **1 OF THE FOLLOWING CONDITIONS:**

17 (A) **THE MINOR CHILD HUNTS ONLY** on land upon which ~~the~~ **A**  
18 parent or guardian is ~~not~~ regularly domiciled ~~without being~~  
19 ~~accompanied by the~~ **OR A** parent or guardian, or another person  
20 authorized by ~~the~~ **A** parent or guardian who is 17 years of age  
21 or older, **ACCOMPANIES THE MINOR CHILD. THIS SUBDIVISION DOES NOT**  
22 **APPLY IF THE MINOR CHILD IS LESS THAN 14 YEARS OF AGE AND THE**  
23 **LICENSE IS A LICENSE TO HUNT DEER, BEAR, OR ELK WITH A FIREARM.**

24 (B) **IF THE MINOR CHILD IS LESS THAN 14 YEARS OF AGE AND THE**  
25 **LICENSE IS A LICENSE TO HUNT DEER, BEAR, OR ELK WITH A FIREARM,**  
26 **THE MINOR CHILD HUNTS ONLY ON PRIVATE PROPERTY AND A PARENT OR**  
27 **GUARDIAN ACCOMPANIES THE MINOR CHILD.**

1           Sec. 43520. (1) Subject to other requirements of this part,  
2 the department may issue a hunting license to a minor child  
3 ~~subject to both of the following conditions:~~

4           ~~—— (a) On application of a~~ **IF ALL OF THE FOLLOWING**  
5 **REQUIREMENTS ARE MET:**

6           **(A) A** parent or legal guardian of the minor child ~~—, if the~~  
7 ~~minor child, when hunting on lands upon which the minor child's~~  
8 ~~parents are not regularly domiciled, is accompanied by the parent~~  
9 ~~or guardian or another person authorized by the parent or~~  
10 ~~guardian who is 17 years of age or older~~ **APPLIES FOR THE LICENSE**  
11 **ON BEHALF OF THE MINOR CHILD.**

12           ~~—— (b) Payment of the license fee.~~

13           ~~—— (2) A license to hunt deer, bear, or elk with a firearm~~  
14 ~~shall not be issued to a person who is less than 14 years of age.~~

15           ~~—— (3) A license to hunt shall not be issued to a person who is~~  
16 ~~less than 12 years of age.~~

17           **(B) THE PARENT OR LEGAL GUARDIAN REPRESENTS THAT THE**  
18 **REQUIREMENTS OF SECTION 43517(A) OR (B), AS APPLICABLE, WILL BE**  
19 **COMPLIED WITH.**

20           **(C) THE MINOR CHILD IS NOT LESS THAN 12 YEARS OF AGE.**

21           **(D) THE LICENSE FEE IS PAID.**

22           **(2) —(4)—** A person authorized to sell hunting licenses shall  
23 not issue a hunting license to a person born after January 1,  
24 1960, unless the person presents proof of previous hunting  
25 experience in the form of a hunting license issued by this state,  
26 another state, a province of Canada, or another country or  
27 **PRESENTS** a certification of completion of training in hunter

1 safety issued to the person by this state, another state, a  
2 province of Canada, or another country. If an applicant for a  
3 hunting license does not have proof of **SUCH** a previous license or  
4 a certification of completion of training in hunter safety, a  
5 person authorized to sell hunting licenses may issue a hunting  
6 license if the applicant submits a signed affidavit stating that  
7 ~~they have~~ **THE APPLICANT HAS** completed a course in hunter safety  
8 or that ~~they have~~ **THE APPLICANT** possessed **SUCH** a hunting  
9 license previously. The person selling a hunting license shall  
10 record as specified by the department the form of proof of the  
11 previous hunting experience or certification of completion of  
12 hunter safety training presented by the applicant.

13 **(3) TO ENCOURAGE THE RECRUITMENT AND RETENTION OF HUNTERS IN**  
14 **THIS STATE, THE COMMISSION SHALL ISSUE AN ORDER PURSUANT TO**  
15 **SECTION 40113A ESTABLISHING AN APPRENTICE HUNTING LICENSE**  
16 **PROGRAM. THE FEE FOR AN APPRENTICE HUNTING LICENSE SHALL BE NO**  
17 **MORE THAN 1/2 THE FEE FOR THE CORRESPONDING RESIDENT HUNTING**  
18 **LICENSE FOR A PERSON 17 YEARS OF AGE OR OLDER. THE APPRENTICE**  
19 **HUNTING LICENSE PROGRAM SHALL TAKE EFFECT MARCH 1, 2007.**

20 Sec. 43525. (1) A person 16 years of age or older shall not  
21 hunt waterfowl without a current waterfowl hunting license issued  
22 by this state. The annual license **REQUIREMENT** is in addition to  
23 the requirements for a small game license and federal migratory  
24 bird hunting stamp. The fee for the waterfowl hunting license is  
25 \$5.00.

26 (2) If issued as a stamp, a waterfowl hunting license shall  
27 be affixed to the small game license of the person and signed

1 across the face of the stamp by the person to whom it is issued.

2 (3) A collector may purchase a waterfowl hunting license, if  
3 it is issued as a stamp, without being required to place it on a  
4 small game license, sign across its face, or provide proof of  
5 competency under section ~~43520(4)~~ **43520(2)**. However, a license  
6 described in this subsection is not valid for hunting waterfowl.

7 (4) A person shall not hunt waterfowl, or deer if deer  
8 hunting is regulated by permit in an area designated by the  
9 department as a managed waterfowl area, without an annual or  
10 daily managed waterfowl area permit and any other license or  
11 permit required by this part. The fee for a daily managed  
12 waterfowl area permit is \$4.00. The fee for an annual managed  
13 waterfowl area permit is \$13.00.

14 (5) Following a lottery among applicants for hunting  
15 privileges in managed waterfowl areas, only those successful  
16 applicants who accept the hunting privileges are required to  
17 purchase a daily or annual managed waterfowl area permit.

18 (6) From the ~~fees~~ **FEE** collected for ~~a~~ **EACH** waterfowl  
19 hunting license, \$3.50 ~~from each license sold~~ shall be used to  
20 acquire wetlands and other lands to be managed for the benefit of  
21 waterfowl.

22 (7) The following amounts from the ~~fees~~ **FEE** collected for  
23 each annual or daily managed waterfowl area permit sold shall be  
24 used to operate, maintain, and develop managed waterfowl areas in  
25 this state:

26 (a) Daily managed waterfowl area permit..... \$ 3.00.

1 (b) Annual managed waterfowl area permit..... \$10.00.

2 (8) The department shall charge a nonrefundable application  
3 fee not to exceed \$4.00 for each person who applies for a permit  
4 to hunt in a managed waterfowl area.