

**SUBSTITUTE FOR  
HOUSE BILL NO. 5686**

A bill to authorize the removal, capture, or lethal control of a gray wolf that is preying upon livestock under certain circumstances; and to provide for penalties.

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

1       Sec. 1. As used in this act:

2       (a) "Department" means the department of natural resources.

3       (b) "Livestock" means those species of animals used for human  
4 food or fiber or those species of animals used for service to  
5 humans. Livestock includes, but is not limited to, cattle, sheep,  
6 new world camelids, goats, bison, privately owned cervids, ratites,  
7 swine, equine, poultry, aquaculture, and rabbits.

8       Sec. 3. (1) The owner of livestock or his or her designated  
9 agent may remove, capture, or, if deemed necessary, use lethal

1 means to destroy a gray wolf that is in the act of preying upon the  
2 owner's livestock.

3 (2) The owner of the livestock or his or her designated agent  
4 shall report the taking of a gray wolf to a department official as  
5 soon as practicable, but not later than 12 hours after the taking.  
6 A person who violates this subsection is guilty of a misdemeanor  
7 punishable by imprisonment for not more than 90 days or a fine of  
8 not less than \$100.00 or more than \$1,000.00, or both, and the  
9 costs of prosecution.

10 (3) Except as otherwise provided in subsection (4), the owner  
11 of the livestock or his or her designated agent shall retain  
12 possession of a gray wolf taken until a department official is  
13 available to take possession of and transfer the gray wolf to the  
14 appropriate department personnel for examination. A person who  
15 violates this subsection is guilty of a misdemeanor punishable by  
16 imprisonment for not more than 90 days or a fine of not less than  
17 \$100.00 or more than \$1,000.00, or both, and the costs of  
18 prosecution.

19 (4) If lethal means are used to destroy a gray wolf, a person  
20 shall not move or disturb the deceased gray wolf until he or she  
21 takes photographs of the deceased gray wolf and of the area where  
22 lethal means were used to destroy the gray wolf. Copies of the  
23 photographs taken by the person may be requested by the department  
24 for examination. A person who violates this subsection is guilty of  
25 a misdemeanor punishable by imprisonment for not more than 90 days  
26 or a fine of not less than \$100.00 or more than \$1,000.00, or both,  
27 and the costs of prosecution.

1           (5) A department official shall respond to the scene where  
2 lethal means were used to destroy a gray wolf not later than 12  
3 hours after a department official is notified under subsection (2).

4           (6) The owner of the livestock or his or her designated agent  
5 may report the taking of a gray wolf by utilizing the department's  
6 report all poaching hotline at 1-800-292-7800.

7           Enacting section 1. If any federal or state litigation  
8 overturns the decision to remove gray wolves from the list of  
9 endangered species, the Michigan department of natural resources  
10 shall report the impact of that litigation on this act to the  
11 standing committees of the legislature with jurisdiction over  
12 issues primarily dealing with natural resources and the  
13 environment.