

# HOUSE BILL No. 4250

February 15, 2011, Introduced by Reps. Meadows, Segal, Tyler, Barnett, Johnson, Smiley, Shaughnessy and MacMaster and referred to the Committee on Natural Resources, Tourism, and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 40111a (MCL 324.40111a), as amended by 2009 PA 199.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 40111a. (1) The commission, after consultation with the  
2       commission of agriculture, shall issue in the manner provided in  
3       section 40113a an order concerning deer and elk feeding in this  
4       state.

5       (2) As used in this section, "deer and elk feeding" means the  
6       depositing ~~, OR distributing , or tending of feed in an area~~  
7       ~~frequented by wild, free ranging white tailed deer and elk~~ **OF FEED**  
8       to **WILD, FREE-RANGING WHITE-TAILED DEER AND ELK TO** prevent them  
9       from starving or for recreational viewing. Deer and elk feeding

1 does not include any of the following:

2 (a) Baiting to take game as provided by an order of the  
3 commission under section 40113a.

4 (b) The scattering of feed solely as the result of normal  
5 logging practices or normal agricultural practices.

6 (c) The storage or use of feed for agricultural purposes if 1  
7 or more of the following apply:

8 (i) The area is occupied by livestock actively consuming the  
9 feed on a daily basis.

10 (ii) The feed is covered to deter wild, free-ranging white-  
11 tailed deer and elk from gaining access to the feed or is being  
12 used on a daily basis.

13 (iii) The feed is in a storage facility or is stored in a manner  
14 that is consistent with normal agricultural practices.

15 (d) ~~Feeding~~ **THE INCIDENTAL FEEDING OF WILD, FREE-RANGING**  
16 **WHITE-TAILED DEER AND ELK DURING THE FEEDING OF** wild birds or other  
17 ~~wildlife. if done in such a manner as to exclude wild, free ranging~~  
18 ~~white tailed deer and elk from gaining access to the feed.~~ **AS USED**  
19 **IN THIS SUBDIVISION, "INCIDENTAL FEEDING" MEANS THAT THE PRIMARY**  
20 **PURPOSE OF THE FEEDING WAS NOT TO PROVIDE FOOD TO WILD, FREE-**  
21 **RANGING WHITE-TAILED DEER AND ELK.**

22 (3) This section is repealed effective January 1, 2016.