

# HOUSE BILL No. 6355

September 25, 2018, Introduced by Rep. Cole and referred to the Committee on Natural Resources.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 48729 (MCL 324.48729), as amended by 2012 PA 337.

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

1           Sec. 48729. (1) ~~A~~**EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION**  
2 **(2)**, **A** person shall not do any of the following:

3           (a) Take or possess minnows, wigglers, or crayfish for  
4 commercial purposes from any of the waters over which this state  
5 has jurisdiction; import minnows, wigglers, or crayfish for  
6 commercial purposes from outside of this state; or transport  
7 minnows, wigglers, or crayfish without having first procured a  
8 license as provided in section 48732. A license, except a license

1 to fish in the waters of this state as provided in part 435, is not  
2 required of persons taking minnows, wigglers, or crayfish for their  
3 individual use for bait. A person shall not set or use minnow traps  
4 for the taking of minnows, wigglers, or crayfish for any purpose  
5 unless the name and address of the user is on the trap.

6 (b) Export out of this state any minnows, wigglers, or  
7 crayfish, dead or alive, taken either in or outside of this state  
8 unless that person holds a permit issued under this subdivision.  
9 The department, upon receipt of a payment of \$25.00, may issue a  
10 permit, revocable by the department, under ~~such~~**ANY** regulations ~~as~~  
11 the department prescribes, to any resident licensed as provided for  
12 in section 48732, enabling that person to transport outside of this  
13 state minnows, wigglers, or crayfish that were harvested from  
14 waters outside of ~~Michigan's~~**THIS STATE'S** jurisdictional border and  
15 imported wholesale across that border. Minnows, wigglers, and  
16 crayfish taken from ~~Michigan's jurisdictional waters~~ **OVER WHICH**  
17 **THIS STATE HAS JURISDICTION** may not be exported from this state.  
18 Imported wholesale minnows, wigglers, and crayfish ~~shall~~**MUST** be  
19 held separately from any minnows, wigglers, or crayfish taken from  
20 ~~Michigan's jurisdictional waters~~ **OVER WHICH THIS STATE HAS**  
21 **JURISDICTION**. A person holding a permit as provided in this  
22 subdivision and transporting wholesale minnows, wigglers, or  
23 crayfish shall produce documentation that contains the origin of  
24 the shipment, registration or permit copies, documentation  
25 demonstrating the shipment's destination, and any other proof ~~that~~  
26 ~~may be~~ required by the department, upon demand of the director or a  
27 law enforcement officer. ~~A~~**THE DEPARTMENT MAY REVOKE A** permit

1 issued under this subdivision ~~may be revoked by the department upon~~  
2 good cause. ~~and shall expire~~ **A PERMIT ISSUED UNDER THIS SUBDIVISION**  
3 **EXPIRES** on December 31 following the date ~~of issuance~~ **THE LICENSE**  
4 **IS ISSUED** unless the license is revoked before that date.

5 (c) Use or attempt to use live goldfish or carp for bait in  
6 fishing.

7 (d) Offer for sale or use lamprey for bait in fishing.

8 (e) Take, possess, or transport minnows, wigglers, or crayfish  
9 for commercial purposes from any of the waters over which this  
10 state has jurisdiction unless the taker is a resident of this state  
11 and holds a permit or license as required by law.

12 (2) **A PERSON MAY POSSESS OR TRANSPORT MINNOWS FOR COMMERCIAL**  
13 **PURPOSES WITHOUT A PERMIT OR LICENSE IF THAT PERSON HAS PURCHASED**  
14 **THE MINNOWS FROM ANOTHER PERSON THAT HOLDS A PERMIT OR LICENSE TO**  
15 **TAKE, POSSESS, OR TRANSPORT THOSE MINNOWS.**