

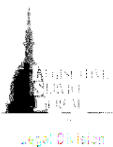
HOUSE BILL NO. 5552

February 25, 2020, Introduced by Rep. Alexander and referred to the Committee on Natural Resources and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 48729 (MCL 324.48729), as amended by 2018 PA 643.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 48729. (1) 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



1 commercial purposes from outside of this state; or transport
2 minnows, wigglers, or crayfish without having first procured a
3 license as provided in section 48732. A license, except a license
4 to fish in the waters of this state as provided in part 435, is not
5 required of persons taking minnows, wigglers, or crayfish for their
6 individual use for bait. A person shall not set or use minnow traps
7 for the taking of minnows, wigglers, or crayfish for any purpose
8 unless the name and address of the user is on the trap.

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



1 subdivision upon good cause. A permit issued under this subdivision
2 expires on December 31 following the date the license is issued
3 unless the license is revoked before that date.

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

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

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

11 (2) A person who operates as a charter fishing guide on either
12 the Great Lakes or the inland waters of this state may transport
13 and possess minnows, wigglers, and crayfish for exclusive use by
14 their clients as bait while on a fishing trip without an additional
15 permit or license if that person has purchased the minnows,
16 wigglers, or crayfish from a wholesale or retail outlet that holds
17 a permit or license as provided in section 48732 to take, possess,
18 or transport minnows, wigglers, or crayfish for commercial
19 purposes. A person who operates as a charter fishing guide that
20 purchases and provides live minnows, wigglers, or crayfish to their
21 clients, must retain a receipt showing the quantity purchased and
22 the wholesale or retail establishment the minnows, wigglers, or
23 crayfish were purchased from and must possess and present that
24 receipt upon request of a peace officer until the minnows,
25 wigglers, or crayfish are no longer in possession of that person. A
26 person who operates as a charter fishing guide may not sell or
27 furnish minnows, wigglers, or crayfish for any other purpose
28 outside the context described in this subsection without having
29 first procured a license as provided in section 48732.

