

HOUSE BILL No. 5273

November 8, 1989, Introduced by Reps. O'Connor, Bartnik, Pridnia, Hoffman, DeMars, Hart, Nye, Walberg, Jaye and Middaugh and referred to the Committee on Tourism, Fisheries and Wildlife.

A bill to amend the title of Act No. 196 of the Public Acts of 1957, entitled

"An act to authorize and regulate the propagation and possession of game fish in private waters, or when lawfully procured from without this state; to regulate the use, transportation and sale of such game fish; to provide for the issuance of licenses and permits pertaining thereto and the disposition of the moneys derived therefrom; and to provide penalties for violations of this act; and to repeal certain acts and parts of acts,"

being sections 308.111 to 308.119 of the Michigan Compiled Laws; and to add section 5b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title of Act No. 196 of the Public Acts of
2 1957, being sections 308.111 to 308.119 of the Michigan Compiled
3 Laws, is amended and section 5b is added to read as follows:

TITLE

1
2 An act to authorize and regulate the propagation and posses-
3 sion of ~~game~~ CERTAIN fish in ~~private~~ CERTAIN waters, or when
4 lawfully procured from ~~without~~ OUTSIDE OF this state; to regu-
5 late the use, transportation, and sale of such game fish; to pro-
6 vide for the issuance of licenses and permits pertaining thereto
7 and the disposition of the ~~moneys~~ MONEY derived therefrom;
8 ~~and~~ to provide penalties for violations of this act; and to
9 repeal certain acts and parts of acts.

10 SEC. 5B. (1) NOTWITHSTANDING ANY OTHER SECTION OF THIS ACT,
11 A PERSON MAY PURCHASE, IMPORT INTO THIS STATE, POSSESS, OR
12 RELEASE FOR THE PURPOSE OF WEED CONTROL INTO AN INLAND LAKE IN
13 THIS STATE STERILE TRIPLOID FISH KNOWN AS CTENOPHARYNGODON IDE-
14 LLUS (GRASS CARP OR WHITE AMUR) OR EGGS OF THAT FISH WITHOUT
15 OBTAINING A LICENSE OR PERMIT FROM THE DEPARTMENT.

16 (2) TRIPLOID FISH OR EGGS DESCRIBED IN SUBSECTION (1) SHALL
17 BE PURCHASED FROM A SOURCE APPROVED BY THE DEPARTMENT OF NATURAL
18 RESOURCES. WITHIN 60 DAYS AFTER THE EFFECTIVE DATE OF THIS SEC-
19 TION, THE DEPARTMENT OF NATURAL RESOURCES SHALL PREPARE AND MAKE
20 AVAILABLE TO THE PUBLIC A LIST OF THESE APPROVED SOURCES.

21 (3) A PERSON WHO PLANTS TRIPLOID FISH DESCRIBED IN
22 SUBSECTION (1) SHALL NOTIFY THE DEPARTMENT OF THE NUMBER OF FISH
23 TO BE RELEASED AND THE NAME OF THE INLAND WATERS IN WHICH HE OR
24 SHE PLANS TO PLANT THE FISH.

25 (4) THE DEPARTMENT MAY CONSTRUCT APPROPRIATE WEIRS OR OTHER
26 BARRIERS TO PREVENT THE TRIPLOID FISH DESCRIBED IN SUBSECTION (1)

1 FROM MIGRATING IF CONSIDERED NECESSARY OR APPROPRIATE BY THE
2 DEPARTMENT.