

Act No. 377
Public Acts of 1996
Approved by the Governor
July 17, 1996
Filed with the Secretary of State
July 18, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Senators Dunaskiss, Bennett and Dingell

ENROLLED SENATE BILL No. 1033

AN ACT to amend Act No. 451 of the Public Acts of 1994, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," as amended, being sections 324.101 to 324.90106 of the Michigan Compiled Laws, by adding section 40113a.

The People of the State of Michigan enact:

Section 1. Act No. 451 of the Public Acts of 1994, as amended, being sections 324.101 to 324.90106 of the Michigan Compiled Laws, is amended by adding section 40113a to read as follows:

Sec. 40113a. (1) The legislature finds and declares that:

- (a) The wildlife populations of the state and their habitat are of paramount importance to the citizens of this state.
- (b) The sound scientific management of the wildlife populations of the state, including hunting of bear, is declared to be in the public interest.
- (c) The sound scientific management of bear populations in this state is necessary to minimize human/bear encounters and to prevent bears from threatening or harming humans, livestock, and pets.

(2) The commission of natural resources shall have the exclusive authority to regulate the taking of game as defined in section 40103 in this state. The commission of natural resources shall, to the greatest extent practicable, utilize principles of sound scientific management in making decisions regarding the taking of game. Issuance of orders by the commission of natural resources regarding the taking of game shall be made following a public meeting and an opportunity for public input.

Section 2. Pursuant to section 34 of article IV of the state constitution of 1963, this amendatory act shall not take effect unless submitted to the qualified electors of the state at the general election to be held November 5, 1996, in the same manner as provided by law for proposed amendments to the state constitution of 1963, and approved by a majority of the electors voting on the question. If approved by the electors in the manner prescribed in this section, this amendatory act shall take effect 10 days after the date of the official declaration of the vote.

This act is ordered to take immediate effect.

Secretary of the Senate.

Clerk of the House of Representatives.

Approved -----

Governor.

