

SUBSTITUTE FOR  
SENATE BILL NO. 1105

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 43502, 43505, 43506, 43517, 43520, and 43525  
(MCL 324.43502, 324.43505, 324.43506, 324.43517, 324.43520, and  
324.43525), sections 43502, 43505, 43506, and 43525 as amended by  
1996 PA 585 and sections 43517 and 43520 as added by 1995 PA 57.

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

1           Sec. 43502. (1) "ACCOMPANY" MEANS TO GO ALONG WITH ANOTHER  
2 PERSON UNDER CIRCUMSTANCES THAT ALLOW ONE TO COME TO THE  
3 IMMEDIATE AID OF THE OTHER PERSON AND WHILE STAYING WITHIN A  
4 DISTANCE FROM THE PERSON THAT PERMITS UNINTERRUPTED, UNAIDED  
5 VISUAL AND AUDITORY COMMUNICATION.

6           (2) ~~(1)~~ "Amphibian" means ~~any~~ A frog, toad, salamander,

1 or ~~any~~ other member of the class amphibia.

2 (3) **"APPRENTICE LICENSE" MEANS A LICENSE ISSUED UNDER**  
3 **SECTION 43520(3).**

4 (4) ~~(2)~~ "Aquatic species" means ~~any~~ **A** fish, reptile,  
5 amphibian, mollusk, aquatic insect, or crustacea or part thereof.

6 (5) ~~(3)~~ "Bow" means a device for propelling an arrow from  
7 a string drawn, held, and released by hand where the force used  
8 to hold the string in the drawn position is provided by the  
9 archer's muscles.

10 (6) ~~(4)~~ "Crossbow" means a weapon consisting of a bow,  
11 **WITH A DRAW WEIGHT OF 100 POUNDS OR MORE,** mounted transversely on  
12 a stock or frame and designed to fire an arrow, bolt, or quarrel  
13 by the release of a bow string ~~that is~~ controlled by a  
14 mechanical or electric trigger ~~and has~~ **WITH** a working safety.  
15 ~~and a draw weight of 100 pounds or more.~~

16 (7) ~~(5)~~ "Crustacea" means ~~any~~ **A** freshwater crayfish,  
17 shrimp, or prawn of the order decapoda.

18 Sec. 43505. (1) "Hunt" and "hunting" mean to pursue,  
19 capture, shoot, kill, chase, follow, harass, harm, rob, or trap a  
20 wild animal, or to attempt to engage in such an activity.

21 (2) "Identification" means a driver license issued by  
22 Michigan, another state, or a Canadian province as accepted by  
23 the department, a state of Michigan identification card issued by  
24 the secretary of state, or a sportcard issued by the department.

25 (3) "License" means a document or a tag, stamp, plastic  
26 card, or other device that may include a stamp or a tag that  
27 authorizes the licensee to hunt, fish, trap, or possess wild

1 animals or aquatic species and other identification required by  
2 the department.

3 (4) "Minor child" means a person less than 17 years ~~of age~~  
4 **OLD**.

5 (5) "Nonresident" means **OR REFERS TO** a person who is not a  
6 resident. ~~who is 17 years of age or older.~~

7 Sec. 43506. (1) "Open season" means the time during which  
8 game animals, game birds, fur-bearing animals, and aquatic  
9 species may be legally taken or killed. Open season includes both  
10 the first and last day of the season or period.

11 (2) "Reptile" means a turtle, snake, lizard, or any other  
12 member of the class reptilia.

13 (3) "Resident" means **OR REFERS TO** any of the following:

14 (a) A person who resides in a settled or permanent home or  
15 domicile within the boundaries of this state with the intention  
16 of remaining in this state.

17 (b) A student who is enrolled in a full-time course at a  
18 college or university within this state and who resides in the  
19 state during the school year.

20 (c) A person regularly enlisted or commissioned as an  
21 officer in the armed forces of the United States and officially  
22 stationed in this state.

23 (d) A person regularly enlisted or commissioned as an  
24 officer in the armed forces of the United States who, at the time  
25 of enlistment, was a resident of this state and has maintained  
26 his or her residence in this state for purposes of obtaining a  
27 driver license or voter registration, or both.

## Senate Bill No. 1105 as amended May 24, 2006

1           Sec. 43517. A parent or legal guardian of a minor child  
 2 shall not permit or allow the minor child to hunt **GAME** under the  
 3 authority of a license issued pursuant to this part **EXCEPT UNDER**  
 4 **1 OF THE FOLLOWING CONDITIONS:**

5           **(A) THE MINOR CHILD HUNTS** on land upon which ~~the~~ A parent  
 6 or guardian is ~~not~~ regularly domiciled ~~without being~~  
 7 ~~accompanied by the~~ **OR A** parent or guardian, or another person **AT**  
 8 **LEAST <<18>> YEARS OLD** authorized by ~~the~~ A parent or guardian, ~~who~~  
 9 ~~is 17 years of age or older~~ **ACCOMPANIES THE MINOR CHILD. THIS**  
 10 **SUBDIVISION DOES NOT APPLY IF THE LICENSE IS AN APPRENTICE**  
 11 **LICENSE.**

12           **(B) IF THE LICENSE IS AN APPRENTICE LICENSE, A PARENT OR**  
 13 **GUARDIAN, OR ANOTHER PERSON AT LEAST 21 YEARS OLD AUTHORIZED BY A**  
 14 **PARENT OR GUARDIAN, WHO IS LICENSED TO HUNT THAT GAME UNDER A**  
 15 **LICENSE OTHER THAN AN APPRENTICE LICENSE ACCOMPANIES THE MINOR**  
 16 **CHILD.**

17           Sec. 43520. (1) Subject to other requirements of this part,  
 18 the department may issue a hunting license to a minor child  
 19 ~~subject to both of the following conditions:~~

20 ~~—— (a) On application of a~~ **IF ALL OF THE FOLLOWING**  
 21 **REQUIREMENTS ARE MET:**

22           **(A) A** parent or legal guardian of the minor child ~~, if the~~  
 23 ~~minor child, when hunting on lands upon which the minor child's~~  
 24 ~~parents are not regularly domiciled, is accompanied by the parent~~  
 25 ~~or guardian or another person authorized by the parent or~~  
 26 ~~guardian who is 17 years of age or older.~~

27 ~~—— (b) Payment of the license fee.~~

1 ~~———(2) A~~ APPLIES FOR THE LICENSE ON BEHALF OF THE MINOR CHILD.

2 (B) THE PARENT OR GUARDIAN REPRESENTS THAT THE REQUIREMENTS  
3 OF SECTION 43517(A) OR (B), AS APPLICABLE, WILL BE COMPLIED WITH.

4 (C) THE MINOR CHILD IS AT LEAST 12 YEARS OLD OR, IF THE  
5 LICENSE IS A license to hunt deer, bear, or elk with a firearm,  
6 ~~shall not be issued to a person who is less than 14 years of age~~  
7 AT LEAST 14 YEARS OLD.

8 ~~———(3) A license to hunt shall not be issued to a person who is~~  
9 ~~less than 12 years of age.~~

10 (D) THE LICENSE FEE IS PAID.

11 (2) ~~—(4)—~~ A person authorized to sell hunting licenses shall  
12 not issue a hunting license to a person born after January 1,  
13 1960, unless the person presents proof of previous hunting  
14 experience in the form of a hunting license issued by this state,  
15 another state, a province of Canada, or another country or  
16 PRESENTS a certification of completion of training in hunter  
17 safety issued to the person by this state, another state, a  
18 province of Canada, or another country. If an applicant for a  
19 hunting license does not have proof of a previous license or a  
20 certification of completion of training in hunter safety, a  
21 person authorized to sell hunting licenses may issue a hunting  
22 license if the applicant submits a signed affidavit stating that  
23 ~~they have~~ THE APPLICANT HAS completed a course in hunter safety  
24 or that ~~they have~~ THE APPLICANT possessed a hunting license  
25 previously. The person selling a hunting license shall record as  
26 specified by the department the form of proof of the previous  
27 hunting experience or certification of completion of hunter

1 safety training presented by the applicant. THIS SUBSECTION DOES  
2 NOT APPLY TO THE ISSUANCE OF AN APPRENTICE LICENSE. AN APPRENTICE  
3 LICENSE OR THE EQUIVALENT DOES NOT SATISFY THE REQUIREMENTS OF  
4 THIS SUBSECTION CONCERNING PROOF OF PREVIOUS HUNTING EXPERIENCE.

5 (3) A PERSON WHO DOES NOT MEET THE REQUIREMENTS OF  
6 SUBSECTION (2) MAY OBTAIN AN APPRENTICE LICENSE FOR THE SAME  
7 PRICE AS THE CORRESPONDING REGULAR LICENSE THAT THE PERSON WOULD  
8 OTHERWISE BE QUALIFIED TO OBTAIN. A PERSON 17 YEARS OLD OR OLDER  
9 SHALL NOT HUNT GAME UNDER AN APPRENTICE LICENSE UNLESS ANOTHER  
10 PERSON AT LEAST 21 YEARS OLD WHO POSSESSES A LICENSE, OTHER THAN  
11 AN APPRENTICE LICENSE, TO HUNT THAT GAME ACCOMPANIES THAT  
12 APPRENTICE LICENSEE AND DOES NOT ACCOMPANY MORE THAN 1 OTHER  
13 APPRENTICE LICENSEE. FOR THE PURPOSES OF THIS SUBSECTION AND  
14 SECTION 43517(B), A PERSON SHALL NOT GO ALONG WITH MORE THAN 2  
15 APPRENTICE LICENSEES OF ANY AGE FOR THE PURPOSE OF ACCOMPANYING  
16 THOSE APPRENTICE LICENSEES WHILE THOSE APPRENTICE LICENSEES ARE  
17 HUNTING. IF A PERSON HAS REPRESENTED TO AN APPRENTICE LICENSEE  
18 OR, IF THE APPRENTICE LICENSEE IS A MINOR CHILD, TO THE  
19 APPRENTICE LICENSEE'S PARENT OR LEGAL GUARDIAN THAT HE OR SHE  
20 WOULD ACCOMPANY THE APPRENTICE LICENSEE FOR THE PURPOSES OF THIS  
21 SUBSECTION, THE PERSON SHALL NOT GO ALONG WITH THE APPRENTICE  
22 LICENSEE WHILE THE APPRENTICE LICENSEE IS HUNTING UNLESS THE  
23 PERSON ACTUALLY ACCOMPANIES THE APPRENTICE LICENSEE AND POSSESSES  
24 A LICENSE, OTHER THAN AN APPRENTICE LICENSE, TO HUNT THE SAME  
25 GAME AS THE APPRENTICE LICENSEE. A PERSON IS NOT ELIGIBLE TO  
26 OBTAIN A SPECIFIC TYPE OF APPRENTICE LICENSE, SUCH AS A FIREARM  
27 DEER LICENSE, AN ARCHERY DEER LICENSE, A COMBINATION DEER

## Senate Bill No. 1105 as amended May 23, 2006

1 LICENSE, A SMALL GAME LICENSE, OR A TURKEY LICENSE, FOR MORE THAN  
 2 2 LICENSE YEARS. AN APPRENTICE LICENSE SHALL BE DISTINGUISHED  
 3 FROM A LICENSE OTHER THAN AN APPRENTICE LICENSE BY A NOTATION OR  
 4 OTHER MEANS.

5 (4) BY OCTOBER 1, 2008, THE DEPARTMENT SHALL SUBMIT TO THE  
 6 <<STANDING COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES  
 WITH PRIMARY RESPONSIBILITY FOR CONSERVATION AND OUTDOOR RECREATION  
 ISSUES>> A REPORT ON THE EFFECT OF THE APPRENTICE HUNTER  
 7 PROGRAM ON RECRUITMENT OF NEW HUNTERS AND OTHER RELEVANT ISSUES,  
 8 SUCH AS HUNTER SAFETY.

9 Sec. 43525. (1) A person 16 years of age or older shall not  
 10 hunt waterfowl without a current waterfowl hunting license issued  
 11 by this state. The annual license **REQUIREMENT** is in addition to  
 12 the requirements for a small game license and federal migratory  
 13 bird hunting stamp. The fee for the waterfowl hunting license is  
 14 \$5.00.

15 (2) If issued as a stamp, a waterfowl hunting license shall  
 16 be affixed to the small game license of the person and signed  
 17 across the face of the stamp by the person to whom it is issued.

18 (3) A collector may purchase a waterfowl hunting license, if  
 19 it is issued as a stamp, without being required to place it on a  
 20 small game license, sign across its face, or provide proof of  
 21 competency under section ~~43520(4)~~ **43520(2)**. However, a license  
 22 described in this subsection is not valid for hunting waterfowl.

23 (4) A person shall not hunt waterfowl, or deer if deer  
 24 hunting is regulated by permit in an area designated by the  
 25 department as a managed waterfowl area, without an annual or  
 26 daily managed waterfowl area permit and any other license or  
 27 permit required by this part. The fee for a daily managed

1 waterfowl area permit is \$4.00. The fee for an annual managed  
2 waterfowl area permit is \$13.00.

3 (5) Following a lottery among applicants for hunting  
4 privileges in managed waterfowl areas, only those successful  
5 applicants who accept the hunting privileges are required to  
6 purchase a daily or annual managed waterfowl area permit.

7 (6) From the ~~fees~~ **FEE** collected for ~~a~~ **EACH** waterfowl  
8 hunting license, \$3.50 ~~from each license sold~~ shall be used to  
9 acquire wetlands and other lands to be managed for the benefit of  
10 waterfowl.

11 (7) The following amounts from the ~~fees~~ **FEE** collected for  
12 each annual or daily managed waterfowl area permit sold shall be  
13 used to operate, maintain, and develop managed waterfowl areas in  
14 this state:

- 15 (a) Daily managed waterfowl area permit..... \$ 3.00.
- 16 (b) Annual managed waterfowl area permit..... \$10.00.

17 (8) The department shall charge a nonrefundable application  
18 fee not to exceed \$4.00 for each person who applies for a permit  
19 to hunt in a managed waterfowl area.