

# SENATE BILL No. 1228

March 16, 2010, Introduced by Senators BARCIA and RICHARDVILLE and referred to the Committee on Hunting, Fishing and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 40114 (MCL 324.40114), as amended by 2009 PA  
109.

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

1           Sec. 40114. (1) The department may issue a permit to a person  
2 who is unable to walk because the person is a paraplegic or an  
3 amputee or because of a disease or injury that has rendered the  
4 person permanently disabled. A permit issued under this subsection  
5 authorizes the person to take game during the open season for that  
6 game, including deer of either sex, from or upon a standing vehicle  
7 if that person holds a license to take that game issued pursuant to  
8 part 435 and complies with all other laws and rules for the taking

1 of game.

2 (2) The department may issue a permit to a person who is  
3 permanently disabled, who has full use of only 1 arm, and who upon  
4 investigation is unable to hold, aim, and shoot a bow. A permit  
5 issued under this subsection authorizes the person to take game  
6 during the open season for that game with a bow that has been  
7 modified so that the bow may be held, aimed, and shot with 1 arm,  
8 if that person holds a license to take that game issued pursuant to  
9 part 435 and complies with all other laws and rules for the taking  
10 of game.

11 (3) The commission may issue an order under section 40113a  
12 regulating the taking of game with a modified bow that may be shot  
13 with 1 arm. Subsection (2) does not apply on or after the effective  
14 date of such an order.

15 (4) In addition, the department may issue permits authorizing  
16 1 or more of the following:

17 (a) The taking or possession of animals for the purpose of  
18 rehabilitating animals.

19 (b) The taking of animals to prevent or control damage and  
20 nuisance caused by the animals.

21 (c) The collection, transportation, possession, or disposition  
22 of animals and parts of animals for scientific purposes.

23 (d) The public exhibition of animals.

24 (e) Taxidermy.

25 (f) The disposition of accidentally or unlawfully taken or  
26 injured animals or animals that are unlawfully possessed.

27 (g) The taking of game with a crossbow by a person who is

1 permanently or temporarily disabled.

2           **(H) THE TAKING OR POSSESSION OF RAPTORS FOR THE PURPOSES OF**  
3 **FALCONRY.**

4           (5) A permit issued under this section may be suspended,  
5 revoked, annulled, withdrawn, recalled, canceled, or amended  
6 pursuant to the administrative procedures act of 1969, 1969 PA 306,  
7 MCL 24.201 to 24.328. If the holder of a permit is convicted of  
8 violating the permit or this section, his or her permit or license  
9 may be revoked and any animal and the parts of any animal in his or  
10 her possession shall be disposed of in a manner approved by the  
11 department.

12           (6) Fees received for permits and licenses issued under this  
13 section shall be forwarded by the department to the state treasurer  
14 to be credited to the game and fish protection account of the  
15 Michigan conservation and recreation legacy fund provided for in  
16 section 2010.