

SENATE BILL No. 146

February 18, 2015, Introduced by Senator HUNE and referred to the Committee on Agriculture.

A bill to amend 2000 PA 274, entitled
"Large carnivore act,"
by amending section 22 (MCL 287.1122), as amended by 2013 PA 8.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 22. (1) Sections 4, 5, and 6 do not apply to any of the
2 following:

3 (a) An animal control shelter or animal protection shelter
4 **TEMPORARILY IN POSSESSION OF A LARGE CARNIVORE FOR NOT MORE THAN 45**
5 **DAYS.**

6 (b) A person licensed or approved by the department of natural
7 resources of this state or by the United States fish and wildlife
8 service of the United States department of the interior. This
9 subdivision does not apply to a person in possession of 1 or more

1 black bears under the authority of a permit to hold wildlife in
2 captivity issued by the department of natural resources.

3 ~~—— (c) A zoological park approved or accredited by the American
4 zoo and aquarium association.~~

5 ~~—— (d) A person approved by the association of sanctuaries or the
6 American sanctuary association.~~

7 (C) ~~(e)~~ A law enforcement officer acting under the authority
8 of this act.

9 (D) ~~(f)~~ A veterinarian temporarily in possession of a large
10 carnivore to provide veterinary care for or humanely euthanize the
11 large carnivore.

12 (2) Sections 4, 5, 6(1)(d) to (5)(d), 8, and 14(3) do not
13 apply to a person who is not a resident of this state and who is in
14 this state only for the purpose of travel between locations outside
15 of this state.

16 (3) ~~Subject to subsection (2), this act does~~ **SECTIONS 3, 4,**
17 **AND 6 DO** not apply to a person who meets all of the following
18 requirements:

19 (a) Is conducting a for-profit or nonprofit business, if the
20 primary purpose of that business is the presentation of animals
21 including large carnivores to the public for education, ~~or~~
22 exhibition, **OR CONSERVATION** purposes.

23 (b) Is a **CLASS A LICENSEE OR** class C licensee that possesses
24 and maintains a **CLASS A LICENSE OR** class C license under 9 CFR
25 parts 1 and 2 **—AND IS 1 OF THE FOLLOWING:**

26 (i) **A ZOOLOGICAL PARK APPROVED OR ACCREDITED BY THE AMERICAN**
27 **ZOO AND AQUARIUM ASSOCIATION OR BY THE ZOOLOGICAL ASSOCIATION OF**

1 **AMERICA.**

2 **(ii) A PERSON APPROVED BY THE AMERICAN SANCTUARY ASSOCIATION.**

3 (c) Meets or exceeds all standards, including but not limited
4 to standards for training, housing, care, and transport of large
5 carnivores, required of a **CLASS A LICENSEE OR** class C licensee
6 under 9 CFR parts 1 and 2.

7 (d) Except as provided in subsection (4), does not allow a
8 patron to do any of the following:

9 (i) Come into direct contact with a large carnivore.

10 (ii) Come into close enough contact with a large carnivore over
11 20 weeks of age so as to place the patron in jeopardy of being
12 harmed by the large carnivore.

13 (e) Does not sell large carnivores, except to another person
14 that meets the requirements of this subsection.

15 ~~(f) Does not breed~~ **ONLY BREEDS** large carnivores **IF APPROVED OR**
16 **ACCREDITED BY THE AMERICAN ZOO AND AQUARIUM ASSOCIATION OR BY THE**
17 **ZOOLOGICAL ASSOCIATION OF AMERICA.**

18 (4) This act does not apply to a person who allows a patron to
19 come into contact with a large carnivore under subsection (3) (d) (i)
20 or (ii) if the large carnivore is a bear less than 36 weeks of age
21 or a bear weighing 90 pounds or less if the person otherwise meets
22 the requirements of subsection (3) and satisfies 1 of the
23 following:

24 (a) The person was in possession of a bear on ~~the effective~~
25 ~~date of the 2013 amendatory act that amended this section.~~ **MARCH 26,**
26 **2013.**

27 (b) The person acquired a business described in subsection

1 (3) (a) from a person who was in possession of a bear on ~~the~~
2 ~~effective date of the 2013 amendatory act that amended this~~
3 ~~section.~~ **MARCH 26, 2013.**

4 (5) This act does not apply to a circus.