

Chapter I

Title and Definitions

1.1 Short title.

Sec. 1.1 This order shall be known and may be cited as "the wildlife conservation order."

History: Eff. Mar 31, 1989; Am. 1, 1994, Eff. Sep 1, 1994; Am. 9, 1995, Eff. Jan 1, 1996.

1.2 Meanings of words and phrases.

Sec. 1.2 For the purpose of this order, the words and phrases defined in part 3, definitions, Act No. 451 of the Public Acts of 1994, as amended, being section 324.301 of the Michigan Compiled Laws, part 401, wildlife conservation, Act No. 451 of the Public Acts of 1994, as amended, being sections 324.40101 to 324.40119 of the Michigan Compiled Laws, and part 435, hunting and fishing licenses, Act No. 451 of the Public Acts of 1994, as amended, being sections 324.43501 to 324.43561 of the Michigan Compiled Laws, and in sections 1.2a to 1.12c of this order shall have the meanings ascribed to them in those sections.

History: Eff. Mar 31, 1989; Am. 3, 1997, Eff. Jun 1, 1997; Am. 10, 2001, Eff. Jul 1, 2001; Am. 8, 2002, Eff. Jun 8, 2002.

1.2a Immediate family and immediate family member defined.

Sec. 1.2a "Immediate family" or "immediate family member" means the grandparents, parents, spouse, brothers, sisters, children and grandchildren of a person and also includes such adopted relationships, such parent-child and sibling relationships resulting from remarriage, and any minor children residing in the household of the person.

History: Am. 2, 1993, Eff. Sep 1, 1993.

1.2b Migratory game bird defined.

Sec. 1.2b "Migratory game bird" means a bird as defined by 50 C.F.R. §20.11 (1988).

History: Am. 2, 1993, Eff. Sep 1, 1993.

1.2c Raptor defined.

Sec. 1.2c "Raptor" means a live migratory bird of the family Accipitridae other than a bald eagle, or of the family Falconidae, or the great horned owl (Bubo virginianus) or snowy owl (Nyctea scandiaca) of the family Strigidae.

History: Am. 1, 1997, Eff. May 1, 1997.

1.3 Zone 1 defined.

Sec. 1.3 "Zone 1" means all of the Upper Peninsula.

History: Eff. Mar 31, 1989.

1.4 Zone 2 defined.

Sec. 1.4 "Zone 2" means all of that part of the Lower Peninsula north of a line beginning at the Michigan-Wisconsin boundary line due west of the lake Michigan shoreline which is north of Muskegon lake and due west of the western terminus of Memorial drive at Scenic drive in Muskegon county, then easterly to said western terminus of Memorial drive at Scenic drive, easterly on Memorial drive to Ruddiman drive, northeasterly on Ruddiman drive to Lake avenue, northeasterly on Lake avenue to highway M-120 (also known as Holton road) in North Muskegon, northeasterly and then northerly on highway M-120 to highway M-20, easterly on highway M-20 to highway business route US-10 in the city of Midland, easterly on combined highway M-20 and highway business route US-10 to highway US-10 at the Midland-Bay county line, easterly on highway US-10 to Garfield road in Bay county, northerly on Garfield road to Pinconning road, easterly on Pinconning road to Seven mile road, northerly on Seven mile road to the Bay-Arenac county line (where Seven mile road changes name to Lincoln school road), northerly on Lincoln school road (also known as county road 25) in Arenac county to highway M-61, easterly on highway M-61 to highway US-23, northeasterly then easterly on highway US-23 to the center line of the Au Gres river, southerly along the center line of the Au Gres river to Saginaw bay of lake Huron, easterly 90° east for 7 miles into Saginaw bay, then northerly 78° east (dividing Arenac county islands from Huron county islands) to the international boundary line between the United States and the dominion of Canada.

History: Eff. Mar 31, 1989; Am. 14, 2000, Eff. Jul 14, 2000.

1.5 Zone 3 defined.

Sec. 1.5 "Zone 3" means all that part of the Lower Peninsula south of the line described in zone 2.

History: Eff. Mar 31, 1989.

1.6 Shotgun, handgun, black-powder firearms only area defined.

Sec. 1.6 "Shotgun, handgun, black-powder firearms only area" means that area south of a line beginning at a point on the Wisconsin-Michigan boundary line directly west of the west end of highway M-46; then east to M-46 and east along M-46 to its junction with freeway US-131; then south along freeway US-131 to M-57; then east along M-57 to its intersection with Montcalm road on the Kent-Montcalm county line; then south along that county line and the Ionia-Kent county line to its intersection with M-44; then east along M-44 to its intersection with M-66; then north along M-66 to its intersection with M-57; then east along M-57 to its intersection with M-52; then north along M-52 to its intersection with M-46; then east along M-46 to its intersection with M-47; then north along M-47 to its junction with US-10; then east along US-10 to its junction with I-75; then north along I-75 and US-23 to its junction with Beaver road, Kawkawlin township, Bay county; then east along Beaver road to Saginaw bay; then north 500 east to the international boundary with Canada.

History: Am. 1, 2002, Eff. Mar 31, 1989.

1.6a "Advanced illness" defined.

Sec. 1.6a "Advanced illness" means a medical or surgical condition with significant functional impairment that is not reversible by curative therapies and that is anticipated to progress toward death despite attempts at curative therapies or modulation, the time course of which may or may not be determinable through medical prognostication.

History: Am. 1, 2002, Eff. Feb 11, 2002.

1.7 Waterfowl hunting north zone defined.

Sec. 1.7 "Waterfowl hunting north zone" or "north zone" means all of the Upper Peninsula.

History: Eff. Mar 31, 1989.

1.8 Waterfowl hunting middle zone defined.

Sec. 1.8 "Waterfowl hunting middle zone" or "middle zone" means that area of the Lower Peninsula north of a line beginning at the Michigan-Wisconsin boundary line in Lake Michigan, due west of the mouth of Stoney creek in section 31, T14N R18W, Oceana county, then easterly and southerly along the south shore of Stoney creek to Scenic drive, easterly and southerly on Scenic drive to Stoney lake road in section 5, T13N R18W, Oceana county, easterly on Stoney lake and Garfield roads to highway M-20 (Hayes road) in section 33, T14N R17W, Oceana county, easterly on highway M-20 through Oceana, Newaygo, Mecosta, Isabella, and Midland counties to highway US-10 business route in the city of Midland, easterly on highway US-10 business route to highway US-10 at the Bay county line, easterly on highway US-10 to highway I-75/US-23, northerly on highway I-75/US-23 to the highway US-23 exit at Standish, easterly on highway US-23 to the center line of the Au Gres river, southerly along the center line of the Au Gres river to Saginaw bay of lake Huron, and from that point on a line directly east 10 miles into Saginaw bay, and from that point on a line directly northeast to the international boundary with Canada in Lake Huron.

History: Eff. Mar 31, 1989; Am. 14, 1996, Eff. Sep 1, 1996; Am. 6, 1997, Eff. Sep 1, 1997; Am. 13, 2001, Eff. Sep 1, 2001.

1.9 Waterfowl hunting south zone defined.

Sec. 1.9 "Waterfowl hunting south zone" or "south zone" means all of that area of the Lower Peninsula south of the line described in middle zone.

History: Eff. Mar 31, 1989; Am. 14, 1996, Eff. Sep 1, 1996.

1.10 Antlered deer defined.

Sec. 1.10 "Antlered deer" means a deer having at least 1 antler that extends 3 inches or more above the skull. For the purposes of determining if an antler extends 3 or more inches above the skull, the measurement shall be taken on the longest antler beginning at the line where the antler and pedicel join, along the back of the antler, following the curve, if any, to the tip of the longest antler point. For the purposes of this section, "pedicel" means the bone of the skull to which the antler is attached.

History: Am. 15, 1998, Eff. Sep 10, 1998.

1.11 Antlerless deer defined.

Sec. 1.11 "Antlerless deer" means a deer without antlers or a deer with antlers where the longest antler extends less than 3 inches above the skull.

History: Am. 15, 1998, Eff. Sep 10, 1998.

1.12a Crossbow defined.

Sec. 1.12a "Crossbow" means a weapon consisting of a bow mounted transversely on a stock or frame and designed to fire an arrow, bolt, or quarrel by the release of a bow string which is controlled by a mechanical or electric trigger and has a working safety and a draw weight of 100 pounds or greater.

History: Am. 10, 2001, Eff. Jul 1, 2001.

1.12b Physical therapist defined.

Sec. 1.12b "Physical therapist" means a person licensed to engage in the practice of physical therapy under article 15 of the public health code, Act No. 368 of the Public Acts of 1978, being sections 333.16101 to 333.18838 of the Michigan Compiled Laws.

History: Am. 10, 2001, Eff. Jul 1, 2001.

1.12c Physician defined.

Sec. 1.12c "Physician" means a person licensed by the state to engage in the practice of medicine or the practice of osteopathic medicine and surgery under article 15 of the public health code, Act No. 368 of the Public Acts of 1978.

History: Am. 10, 2001, Eff. Jul 1, 2001.