



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



KEITH CREAGH
DIRECTOR

SUBMITTED: December 17, 2012
RESUBMITTED: January 14, 2013

MEMORANDUM TO THE DIRECTOR

Information: Natural Resources Commission

Subject: Order to Regulate Fireworks in Michigan State Parks and Recreation Areas
Land Use Order of the Director Amendment No. 06 of 2013

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, authorizes the Director to issue orders to implement land use rules.

Discussion and Background:

The purpose of this order is to:

- Bring the present order governing fireworks possession and use in conformance with recently amended state statute.

With the passage of Public Act 256 of 2011 as approved by the Governor, it is legal in the State of Michigan for a person to possess or use consumer grade fireworks in the State of Michigan. The present Land Use Order references the repealed statute that only allowed certain low grade fireworks such as sparklers, smoke bombs and snakes. In addition, as part of Public Act 256, MCL 28.462 prohibits a person to ignite, discharge, or use consumer grade fireworks on public property, without the organization's express permission to use fireworks on those premises.

The modification of language in the Land Use Orders of the Director brings the Order in compliance with Public Act 256 of 2011.

The amended Land Use Order has been reviewed and approved by the Michigan State Park Advisory Committee by resolution 12-2012-03 at their December 13, 2012 meeting.

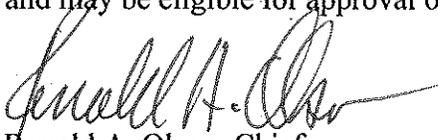
Order to Regulate Fireworks in Michigan State Parks and Recreation Areas

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Recommendation:

This order was submitted for information and consideration at the January 10, 2013 Natural Resources Commission meeting. This item appeared on the Department's January 2013 calendar and may be eligible for approval on February 7, 2013.



Ronald A. Olson, Chief
Parks and Recreation Division



Gary Hagler, Chief
Law-Enforcement Division



William O'Neill, Chief
Forest Resources Division



Russ Mason, Ph.D., Chief
Wildlife Division



James Dexter, Chief
Fisheries Division



William E. Moritz, Ph.D.
Natural Resources Deputy

LAND USE ORDERS OF THE DIRECTOR

Amendment No. 06 of 2013

By authority conferred on the Director of the Department of Natural Resources by Section 504 of the Natural Resources Environmental Protection Act, 1994 PA 451, as amended, MCL 324.504, and in accordance with R 299.921 to R 299.933 , the Director of the Department of Natural Resources orders the following:

5.1 State parks and recreation areas, certain conduct prohibited.

Order 5.1 A person shall not do any of the following in any state park or recreation area:

(1) Use fireworks in any manner, without written permission from the department prohibited by section 462 of Act No. 256 of the Public Acts of 2011, being §28.462 of the Michigan Compiled Laws.

(2) Have more than 1 horse for each registered camper at any designated horsemen's campground without first obtaining proper written permission from the department.

(3) Operate an unlicensed, wheeled motorized device capable of transporting a person on a park road or parking lot, unless otherwise permitted by posted notice. Use of such devices shall be permitted for individuals with mobility

This amended order shall be posted on or after February 8, 2013.

Issued on this 7th day of February, 2013.

Keith Creagh
Director