



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



RODNEY A. STOKES
DIRECTOR

SUBMITTED:

April 10, 2012

MEMORANDUM TO THE NATURAL RESOURCES COMMISSION

Subject: Elk License Application Age Technical Amendment
Wildlife Conservation Order Amendment No. 9 of 2012
FOR INFORMATION ONLY

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, authorizes the Director and the Commission to issue orders to manage wild animals in this state.

Discussion and Background:

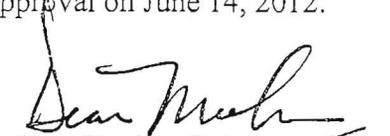
In March of 2012, the Department made recommendations for changes to the elk hunting season dates and units, elk license quotas, and license minimum applicant age. As part of those recommendations, the minimum age of a person applying for an elk license was reduced in accordance with Public Act No. 109 of 2011 and approved by the Natural Resources Commission on April 5.

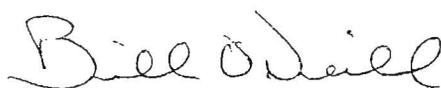
Upon updating the Wildlife Conservation Order to incorporate the approved change in applicant age, a technical error was found in the language of Amendment 3. Subsections 2, 3, 4, and 5 of Section 3.4 were inadvertently omitted from the amendment. The Department does not recommend any changes to the content, but does recommend reinstating these subsections. This Amendment provides the technical correction to assure that the Wildlife Conservation Order includes section 3.4 in its entirety.

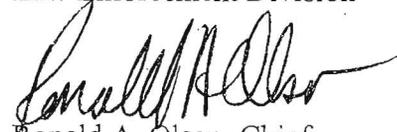
Recommendation:

This order is being submitted for information and consideration. This item was reviewed by the Department in April 2012 and may be eligible for approval on June 14, 2012.


Russ Mason, Ph.D., Chief
Wildlife Division


Gary Hagler, Chief
Law Enforcement Division


Bill O'Neill, Acting Chief
Forest Resources Division


Ronald A. Olson, Chief
Parks and Recreation Division

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James Dexter, Acting Chief
Fisheries Division


Acting Natural Resources Deputy

I have analyzed and discussed these recommendations with staff and concur as to matters over which the Director has authority.

Rodney A. Stokes, Director

Date

WILDLIFE CONSERVATION ORDER

Amendment No. 9 of 2012

By authority conferred on the Natural Resources Commission and the Director of the Department of Natural Resources by sections 40107 and 40113a of 1994 PA 451, MCL 324.40107 and 324.40113a, it is ordered that effective June 15, 2012, the following section(s) of the Wildlife Conservation Order shall read as follows:

3.4 Elk hunt, application and selection procedures; requirements; unlawful acts; ineligible persons.

Sec. 3.4 (1) Only Michigan residents who will be at least 10 years of age before or during the hunt period may apply. A person who is not a resident of Michigan shall not hunt elk in Michigan. A person shall be ineligible to receive a license for more than 1 hunt period.

(2) A person issued an elk license valid for taking a bull elk for the 1994 license year through the 2003 license year shall be ineligible to apply for, obtain, or purchase an elk hunting license for 10 license years subsequent to receiving the license. A person issued an antlerless-only elk license valid for taking an antlerless elk subsequent to the 2003 license year shall be ineligible to apply for, obtain, or purchase an elk license for 10 license years subsequent to receiving the license. A person issued an elk license valid for taking a bull elk on or after February 1, 2004, shall subsequently be ineligible to apply for, obtain, or purchase an elk hunting license.

(3) Eligible residents wishing to participate in the hunting of elk must apply for a license through the retail sales system in accordance with instructions provided by the department. If more applications are received than the number of licenses to be issued, a random weighted lottery will be held for the selection of successful applicants. The director shall establish provisions for the transfer of application success to a youth applicant or an applicant with an advanced illness. Notwithstanding the successful applicant selection provisions of this subsection, licensees shall be drawn by region of residence in the same proportion as applications were received.

(4) Applicants shall indicate when making application whether they are willing to harvest only a bull elk or whether they are willing to harvest any elk. The drawing will first select the applicants who will be licensed to take a bull elk. Then the antlerless-only elk licenses will be drawn; any applicant drawn who has specified "bull only" on their application will be rejected, and another applicant will be drawn.

(5) All successful applicants must participate in a half-day training session the day before the hunt at a location to be determined in the vicinity of the hunt units. Upon completion of this training, each successful applicant will be issued their elk license along with other pertinent information and materials.

Issued on this 14th day of June 2012.

Approved as to matters over which the Natural Resources Commission has authority.

Timothy L. Nichols, Chairman
Natural Resources Commission

Approved as to matters over which the Director has authority.

Rodney A. Stokes
Director