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TO: Natural Resources Commission
Department of Natural Resources Management Team

FROM: Trevor VanDyke, Director, Legislative & Legal Affairs Office

SUBJECT: Department of Natural Resources Legislative Update

SB 613 – Allows for Salvaging of Game Killed, or Injured and Euthanized, Following a Collision with a Motor Vehicle – Sen. Darwin Booher

This bill seeks to add Section 40115 of the Natural Resources and Environmental Protection Act (NREPA) to allow individuals to possess game killed, or injured and euthanized, following a collision with a motor vehicle without the need to possess a valid license or permit.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has concerns, but has not taken a position on this legislation at this time.

SB 631 – Allows the Local Unit of Government to Enact an Ordinance for the Permitting of Carrier Pigeons – Sen. Hoon-Yung Hopgood

This bill seeks to amend Section 2 of the Racing and Carrier Pigeons Act to require the keeping of carrier pigeons to be in compliance with local regulations and also bars a local unit of government from prohibiting the keeping of carrier pigeons.

- This bill is currently before the House Committee on Local Government.
- The Administration is neutral on this legislation.

SB 759 – Removes the Prohibition on a Person Holding a Fur Dealer's License from Also Holding a License to Trap Beaver – Sen. Tom Casperson

This bill seeks to amend Section 42501 of the Natural Resources and Environmental Protection Act (NREPA) to allow a person who holds a fur dealer's license to now also hold a license to trap beaver.

- This bill is currently before the full Senate for consideration.
- The Administration supports this legislation.

SB 780 – Michigan Natural Resources Trust Fund – Sen. Darwin Booher

This bill seeks to provide a capital outlay supplemental appropriation for the Natural Resources Trust Fund (MNRTF) for the fiscal year ending September 20, 2014. The recommendations include a \$27.6 million appropriation from the MNRTF for 32 acquisition projects (\$19.0 million) and 44 development projects (\$8.6 million). Matching funds of \$18.9 million result in total projects costs of \$46.5 million.

- This bill is currently before the full Senate for consideration.
- The Administration supports this legislation.

SB 795 – Increases Penalties for Prohibited Species Violations and Adds Additional Prohibited Species – Sen. Mike Kowall

This bill seeks to amend Sections 41305, 41309 and 47361 of the Natural Resources and Environmental Protection Act (NREPA) to increase the penalty for violations of introduction of prohibited, restricted, genetically engineered or nonnative aquatic species and also includes “insect” and “aquatic plant” in the prohibited list.

- This bill is currently before the Senate Committee on Natural Resource, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 796 – Provides Sentencing Guidelines for Prohibited Species Violations – Sen. Arlan Meekhof

This bill seeks to amend Section 13e of The Code of Criminal Procedures to include possession of aquatic prohibited species as criminal violations and also provides for statutory maximum sentencing guidelines.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 797 – Provides Forfeiture of Property as a Remedy for a Nonnative Species Violation – Sen. Phillip Pavlov

This bill seeks to amend Section 4701 of the Revised Judicature Act of 1961 to allow for a criminal violation of Part 413 of the Natural Resources and Environmental Protection Act to be an offense in which forfeiture of property can be sought.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 798 – Provides Suspension and Revocation Procedures for a Commercial Vehicle Group Designation for Aquatic Prohibited Species Violations – Sen. Mike Green

This bill seeks to amend Section 320e of the Michigan Vehicle Code to allow aquatic prohibited species violations to result in a suspension or revocation of a nonpassenger commercial vehicle group designation.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 799 – Excludes Commercial Fishing License Suspension or Revocation for Aquatic Prohibited Species Violations from the Administrative Procedures Act – Sen. Thomas Casperson

This bill seeks to amend Section 92 of the Administrative Procedures Act (APA) to exclude commercial fishing license suspension or revocation for an aquatic prohibited species violation from APA proceedings.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 800 – Provides for Forfeiture of Property and Suspension of Hunting, Fishing and Trapping licenses and Commercial License for an Aquatic Species Violation – Sen. Howard Walker

This bill seeks to amend Sections 41305, 41309, 43559, 47361, 41305, 41309, 43559 and 47361 of the Natural Resources and Environment Protection Act (NREPA) to provide forfeiture of a vehicle, equipment, or other property to be a remedy for an aquatic species violation as well as suspension of any hunting, fishing, trapping or commercial fishing license or permit.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 801 – Excludes Commercial Fishing License Suspension or Revocation for Aquatic Prohibited Species Violations from the Administrative Procedures Act – Sen. John Moolenaar

This bill seeks to amend Section 92 of the Administrative Procedures Act (APA) to exclude commercial fishing license suspension or revocation for an aquatic prohibited species violation from APA proceedings.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

SB 802 – Provides Forfeiture of Property as a Remedy for a Nonnative Species Violation – Sen. Goeff Hansen

This bill seeks to amend Section 4701 of the Revised Judicature Act of 1961 to allow for a criminal violation of Part 413 of the Natural Resources and Environmental Protection Act to be an offense in which forfeiture of property can be sought.

- This bill is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration has not taken a position on this legislation at this time.

HB 5141 – Provides for a Transfer of State-Owned Property to Kent County – Rep. Peter MacGregor

This bill seeks to authorize the Department of Natural Resources to convey property located in Plainfield Township, Kent County Michigan to Kent County.

- This bill is currently before the Senate Committee on Appropriations.
- The Administration supports this legislation.

HB 5361 – Allows Individuals to Hunt from a Personal Assistive Mobility Device – Rep. Charles Smiley

This bill seeks to amend Sections 40111 and 81133 of the Natural Resources and Environmental Protection Act (NREPA) to allow individuals, who possess a valid permit for hunting from a standing vehicle, to transport and possess an uncased loaded shotgun, if the action is open, and to also discharge the firearm from a personal assistive mobility device to take small game.

- This bill is currently before the House Committee on Natural Resources.
- The Administration has not taken a position on this legislation at this time.

HR 305 – A Resolution to Urge Complete Hydrologic Separation of the Great Lakes and Mississippi River Basins – Rep. Andrea LaFontaine

This resolution urges complete hydrologic separation of the Great Lakes and Mississippi River basins, to call for the formation of a regional body to negotiate terms of hydrologic separation, and to urge Congress and other entities to take interim steps to prevent Asian carp movement into the Great Lakes.

- This resolution was adopted by the Michigan House of Representatives.
- The Administration supports this resolution.

HCR 22 - A Concurrent Resolution to Urge Complete Hydrologic Separation of the Great Lakes and Mississippi River Basins – Rep. Andrea LaFontaine

This concurrent resolution urges complete hydrologic separation of the Great Lakes and Mississippi River basins, to call for the formation of a regional body to negotiate terms of hydrologic separation, and to urge Congress and other entities to take interim steps to prevent Asian carp movement into the Great Lakes.

- This concurrent resolution is currently before the Senate Committee on Natural Resources, Environment and Great Lakes.
- The Administration supports this concurrent resolution.

If you would like to learn more about these and other bills, you can access the Michigan Legislature website at www.legislature.mi.gov.