



# HOUSE BILL No. 5422

November 29, 1995, Introduced by Rep. Alley and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend sections 43502, 43505, 43506, 43507, 43509, 43510, 43513, 43519, 43521, 43522, 43523, 43524, 43525, 43526, 43527, 43528, 43529, 43530, 43531, 43532, 43533, 43537, 43540, 43541, 43544, 43546, 43547, 43548, 43549, 43555, 43556, 43558, and 43561 of Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as added by Act No. 57 of the Public Acts of 1995, being sections 324.43502, 324.43505, 324.43506, 324.43507, 324.43509, 324.43510, 324.43513, 324.43519, 324.43521, 324.43522, 324.43523, 324.43524, 324.43525, 324.43526, 324.43527, 324.43528, 324.43529, 324.43530, 324.43531, 324.43532, 324.43533, 324.43537, 324.43540, 324.43541, 324.43544, 324.43546, 324.43547, 324.43548, 324.43549, 324.43555, 324.43556, 324.43558, and 324.43561 of the Michigan Compiled Laws; and to add section 43537a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 43502, 43505, 43506, 43507, 43509,  
 2 43510, 43513, 43519, 43521, 43522, 43523, 43524, 43525, 43526,  
 3 43527, 43528, 43529, 43530, 43531, 43532, 43533, 43537, 43540,  
 4 43541, 43544, 43546, 43547, 43548, 43549, 43555, 43556, 43558,  
 5 and 43561 of Act No. 451 of the Public Acts of 1994, as added by  
 6 Act No. 57 of the Public Acts of 1995, added by Act No. 57 of the  
 7 Public Acts of 1995, being sections 324.43502, 324.43505,  
 8 324.43506, 324.43507, 324.43509, 324.43510, 324.43513, 324.43519,  
 9 324.43521, 324.43522, 324.43523, 324.43524, 324.43525, 324.43526,  
 10 324.43527, 324.43528, 324.43529, 324.43530, 324.43531, 324.43532,  
 11 324.43533, 324.43537, 324.43540, 324.43541, 324.43544, 324.43546,  
 12 324.43547, 324.43548, 324.43549, 324.43555, 324.43556, 324.43558,  
 13 and 324.43561 of the Michigan Compiled Laws, are amended and sec-  
 14 tion 43537a is added to read as follows:

15 Sec. 43502. (1) "Amphibian" means any frog, toad, salaman-  
 16 der, or any other member of the class amphibia.

17 (2) "AQUATIC SPECIES" MEANS ANY FISH, REPTILE, AMPHIBIAN,  
 18 MOLLUSK, AQUATIC INSECT, OR CRUSTACEA OR PART THEREOF.

19 (3) ~~(2)~~ "Bow" means a device for propelling an arrow from  
 20 a string drawn, held, and released by hand where the force used  
 21 to hold the string in the drawn position is provided by the  
 22 archer's muscles.

23 (4) "CROSSBOW" MEANS A WEAPON CONSISTING OF A BOW MOUNTED  
 24 TRANSVERSELY ON A STOCK OR FRAME AND DESIGNED TO FIRE AN ARROW,  
 25 BOLT, OR QUARREL BY THE RELEASE OF A BOW STRING THAT IS

1 CONTROLLED BY A MECHANICAL OR ELECTRIC TRIGGER AND HAS A WORKING  
2 SAFETY AND A DRAW WEIGHT OF 100 POUNDS OR MORE.

3 (5) ~~(3)~~ "Crustacea" means any freshwater crayfish, shrimp,  
4 or prawn of the order decapoda.

5 Sec. 43505. (1) "Hunt" and "hunting" mean to pursue, cap-  
6 ture, shoot, kill, chase, follow, harass, harm, rob, or trap a  
7 wild animal, or to attempt to engage in such an activity.

8 (2) "IDENTIFICATION" MEANS A DRIVER LICENSE ISSUED BY  
9 MICHIGAN, ANOTHER STATE, OR A CANADIAN PROVINCE AS ACCEPTED BY  
10 THE DEPARTMENT, A STATE OF MICHIGAN IDENTIFICATION CARD ISSUED BY  
11 THE SECRETARY OF STATE, OR A SPORTCARD ISSUED BY THE DEPARTMENT.

12 (3) ~~(2)~~ "License" means a document or a tag, stamp, plas-  
13 tic card, or other device that may include a stamp or a tag that  
14 authorizes the licensee to hunt, fish, trap, or possess wild ani-  
15 mals or ~~fish~~ AQUATIC SPECIES AND OTHER IDENTIFICATION REQUIRED  
16 BY THE DEPARTMENT.

17 (4) ~~(3)~~ "Minor child" means a person less than 17 years of  
18 age.

19 (5) ~~(4)~~ "Nonresident" means a person who is not a  
20 resident.

21 Sec. 43506. (1) "Open season" means the time during which  
22 game animals, game birds, fur-bearing animals, and ~~fish~~ AQUATIC  
23 SPECIES may be legally taken or killed. Open season includes  
24 both the first and last day of the season or period.

25 ~~(2) "Passbook" means a folder, document, plastic card, or~~  
26 ~~other device issued by the department containing space for the~~

1 ~~applicant's name, address, and vital statistics or a Michigan~~  
2 ~~driver license when authorized by the department.~~

3 (2) ~~(3)~~ "Reptile" means a turtle, snake, lizard, or any  
4 other member of the class reptilia.

5 (3) ~~(4)~~ "Resident" means any of the following:

6 (a) A person who resides in a settled or permanent home or  
7 domicile within the boundaries of this state with the intention  
8 of remaining in this state.

9 (b) A student who is enrolled in a full-time course at a  
10 college or university within this state AND WHO RESIDES IN THE  
11 STATE DURING THE SCHOOL YEAR.

12 (c) A person regularly enlisted or commissioned as an offi-  
13 cer in the armed forces of the United States and officially sta-  
14 tioned in this state.

15 (d) A person regularly enlisted or commissioned as an offi-  
16 cer in the armed forces of the United States who, at the time of  
17 enlistment, was a resident of this state and has maintained his  
18 or her residence in this state for purposes of obtaining a  
19 ~~driver's~~ DRIVER license or voter registration, or both.

20 Sec. 43507. (1) "Senior citizen" means a resident 65 years  
21 of age or older.

22 (2) "Slingshot" means a Y-shaped device with an elastic  
23 strip attached between the prongs used for projecting a stone or  
24 other object.

25 (3) "Small game" includes all species of protected game  
26 birds and game animals except bear, deer, elk, moose, wild  
27 turkey, and fur-bearing animals.

1 (4) "Small game season" means that period between September  
2 15 and March 31.

3 (5) "SPORTCARD" MEANS A FOLDER, DOCUMENT, PLASTIC CARD, OR  
4 OTHER DEVICE ISSUED BY THE DEPARTMENT CONTAINING THE PERSON'S  
5 NAME, ADDRESS, AND VITAL STATISTICS AS REQUIRED BY THE  
6 DEPARTMENT.

7 Sec. 43509. (1) A person ~~+7~~ 14 years of age or older  
8 shall not ~~fish~~ TAKE AQUATIC SPECIES in OR UPON any waters over  
9 which this state has jurisdiction OR IN OR UPON ANY LANDS WITHIN  
10 THE STATE, or possess ~~fish~~ AQUATIC SPECIES without having in  
11 his or her possession a valid license as provided in this part.

12 (2) A person shall not hunt, trap, or possess a wild animal  
13 without having in his or her possession a valid license as pro-  
14 vided in this part.

15 ~~(3) A person 17 years of age or older shall not take or~~  
16 ~~attempt to take wigglers or crustacea for his or her personal use~~  
17 ~~without a fishing license as provided in this part.~~

18 ~~(4) A person 17 years of age or older shall not take or~~  
19 ~~attempt to take reptiles or amphibians for his or her personal~~  
20 ~~use without a fishing license as provided in this part.~~

21 Sec. 43510. A person shall not carry or transport a fire-  
22 arm, slingshot, bow and arrow, CROSSBOW, or a trap while in any  
23 area frequented by wild animals unless that person has in his or  
24 her possession a license as required under this part.

25 Sec. 43513. A person may carry, transport, or possess a  
26 firearm, ~~or~~ a bow and arrow OR A CROSSBOW without a hunting  
27 license while at or going to and from a recognized rifle or

1 target range, trap, or skeet shooting ground, or archery range if  
2 the firearm or bow and arrow OR CROSSBOW, while being carried or  
3 transported, is as follows:

4 (a) The firearm is unloaded in both barrel and magazine and  
5 either enclosed in a case or carried in the trunk of a vehicle.

6 (b) The bow OR CROSSBOW is unstrung, enclosed in a case, or  
7 carried in the trunk of a vehicle.

8 Sec. 43519. (1) To obtain ~~a hunting, fur harvester, fish-~~  
9 ~~ing, or sportsperson's license~~ ANY LICENSE, an applicant shall  
10 ~~do all of the following~~ PROVIDE THE DEPARTMENT WITH 1 OR MORE  
11 OF THE FOLLOWING AS REQUIRED BY THE DEPARTMENT:

12 (a) ~~Submit to the department proof~~ PROOF of residency or  
13 ~~sign an~~ A SIGNED affidavit of Michigan residency.

14 (b) ~~Provide the information~~ INFORMATION required on the  
15 license application.

16 (c) ~~Pay the~~ THE REQUIRED license fee.

17 (d) ~~Possess a valid passbook~~ PROOF OF IDENTIFICATION.

18 (2) A person shall not obtain or attempt to obtain a  
19 ~~hunting, fur harvester, fishing, or sportsperson's~~ license if a  
20 court order prohibits the person from obtaining that license.

21 Sec. 43521. ~~(1) The department may issue to a resident of~~  
22 ~~this state a sportsperson's license that includes all of the~~  
23 following:

24 ~~(a) Resident firearm deer license.~~

25 ~~(b) Resident small game license.~~

26 ~~(c) Resident fishing license.~~

1 ~~(d) Resident bow and arrow deer license.~~

2 ~~(e) Resident trout and salmon license.~~

3 ~~(2) The sportsperson's license shall be issued instead of~~  
4 ~~the individual licenses enumerated in subsection (1) and shall~~  
5 ~~confer the combined rights and privileges of those licenses.~~

6 ~~(3) The fee for a sportsperson's license is \$45.00.~~

7 NOTWITHSTANDING ANY OTHER SECTION OF THIS PART, THE DEPARTMENT  
8 MAY DISCOUNT THE PRICE OF A LICENSE FOR THE FOLLOWING PURPOSES:

9 (A) FOR MARKETING PURPOSES TO INCREASE PARTICIPATION IN  
10 HUNTING AND FISHING ACTIVITIES. THE PRICE OF A LICENSE SHALL NOT  
11 BE DISCOUNTED MORE THAN 15% FOR MARKETING PURPOSES.

12 (B) THE PRICE OF THE ANTLERLESS DEER LICENSE MAY BE REDUCED  
13 OR ELIMINATED IN SPECIFIC AREAS TO HELP ACHIEVE THE HARVEST OF  
14 ANTERLESS DEER.

15 (C) IF A PERSON PURCHASES 4 OR MORE LICENSES AT THE SAME  
16 TIME, A SPORTSPERSON DISCOUNT OF 15% SHALL BE PROVIDED.  
17 WATERFOWL STAMPS AND DAILY FISHING LICENSES ARE NOT ELIGIBLE FOR  
18 THE SPORTSPERSON DISCOUNT.

19 Sec. 43522. If a person applying for a license or permit  
20 under this part ~~, other than a limited fishing license under~~  
21 ~~section 43533,~~ does not possess ~~or the department does not~~  
22 ~~authorize the use of~~ a Michigan driver license OR OTHER  
23 IDENTIFICATION, the department shall issue ~~an alternative form~~  
24 ~~of passbook~~ A SPORTCARD. A person authorized by the department  
25 to issue licenses shall charge a \$1.00 fee for each ~~passbook~~  
26 SPORTCARD that he or she issues. The authorized person shall  
27 forward the fee AND REQUIRED FORM collected pursuant to this

1 section to the department. The department shall issue a license  
2 and a ~~passbook~~ SPORTCARD provided for in this part if the  
3 applicant satisfies the license requirements and pays the license  
4 fees. ~~Each license shall bear the number of the applicant's~~  
5 ~~passbook and shall authorize the person whose passbook number is~~  
6 ~~printed on the license to hunt, fish, trap, or otherwise exercise~~  
7 ~~the privileges conferred by the license in a manner and at a time~~  
8 ~~prescribed by law.~~

9       Sec. 43523. (1) Except as otherwise provided in this part,  
10 a person shall not hunt small game without a current small game  
11 license. Each small game license authorizes the person named in  
12 the license to hunt for small game except for animals or birds  
13 that require a special license. The fee for a resident small  
14 game license is ~~\$9.50~~ \$9.60. BEGINNING IN 1998, THE FEE FOR A  
15 RESIDENT SMALL GAME LICENSE IS \$10.60. BEGINNING IN 2000, THE  
16 FEE FOR A RESIDENT SMALL GAME LICENSE IS \$11.60. If authorized in  
17 an order issued under part 401, a resident possessing a current  
18 small game license may take specified fur-bearing animals by  
19 means other than trapping during the open season for hunting  
20 these fur-bearing animals. The fee for a nonresident small game  
21 license is ~~\$50.00~~. ~~The resident small game license fee for a~~  
22 ~~minor child is \$4.75~~. \$50.10. BEGINNING IN 1998, THE FEE FOR A  
23 NONRESIDENT SMALL GAME LICENSE IS \$51.10. BEGINNING IN 2000, THE  
24 FEE FOR A NONRESIDENT SMALL GAME LICENSE IS \$52.10.

25       (2) A nonresident may purchase a limited NONRESIDENT small  
26 game license entitling that person to hunt for a 3-day period all  
27 species of small game that are available to hunt under ~~the~~ A



1 NONRESIDENT small game license. The fee for ~~the~~ A limited  
2 nonresident small game license is ~~-\$20.00-~~ \$20.10. BEGINNING IN  
3 1998, THE FEE FOR A LIMITED NONRESIDENT SMALL GAME LICENSE IS  
4 \$21.10. BEGINNING IN 2000, THE FEE FOR A LIMITED NONRESIDENT  
5 SMALL GAME LICENSE IS \$22.10.

6 ~~(3) A person who holds a fur harvester's license may trap~~  
7 ~~fur bearing animals without a small game license.~~

8 (3) ~~(4)~~ A small game license is void between the hours of  
9 1/2 hour after sunset and 1/2 hour before sunrise.

10 ~~(5) A nonresident hunter who legally possesses a nonresi-~~  
11 ~~dent hunting license may take from this state as open hand bag~~  
12 ~~gage the number of birds and animals that are permitted to be~~  
13 ~~taken and in the person's possession at any time.~~

14 Sec. 43524. (1) A person shall not hunt wild turkeys with-  
15 out a wild turkey hunting license. The fee for a resident wild  
16 turkey hunting license is ~~-\$9.50.~~ The fee for a resident wild  
17 ~~turkey hunting license for a senior citizen is \$1.00.~~ \$9.60.  
18 BEGINNING IN 1998, THE FEE FOR A RESIDENT WILD TURKEY HUNTING  
19 LICENSE IS \$10.60. BEGINNING IN 2000, THE FEE FOR A RESIDENT  
20 WILD TURKEY HUNTING LICENSE IS \$11.60. The fee for a nonresident  
21 wild turkey hunting license is ~~-\$50.00-~~ \$50.10. BEGINNING IN  
22 1998, THE FEE FOR A NONRESIDENT WILD TURKEY HUNTING LICENSE IS  
23 \$51.10. BEGINNING IN 2000, THE FEE FOR A NONRESIDENT WILD TURKEY  
24 HUNTING LICENSE IS \$52.10. Applications for a wild turkey hunting  
25 license shall be entered into a lottery designed and run by the  
26 department. A person selected in the lottery, ~~shall,~~ upon  
27 meeting the requirements of this part, ~~receive~~ IS AUTHORIZED TO

1 PURCHASE a wild turkey hunting license. The license shall be  
2 issued for a specified hunting period and shall confer upon the  
3 holder of the license the right to hunt wild turkeys.

4 (2) The fees collected for EACH wild turkey hunting  
5 ~~licenses~~ LICENSE shall be used for scientific research, biolog-  
6 ical survey work on wild turkeys, and wild turkey management in  
7 this state.

8 (3) The department shall charge a nonrefundable application  
9 fee not to exceed ~~-\$3.00-~~ \$3.10 for each person who applies for a  
10 wild turkey hunting license.

11 Sec. 43525. (1) A person ~~+6-~~ 14 years of age or older  
12 shall not hunt waterfowl without a current waterfowl hunting  
13 license issued by this state. The annual license is in addition  
14 to the requirements for a small game license and federal migra-  
15 tory bird hunting stamp. The fee for the waterfowl hunting  
16 license is ~~-\$3.50-~~ \$3.60.

17 (2) If issued as a stamp, a waterfowl hunting license shall  
18 be affixed to the small game license of the person and signed  
19 across the face of the stamp by the person to whom it is issued.

20 (3) A collector may purchase a waterfowl hunting license, if  
21 it is issued as a stamp, without being required to place it on a  
22 small game license, sign across its face, or provide proof of  
23 competency under section 43520(4). However, a license described  
24 in this subsection is not valid for hunting waterfowl.

25 (4) A person shall not hunt waterfowl or deer if deer hunt-  
26 ing is regulated by permit in an area designated by the  
27 department as a managed waterfowl area without an annual or daily

1 managed waterfowl area permit and any other license ~~or~~ OR permit  
 2 ~~, or passbook~~ required by this part. The fee for a daily man-  
 3 aged waterfowl area permit is ~~-\$3.00-~~ \$3.10. The fee for an  
 4 annual managed waterfowl area permit is ~~-\$10.00-~~ \$10.10.

5 (5) Following a lottery among applicants for hunting privi-  
 6 leges in managed waterfowl areas, only those successful appli-  
 7 cants who accept the permit privileges are required to purchase a  
 8 daily or annual managed waterfowl area permit.

9 (6) ~~The fee~~ FROM THE FEES collected for a waterfowl hunt-  
 10 ing license, \$3.50 FROM EACH LICENSE SOLD shall be used to  
 11 acquire wetlands and other lands to be managed for the benefit of  
 12 waterfowl.

13 (7) The fee collected for an annual or daily managed water-  
 14 fowl area permit SOLD shall be used to operate, maintain, and  
 15 develop managed waterfowl areas in this state.

16 (8) ~~(7)~~ The department shall charge a nonrefundable appli-  
 17 cation fee not to exceed ~~-\$3.00-~~ \$3.10 for each person who  
 18 applies for a permit to hunt in a managed waterfowl area.

19 Sec. 43526. (1) A person shall not hunt deer during the  
 20 firearm deer season without purchasing a firearm deer license.  
 21 The fee for a resident firearm deer license is ~~-\$12.50-~~ \$12.60.  
 22 BEGINNING IN 1998, THE FEE FOR A RESIDENT FIREARM DEER LICENSE IS  
 23 \$13.60. BEGINNING IN 2000, THE FEE FOR A RESIDENT FIREARM DEER  
 24 LICENSE IS \$14.60. The fee for a nonresident firearm deer license  
 25 is ~~-\$100.00-~~ \$100.10. BEGINNING IN 1998, THE FEE FOR A NONRESI-  
 26 DENT FIREARM DEER LICENSE IS \$101.10. BEGINNING IN 2000, THE FEE  
 27 FOR A NONRESIDENT FIREARM DEER LICENSE IS \$102.10. Where

1 authorized by the department, a ~~person~~ RESIDENT OR NONRESIDENT  
2 may purchase a second firearm deer license in 1 season ~~. The~~  
3 ~~fee for the second resident~~ FOR THE SAME FEE AS IS ASSESSED FOR  
4 THE INITIAL firearm deer license ~~is \$12.50. The fee for a~~  
5 ~~second nonresident firearm deer license is \$100.00.~~ FOR WHICH  
6 THAT PERSON WAS ELIGIBLE. HOWEVER, A SENIOR OR JUNIOR LICENSE  
7 DISCOUNT IS NOT AVAILABLE FOR THE PURCHASE OF A SECOND FIREARM  
8 DEER LICENSE. The department may issue orders under part 401 des-  
9 ignating the kind of deer that may be taken, and may limit the  
10 ~~issuance~~ USE of a second firearm deer license ~~for use~~ in  
11 areas it considers advisable in managing deer.

12 (2) The department may issue a kill tag with or as part of  
13 each deer license. The kill tag shall bear the license number.  
14 The kill tag ~~shall~~ MAY also include space for other pertinent  
15 information ~~including the date and month of killing the animal,~~  
16 ~~the sex of the animal, and size of the antlers. This pertinent~~  
17 ~~information shall be completed by the licensee upon the killing~~  
18 ~~of a deer.~~ REQUIRED BY THE DEPARTMENT. The kill tag, if issued,  
19 is part of the license.

20 (3) The department shall charge a nonrefundable application  
21 fee not to exceed ~~\$3.00~~ \$3.10 for each person who applies for  
22 an antlerless deer ~~permit~~ LICENSE. EXCEPT AS OTHERWISE PRO-  
23 VIDED IN SECTION 43521, THE FEE FOR A RESIDENT ANTLERLESS DEER  
24 LICENSE IS \$12.60. BEGINNING IN 1998, THE FEE FOR A RESIDENT  
25 ANTLERLESS DEER LICENSE IS \$13.60. BEGINNING IN 2000, THE FEE  
26 FOR RESIDENT ANTLERLESS DEER LICENSE IS \$14.60. THE FEE FOR A  
27 NONRESIDENT ANTLERLESS DEER LICENSE IS \$100.10. BEGINNING IN

1 1998, THE FEE FOR A NONRESIDENT ANTLERLESS DEER LICENSE IS  
2 \$101.10. BEGINNING IN 2000, THE FEE FOR A NONRESIDENT ANTLERLESS  
3 DEER LICENSE IS \$102.10.

4 Sec. 43527. (1) A person shall not hunt deer with a bow and  
5 arrow during the bow and arrow AND CROSSBOW deer season without a  
6 bow and arrow deer license. The fee for a resident bow and arrow  
7 deer license is ~~\$12.50~~ \$12.60. BEGINNING IN 1998, THE FEE FOR  
8 A RESIDENT BOW AND ARROW DEER LICENSE IS \$13.60. BEGINNING IN  
9 2000, THE FEE FOR A RESIDENT BOW AND ARROW DEER LICENSE IS  
10 \$14.60. The fee for a nonresident bow and arrow deer license is  
11 ~~\$75.00~~ \$75.10. ~~The resident bow and arrow deer license fee~~  
12 ~~for a minor child is \$6.25.~~ BEGINNING IN 1998, THE FEE FOR A  
13 NONRESIDENT BOW AND ARROW DEER LICENSE IS \$76.10. BEGINNING IN  
14 2000, THE FEE FOR A NONRESIDENT BOW AND ARROW DEER LICENSE IS  
15 \$77.10. Where authorized by the department, a person may purchase  
16 a second bow and arrow deer license in 1 season ~~. The fee for a~~  
17 ~~second resident~~ FOR THE SAME FEE AS IS ASSESSED FOR THE INITIAL  
18 bow and arrow deer license ~~is \$12.50. The fee for a second non-~~  
19 ~~resident bow and arrow deer license is \$75.00.~~ FOR WHICH THAT  
20 PERSON WAS ELIGIBLE. HOWEVER, A SENIOR OR JUNIOR LICENSE DIS-  
21 COUNT IS NOT AVAILABLE FOR THE PURCHASE OF A SECOND BOW AND ARROW  
22 DEER LICENSE. The department may issue orders under part 401 des-  
23 ignating the kind of deer which may be taken, and may limit the  
24 ~~issuance~~ USE of a second bow and arrow deer license ~~for use~~  
25 in areas it considers advisable in managing deer.

1 (2) The department may issue a kill tag with, or as a part  
2 of, each bow and arrow deer license. Section 43526(2) applies  
3 with respect to a bow and arrow deer license.

4 Sec. 43528. (1) A person shall not hunt bear without a bear  
5 hunting license. The fee for a resident bear hunting license is  
6 \$14.00. Beginning in 2000, the fee for a resident bear hunting  
7 license is \$15.00. The fee for a nonresident bear hunting license  
8 is \$150.00.

9 (2) The department may issue a tag with, or as a part of, a  
10 bear hunting license. Section 43526(2) applies with respect to a  
11 bear hunting license.

12 (3) THE DEPARTMENT SHALL CHARGE A NONREFUNDABLE APPLICATION  
13 FEE NOT TO EXCEED \$4.00 FOR EACH PERSON WHO APPLIES FOR A BEAR  
14 HUNTING LICENSE.

15 Sec. 43529. (1) A resident shall not hunt elk during the  
16 elk season without an elk hunting license. The fee for an elk  
17 hunting license is \$100.00. The department may establish a non-  
18 refundable application fee not to exceed \$4.00 for each person  
19 who applies for an elk hunting license.

20 (2) The department may issue a KILL tag with, or as a part  
21 of, an elk hunting license. Section 43526(2) applies with  
22 respect to an elk hunting license.

23 Sec. 43530. (1) A person shall not hunt small game on  
24 shooting preserves licensed under part 417 without a small game  
25 license as provided in section 43523. However, instead of a  
26 small game license, a person may obtain a special shooting  
27 preserve license for a fee of ~~\$8.50~~ \$8.60. BEGINNING IN 1998,

1 THE FEE FOR A SHOOTING PRESERVE LICENSE IS \$9.60. BEGINNING IN  
2 2000, THE FEE FOR A SHOOTING PRESERVE LICENSE IS \$10.60.

3 (2) Each shooting preserve license shall have the date of  
4 issue affixed to the license and shall authorize the holder to  
5 hunt only on licensed shooting preserves and only for species for  
6 which the shooting preserve is licensed.

7 Sec. 43531. (1) Except as otherwise provided in section  
8 43523(1), a person shall not trap or hunt fur-bearing animals  
9 without purchasing and possessing a fur harvester's license. The  
10 fee for a resident fur harvester's license is \$15.00. ~~The fee~~  
11 ~~for a fur harvester's license for a resident minor child is~~  
12 ~~\$7.50.~~

13 (2) The department may issue a nonresident fur harvester's  
14 license to a nonresident of this state if the state, province, or  
15 country in which the nonresident applicant resides allows resi-  
16 dents of this state to obtain equivalent hunting and trapping  
17 privileges in that state, province, or country. The fee for an  
18 eligible nonresident fur harvester's license is \$150.00.  
19 Nonresident fur harvester's licenses shall not be sold or pur-  
20 chased prior to November 15 of each year.

21 (3) A person who holds a fur harvester's license may hunt  
22 fur-bearing animals during the season open to taking fur-bearing  
23 animals with firearms and may trap fur-bearing animals during the  
24 season open to trapping fur-bearing animals.

25 Sec. 43532. (1) A person ~~+7-~~ 14 years of age or older  
26 shall not ~~fish~~ TAKE AQUATIC SPECIES in the waters over which  
27 this state has jurisdiction without a license. The fee for a

1 resident ~~annual~~ RESTRICTED fishing license is ~~-\$9.50-~~ \$9.60.  
2 BEGINNING IN 1998, THE FEE FOR A RESIDENT RESTRICTED FISHING  
3 LICENSE IS \$10.60. BEGINNING IN 2000, THE FEE FOR A RESIDENT  
4 RESTRICTED FISHING LICENSE IS \$11.60. The fee for a nonresident  
5 ~~annual~~ RESTRICTED fishing license is ~~-\$20.00-~~ \$20.10.  
6 BEGINNING IN 1998, THE FEE FOR A NONRESIDENT RESTRICTED FISHING  
7 LICENSE IS \$21.10. BEGINNING IN 2000, THE FEE FOR A NONRESIDENT  
8 RESTRICTED FISHING LICENSE IS \$22.10.

9 (2) The ~~annual~~ RESTRICTED fishing license entitles the  
10 licensee to take ~~fish~~ AQUATIC SPECIES AS PRESCRIBED BY LAW  
11 other than trout or salmon.

12 (3) ~~The holder of an annual fishing license, upon payment~~  
13 ~~of an additional fee of \$9.50, may procure a trout and salmon~~  
14 ~~license that entitles the holder to take trout and salmon in a~~  
15 ~~manner and at a time prescribed by law.~~ A RESIDENT MAY PURCHASE  
16 AN ALL-SPECIES FISHING LICENSE UPON PAYMENT OF A FEE OF \$20.00.  
17 BEGINNING IN 1998, THE FEE FOR A RESIDENT ALL-SPECIES FISHING  
18 LICENSE IS \$21.00. BEGINNING IN 2000, THE FEE FOR A RESIDENT  
19 ALL-SPECIES FISHING LICENSE IS \$22.00. THE FEE FOR A NONRESIDENT  
20 ALL-SPECIES FISHING LICENSE IS \$23.00. BEGINNING IN 1998, THE  
21 FEE FOR A NONRESIDENT ALL-SPECIES FISHING LICENSE IS \$24.00.  
22 BEGINNING IN 2000, THE FEE FOR A NONRESIDENT ALL-SPECIES FISHING  
23 LICENSE IS \$25.00.

24 (4) THE ALL-SPECIES FISHING LICENSE ENTITLES THE LICENSEE TO  
25 TAKE ALL SPECIES OF AQUATIC SPECIES AS PRESCRIBED BY LAW.

26 Sec. 43533. A resident or nonresident may purchase a  
27 limited fishing license entitling that person to ~~fish for~~ TAKE



1 all ~~species of fish in all waters of this state~~ AQUATIC SPECIES  
2 AS PRESCRIBED BY LAW. The fee for a limited fishing license is  
3 ~~\$5.00~~ \$5.10 per day. BEGINNING IN 2000, THE FEE FOR A LIMITED  
4 FISHING LICENSE IS \$6.10 PER DAY.

5 Sec. 43537. (1) A resident who is declared legally blind is  
6 eligible to purchase a senior ~~citizen~~ RESTRICTED OR ALL-SPECIES  
7 fishing license. The department may demand proof of blindness.  
8 The licensee, when fishing, shall possess proof of blindness and  
9 shall furnish the proof upon the request of a ~~law enforcement or~~  
10 ~~conservation~~ PEACE officer.

11 (2) A resident who has been determined by the United States  
12 department of veterans affairs to be permanently and totally dis-  
13 abled and entitled to veteran benefits at the 100% rate, for a  
14 disability other than blindness, is eligible to purchase ~~a~~ ANY  
15 senior ~~citizen~~ hunting license AS DESCRIBED IN SECTION 43535 or  
16 ~~a~~ ANY senior ~~citizen~~ fishing license DESCRIBED IN  
17 SECTION 43536, or both. The department may demand proof of eli-  
18 gibility under this subsection. The licensee, when hunting or  
19 ~~fishing~~ TAKING AQUATIC SPECIES, shall possess proof of his or  
20 her eligibility under this subsection and shall furnish the proof  
21 upon the request of a ~~law enforcement or conservation~~ PEACE  
22 officer.

23 (3) The department shall process licenses issued under this  
24 section in the same manner as licenses issued to senior citizens  
25 for purposes of receiving appropriations from the legislature  
26 under section 43546.

1 SEC. 43537A. (1) A RESIDENT OR NONRESIDENT OF THIS STATE  
2 WHO IS 12 OR 13 YEARS OF AGE MAY OBTAIN A JUNIOR SMALL GAME  
3 LICENSE, A JUNIOR BOW AND ARROW DEER LICENSE, A JUNIOR FUR  
4 HARVESTER'S LICENSE, JUNIOR WILD TURKEY HUNTING LICENSE, OR A  
5 JUNIOR WATERFOWL HUNTING LICENSE AT NO COST.

6 (2) A RESIDENT OR NONRESIDENT OF THIS STATE WHO IS 14 OR 15  
7 YEARS OF AGE MAY OBTAIN A JUNIOR SMALL GAME LICENSE, JUNIOR FIRE-  
8 ARM DEER LICENSE, JUNIOR BOW AND ARROW DEER LICENSE, JUNIOR FUR  
9 HARVESTER'S LICENSE, JUNIOR WILD TURKEY HUNTING LICENSE, JUNIOR  
10 WATERFOWL HUNTING LICENSE, RESTRICTED FISHING LICENSE, OR JUNIOR  
11 ALL SPECIES FISHING LICENSE PURSUANT TO THE FEE SCHEDULE PROVIDED  
12 IN SUBSECTION (3).

13 (3) THE FEE FOR A JUNIOR LICENSE AS PROVIDED IN SUBSECTION  
14 (2) SHALL BE DISCOUNTED 75% FROM THE FEE FOR THE EQUIVALENT RESI-  
15 DENT LICENSE. BEGINNING IN 1998, THE FEE FOR A JUNIOR LICENSE AS  
16 PROVIDED IN SUBSECTION (2) SHALL BE DISCOUNTED 65% FROM THE FEE  
17 FOR THE EQUIVALENT RESIDENT LICENSE. BEGINNING IN 2000, THE FEE  
18 FOR A JUNIOR LICENSE UNDER SUBSECTION (2) SHALL BE DISCOUNTED 50%  
19 FROM THE FEE FOR THE EQUIVALENT RESIDENT LICENSE.

20 Sec. 43540. (1) An application for 1 or more licenses  
21 issued under this part may be made by mail, ON-LINE COMPUTER  
22 SERVICE, or telephone to the department, or TO a person desig-  
23 nated by the department, who shall forward the license issued to  
24 the applicant ~~at~~ TO an address AS DIRECTED BY the applicant.  
25 ~~directs.~~ An applicant shall satisfy all the requirements of  
26 this part for obtaining a license before a license is issued by  
27 mail or telephone. The department may charge a fee for an

1 application made by mail, ON-LINE COMPUTER SERVICE, or telephone  
2 in addition to the fee for the license or licenses. ~~and the~~  
3 ~~transaction fee authorized under section 43541.~~ Total fees col-  
4 lected by the department under this subsection in any license  
5 year shall not exceed the additional cost of providing mail or  
6 telephone service in that year.

7 (2) If a check or draft of a required fee is not paid on its  
8 first presentation, the fee is delinquent as of the date the  
9 check or draft was tendered. The person tendering the check or  
10 draft remains liable for the payment of each fee and any  
11 penalty.

12 (3) The department may revoke a license, duplicate license,  
13 application, or permit if the department has determined that a  
14 fee prescribed in this part has not been paid and remains unpaid  
15 after reasonable notice or demand.

16 (4) If a fee is still delinquent 15 days after the depart-  
17 ment has given notice to a person who tendered the check or  
18 draft, the department shall assess and collect a \$15.00 penalty  
19 in addition to the license ~~and transaction~~ fee. ~~authorized~~  
20 ~~under section 43541.~~

21 (5) The director may refuse to issue additional licenses  
22 under this part to a person who is delinquent in payment of fees  
23 or penalties provided in subsection (4) at the time the applica-  
24 tion is submitted.

25 Sec. 43541. (1) ~~Until the department implements an auto-~~  
26 ~~mated licensing system, a person authorized by the department to~~  
27 ~~issue licenses on March 15, 1993, may retain 8.0% of the fees for~~

~~1 each passbook, license, duplicate license, application, or permit~~  
~~2 that the person sells. After the implementation of an automated~~  
~~3 licensing system, a~~ A person authorized by the department to  
4 issue licenses on March 15, 1993, may retain 7.5% of the fees for  
5 each ~~passbook~~ SPORTCARD, license, duplicate license, applica-  
6 tion, or permit that the person sells. A person authorized by  
7 the department after March 15, 1993 to issue licenses may retain  
8 5% of the fees for each ~~passbook,~~ SPORTCARD, license, duplicate  
9 license, application, or permit that the person sells. The  
10 department shall consider any additional location established  
11 after March 15, 1993 at which licenses are sold as a new autho-  
12 rized agent for purposes of determining the percentage of fees  
13 that may be retained for sales at the new location by that autho-  
14 rized agent.

15 (2) In addition to the fees authorized under subsection (1),  
16 the department may also authorize a person who is authorized to  
17 issue licenses to charge and retain a 50-cent transaction fee for  
18 ~~+~~ ~~or both of the following:~~ (a) ~~Inquiries regarding the status~~  
19 ~~of a previous permit application pending with the department.~~  
20 (b) ~~Collecting~~ COLLECTING migratory bird survey responses.

21 ~~(3) In addition to the license, application, and permit~~  
22 ~~fees prescribed in this part, after the implementation of an~~  
23 ~~automated licensing system, the department may require a person~~  
24 ~~authorized by the department to issue licenses to charge a~~  
25 ~~50-cent transaction fee which the authorized person shall forward~~  
26 ~~to the department.~~

1       Sec. 43544. (1) If a license or ~~passbook~~ SPORTCARD issued  
2 pursuant to this part or a deer kill tag ~~or back tag~~ is lost or  
3 destroyed, a licensee may procure a duplicate from the  
4 department. To obtain a duplicate license, ~~passbook~~ SPORTCARD,  
5 ~~deer~~ OR kill tag, ~~or back tag~~, the licensee shall file a cer-  
6 tification of loss form with the department and shall pay the  
7 duplicate fee as provided in subsection (2) for each duplicate  
8 requested.

9       (2) If the licensee meets the requirements of subsection (1)  
10 and all other requirements of this part for procuring a license  
11 ~~, passbook,~~ OR SPORTCARD, or, if required by this part, a  
12 ~~deer~~ kill tag, ~~or back tag~~, the department shall verify the  
13 purchase of the original and issue to the licensee the duplicates  
14 requested and collect the following applicable duplicate fees:

15       (a) Except as provided in ~~subdivisions~~ SUBDIVISION (b),  
16 ~~and (c),~~ \$3.00 for ~~all licenses~~ EACH LICENSE included in a  
17 certification of loss.

18       (b) For a duplicate of a validated deer kill tag, ~~-\$12.85-~~  
19 \$12.95 for a resident and ~~-\$100.35-~~ \$100.45 for a nonresident.

20       (c) For a duplicate of a sportsperson's license, ~~-\$12.85-~~  
21 \$12.95 for 1 deer kill tag, and ~~-\$25.70-~~ \$25.80 for the entire  
22 license. Without replacement of the deer kill tags, the dupli-  
23 cate license fee for the license shall be included in the ~~-\$3.00-~~  
24 \$3.10 fee established in subdivision (a).

25       (d) For a duplicate of a ~~passbook, other than a Michigan~~  
26 ~~driver license~~ SPORTCARD, \$1.00.

1 (3) The fee for the wildlife resource protection fund  
2 provided for in section 43555 shall not be added to the duplicate  
3 fee provided for in this section, but shall be deducted from the  
4 duplicate fee and paid to the wildlife resource protection fund.

5 ~~(4) If the total fees originally paid by the licensee are~~  
6 ~~less than the applicable duplicate fee, the fee that shall be~~  
7 ~~paid for the duplicate license shall be equal to the initial~~  
8 ~~license fees.~~

9 Sec. 43546. (1) Before June 1 of each year, the department  
10 shall determine the total number of senior ~~citizen~~ hunting and  
11 fishing licenses issued and the total fees collected the preced-  
12 ing license year. The department shall determine the total fees  
13 that would have been collected if those senior citizens had been  
14 required to purchase ~~small game licenses, firearm deer licenses,~~  
15 ~~and annual~~ FULL-PRICE RESIDENT HUNTING AND fishing licenses  
16 during the preceding license year. From this total, the depart-  
17 ment shall subtract the fees collected from the sale of senior  
18 ~~citizen~~ hunting and fishing licenses during the preceding  
19 license year. The difference is the amount that would otherwise  
20 be collected.

21 (2) The legislature shall annually appropriate from the gen-  
22 eral fund a sum equal to the fees that would otherwise be col-  
23 lected as determined pursuant to subsection (1). The sum appro-  
24 priated shall be credited to the game and fish protection fund.

25 Sec. 43547. (1) The department shall prepare ~~the passbook~~  
26 SPORTCARDS, IF NECESSARY, and licenses to comply with this part

1 and may authorize persons to issue ~~passbooks, other than~~  
2 ~~Michigan driver licenses,~~ SPORTCARDS and licenses.

3 (2) A ~~passbook~~ SPORTCARD shall provide the following  
4 information as required by the department:

5 (a) The name of the applicant.

6 (b) The height and weight of the applicant.

7 (c) The address of the applicant.

8 (d) The birth date of the applicant.

9 (e) The applicant's social security number.

10 (F) OTHER INFORMATION AS REQUIRED BY THE DEPARTMENT.

11 (3) A license may ~~provide~~ INCLUDE the following  
12 information:

13 (a) The date and time of issuance of the license.

14 (b) The identification code of the person issuing the  
15 license.

16 (c) The form of proof of eligibility to receive a license by  
17 the applicant as required.

18 (d) ~~The passbook number~~ OTHER INFORMATION AS REQUIRED BY  
19 THE DEPARTMENT.

20 (e) The applicant's date of birth.

21 (4) ~~Beginning on March 1, 1994, the~~ THE department may  
22 require persons authorized to issue licenses under this part to  
23 purchase or rent equipment necessary for the issuance of  
24 licenses. The purchase or lease charge shall not exceed the  
25 actual cost incurred by the department in making the equipment  
26 available for purchase or lease. ~~The use of any equipment~~  
27 ~~required under this part on a statewide basis shall not be~~

1 ~~required or used until all authorized agents have that~~  
2 ~~equipment.~~ However, notwithstanding the equipment rental or pur-  
3 chase charges otherwise required under this section, if the  
4 department requires the use of designated computer equipment for  
5 the issuance of licenses, the department shall supply each  
6 licensed agent who is entitled to retain 7.5% of the fees  
7 received with a computer system at no charge to the licensed  
8 agent for each location at which that licensed agent sells  
9 licenses. A person who is eligible to receive equipment without  
10 charge may be required to purchase a service and maintenance con-  
11 tract for that equipment. The cost of the contract shall not be  
12 more than \$200.00 for the first year of the contract and thereaf-  
13 ter the actual cost to the state of maintaining the computer  
14 system. Equipment that is supplied without charge to a licensed  
15 agent shall be returned to the department at such time as the  
16 person is no longer a licensed agent. ~~The department shall~~  
17 ~~annually exempt from the requirements of this subsection a person~~  
18 ~~who requests from the department authority to issue only limited~~  
19 ~~fishing licenses under section 43533.~~

20 (5) ~~Beginning on March 1, 1994, a~~ A person who is autho-  
21 rized after March 15, 1993 to issue licenses shall pay the full  
22 annual rental or purchase fee for equipment required under  
23 subsection (4).

24 (6) A person who on March 15, 1993 is authorized to issue  
25 licenses who rents the equipment for the issuance of licenses  
26 required under subsection (4) shall pay rent or service and  
27 maintenance contract cost, as applicable for that equipment not



1 to exceed 50% of the sum of the person's annual cumulative  
 2 commission authorized under section 43541(1), or the rental  
 3 charge otherwise determined by the department, whichever is  
 4 less.

5 (7) The department ~~shall~~ MAY provide persons authorized to  
 6 issue licenses ~~and passbooks~~ under this part with conservation  
 7 law enforcement stamps to enable the purchaser of the stamps to  
 8 contribute to the wildlife resource protection fund created in  
 9 section 43555. Conservation law enforcement stamps ~~shall~~ MAY  
 10 be issued by the department in the amounts of \$2.00 and \$5.00.

11 Sec. 43548. (1) ~~Until the department implements an auto-~~  
 12 ~~mated licensing system, the~~ THE department may require a person  
 13 authorized to issue ~~passbooks and~~ LIMITED FISHING licenses  
 14 WITHOUT THE EQUIPMENT DESCRIBED IN SECTION 43547 to file a bond  
 15 with the department. The type and amount of the bond shall be  
 16 determined by the department.

17 (2) A person issuing a ~~passbook~~ SPORTCARD, license, or  
 18 permit shall remit to the department money ~~received from~~  
 19 REQUIRED TO BE CHARGED FOR the sale of each ~~passbook,~~ license,  
 20 duplicate license OR SPORTCARD, application, or permit by the  
 21 method and at the frequency prescribed by the department.

22 (3) A person shall not charge a fee for a ~~passbook~~  
 23 SPORTCARD or a license in an amount that is ~~different from~~ MORE  
 24 THAN the license and transaction fee printed on the ~~passbook~~  
 25 SPORTCARD or license by the department.

26 (4) All fees collected from the sale of ~~passbooks~~  
 27 SPORTCARDS, licenses, duplicate licenses OR SPORTCARDS,

1 applications, or permits, except for the fees and commissions  
2 provided in section 43541(1) and (2), are held in trust for the  
3 state.

4 Sec. 43549. A person who violates section 43548, in addi-  
5 tion to other penalties provided by law, forfeits the right to  
6 issue licenses and ~~passbooks~~ SPORTCARDS and forfeits the right  
7 to retain any percentage of the license or ~~passbook~~ SPORTCARD  
8 fees not received by the department within 48 hours after the  
9 date and time the license or ~~passbook~~ SPORTCARD fees should  
10 have been deposited as required by the department.

11 Sec. 43555. (1) ~~In addition to each~~ THIRTY-FIVE CENTS  
12 FROM EACH license and stamp fee prescribed in this part ~~— a~~  
13 ~~person shall be charged a 35-cent fee that~~ shall be transmitted  
14 to the department for deposit in the wildlife resource protection  
15 fund created in this section.

16 (2) The wildlife resource protection fund is created as a  
17 separate fund within the state treasury. The state treasurer  
18 shall credit the money received from the department under this  
19 section to the wildlife resource protection fund. The money in  
20 the fund shall be expended by the department for the following  
21 purposes:

22 (a) Rewards for information leading to the arrest and prose-  
23 cution of poachers.

24 (b) Hiring conservation officers for the investigation of  
25 poaching and the investigation of tips regarding potential  
26 poaching.

1 (c) A promotional and educational campaign to inform the  
2 general public on 1 or more of the following:

3 (i) The harm and danger of poaching.

4 (ii) The reward for information that leads to the arrest and  
5 prosecution of poachers.

6 (iii) Other ~~anti poaching~~ ANTIPOACHING programs undertaken  
7 by the department.

8 (3) At the time a person purchases a license or stamp under  
9 this part, he or she may make a voluntary contribution in any  
10 amount to the wildlife resource protection fund to be expended  
11 for the purposes provided in subsection (2). A person who wishes  
12 to make such a contribution may purchase 1 or more conservation  
13 law enforcement stamps from a person authorized to issue licenses  
14 and ~~passbooks~~ SPORTCARDS under this part.

15 (4) Subsection (1) does not apply to a license or stamp that  
16 is issued to a senior citizen.

17 (5) The department shall annually report to the legislature  
18 on the expenditures from the wildlife resource protection fund.

19 Sec. 43556. (1) ~~Thirty five cents of the fee for each~~  
20 ~~hunting license sold to a resident of zone III shall be used for~~  
21 ~~the purpose of acquiring and administering hunter access leases~~  
22 ~~on private land and for habitat development on the leased land.~~

23 THE DEPARTMENT MAY UTILIZE THE GAME AND FISH PROTECTION FUND FOR  
24 THE PURPOSE OF ACQUIRING AND ADMINISTERING HUNTER ACCESS LEASES  
25 ON PRIVATE LAND.

26 (2) The department may determine and provide lease payments  
27 in amounts that are related to the benefits the leased land

1 provides for public use if for a designated lease period a  
2 participating landowner agrees to allow public access to certain  
3 lands for the purpose of hunting. Department field personnel  
4 shall inspect the lands and determine their value to the  
5 program. Final approval of lease proposals shall be made by the  
6 department.

7 (3) Participating landowners have authority to control  
8 hunter access according to the terms of the lease agreement,  
9 including terms requiring a hunter to obtain verbal or written  
10 permission to hunt on the participating landowners' land.

11 (4) Pursuant to rules adopted under this section, partici-  
12 pating landowners may cancel their lease agreement at any time  
13 prior to the expiration of the lease. Cancellation of the agree-  
14 ment prior to the expiration of the lease shall result in the  
15 forfeiture of all lease payments that have been received by the  
16 participating landowner for the year in which cancellation  
17 occurs.

18 (5) Participating landowners shall post, with signs provided  
19 by the department, the boundaries of land leased under this  
20 section.

21 (6) A cause of action shall not arise for injuries to per-  
22 sons hunting on lands leased under this section unless the inju-  
23 ries were caused by the gross negligence or willful and wanton  
24 misconduct of the owner, tenant, or lessee.

25 (7) The department may issue orders pursuant to part 401  
26 governing the administration and operation of a hunting access  
27 program.

1       Sec. 43558. (1) A person is guilty of a misdemeanor if the  
2 person does any of the following:

3       (a) Makes a false statement as to material facts for the  
4 purpose of obtaining a license or uses or attempts to use a  
5 license obtained by making a false statement.

6       (b) Affixes to a license a date or time other than the date  
7 or time issued.

8       (c) ~~Charges more than the passbook or~~ ISSUES A license  
9 ~~fees provided for in this part or issues a passbook or a~~  
10 ~~license~~ without ~~receiving~~ REMITTING the fee TO THE  
11 DEPARTMENT.

12       (d) Without a license, hunts, traps, fishes, or possesses a  
13 wild animal, wild bird, or ~~fish, or possesses or takes reptiles,~~  
14 ~~amphibians, mollusks, crustacea, or wigglers~~ AQUATIC SPECIES.

15       (e) Sells, loans, or permits in any manner another person to  
16 use the person's license or uses or attempts to use another  
17 person's license.

18       (f) Falsely makes, alters, forges, or counterfeits a  
19 ~~passbook~~ SPORTCARD or a hunting, fishing, or fur harvester's  
20 license or possesses an altered, forged, or counterfeited hunt-  
21 ing, fishing, or fur harvester's license.

22       (g) Uses a tag furnished with a firearm deer license, bow  
23 and arrow deer license, bear hunting license, elk hunting  
24 license, or wild turkey hunting license more than 1 time, or  
25 attaches or allows a tag to be attached to a deer, bear, elk, or  
26 turkey other than a deer, bear, elk, or turkey lawfully killed by  
27 the person.

1           (h) ~~Makes~~ EXCEPT AS PROVIDED BY LAW, MAKES an application  
2 for, obtains, or purchases more than 1 license for a hunting,  
3 fishing, or trapping season, not including a daily fishing  
4 license, second bow and arrow license, second firearm deer  
5 license, ANTERLESS DEER LICENSE, or other license specifically  
6 authorized by law, or if the applicant's license has been lost or  
7 destroyed.

8           (i) Applies for, obtains, or purchases a license during a  
9 time that the person is ineligible to secure a license.

10          (J) KNOWINGLY OBTAINS, OR ATTEMPTS TO OBTAIN, A RESIDENT OR  
11 A SENIOR LICENSE IF THAT PERSON IS NOT A RESIDENT OF THIS STATE.

12          (2) Except as provided in subsection (5), a person who vio-  
13 lates subsection (1) shall be punished by imprisonment for not  
14 more than 90 days, or a fine of not less than \$25.00 or more than  
15 \$250.00 and the costs of prosecution, or both. In addition, the  
16 person shall surrender any license and license tag that was  
17 wrongfully obtained.

18          (3) A person licensed to carry a firearm under this part is  
19 prohibited from doing so while under the influence of a con-  
20 trolled substance or alcohol or a combination of a controlled  
21 substance and alcohol. A person who violates this subsection is  
22 guilty of a misdemeanor, punishable by imprisonment for 90 days,  
23 or a fine of \$500.00, or both.

24          (4) An applicant for a license under this part who has pre-  
25 viously been convicted of a violation of the game and fish laws  
26 of this state may be required to file an application with the  
27 department together with other information that the department

1 considers expedient. The license may be issued by the  
2 department.

3 (5) A person who violates subsection (1)(d), upon a showing  
4 that the person was ineligible to secure a license pursuant to  
5 court order or other lawful authority, is guilty of a misdemean-  
6 or, punishable by imprisonment for not more than 180 days, or a  
7 fine of not less than \$500.00 and not more than \$2,500.00, or  
8 both, and the costs of prosecution.

9 Sec. 43561. The department ~~shall~~ MAY promulgate rules for  
10 the administration of this part.