



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

Minutes of the House Standing Committee
on
Natural Resources

Wednesday, November 1, 2017 9:00 a.m. Room 326, House Office Building

The House Standing Committee on Natural Resources was called to order by Representative Gary Howell, Chair.

The Clerk called the roll; members present were **Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Greig. (9/9)**
The Clerk announced that a quorum was present.

The Chair laid before the committee the minutes of October 18, 2017 as printed.

Representative Chang moved to adopt the minutes of October 18, 2017, as printed. There being no objection the motion prevailed by unanimous consent of the members present; the minutes were adopted as printed.

The Chair recognized Representative VanderWall's guest, Rob Alway, Editor-in-Chief and Chief Executive Officer of the Mason County Press, and his two guests from the City of Lapeer, Austin Franzell and Michael Connell.

The Chair laid before the committee House Bill 4787.

HB 4787 (VanderWall) Natural resources; fishing; ice shanty identification requirements and removal dates; modify.

Trevor J. VanDyke, J.D., Director of the Legislative and Legal Affairs Office in the Michigan Department of Natural Resources, testified on the bill.

Representative VanderWall explained, offered and moved to adopt the following amendments to House Bill 4787:

1. Amend page 1, line 1, after "(1)" by striking out "A" and inserting "**EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A**".
2. Amend page 2, following line 13, by inserting:
"(3) THE IDENTIFICATION REQUIREMENT IN SUBSECTION (1) DOES NOT APPLY TO A TENT OR OTHER TEMPORARY SHELTER IF THE TENT OR SHELTER

IS REMOVED FROM THE ICE AT THE CONCLUSION OF EACH DAY'S FISHING ACTIVITY."

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Grieg. (9/9)

Nays: None. (0/9)

The amendments were adopted.

Representative Lave offered and moved to adopt the following amendments to House Bill 4787:

1. Amend page 3, following line 9, by inserting:

"Sec. 46509. (1) A person who violates this part is ~~guilty of a misdemeanor, punishable by imprisonment for not more than 30 days, or a~~ **RESPONSIBLE FOR A CIVIL INFRACTION AND SHALL BE ORDERED TO PAY A CIVIL** fine of not less than \$100.00 or more than \$500.00. ~~, or both, and costs of prosecution.~~

(2) ~~Upon conviction for the violation of this part, the~~ **A court shall order the defendant MAY ORDER A PERSON WHO VIOLATES THIS PART** to reimburse the governmental entity that removes or provides for the removal of the fishing shanty from the water or ice an amount equal to ~~3 times~~ the cost of removal."

Trevor J. VanDyke, J.D., Director of the Legislative and Legal Affairs Office in the Michigan Department of Natural Resources, responded to questions on the amendments. Discussion followed.

Representative LaFave withdrew his motion.

Representative VanderWall moved to report House Bill 4787 with recommendation, as amended, and that the substitute (H-2) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Greig, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

The Chair laid before the committee Senate Bill 316.

SB 316 (Booher) Natural resources; other; certain regulations on the taking of frogs; repeal.

Ruth Marcec, DVM, PhD, Director of the National Amphibian Conservation Center at the Detroit Zoological Society, testified in opposition to the bill. A copy of her written testimony is attached.

Representative VanderWall moved to adopt the (H-1) for Senate Bill 316.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Grieg, (9/9)

Nays: None. (0/9)

The substitute was adopted.

The Chair offered the following amendment to Senate Bill 316 (H-1):

1. Amend page 1, line 4, by striking out all of enacting section 2.

Representative LaFave moved to adopt the following amendment to Senate Bill 316 (H-1):

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Grieg, (9/9)

Nays: None. (0/9)

The amendment was adopted.

Representative LaFave moved to report Senate Bill 316 with recommendation, as amended, and that the substitute (H-2) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, and VanderWall, (6/9)

Nays: Representatives Sowerby, Chang, and Greig. (3/9)

The bill and substitute were referred to the order of Second Reading of Bills.

The Chair laid before the committee House Bill 5200.

HB 5200 (Howell) Natural resources; other; certain sections in the natural resources and environmental protection act; update and eliminate certain references.

The Chair, the bill sponsor, explained the bill.

Trevor J. VanDyke, J.D., Director of the Legislative and Legal Affairs Office in the Michigan Department of Natural Resources, explain the need for the legislation. Questions followed.

Representative Bellino moved to report House Bill 5200 without amendment and with the recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Greig. (9/9)
Nays: None. (0/9)

The bill was referred to the order of Second Reading of Bills.

The Chair laid before the committee a presentation on Public Owned Lands and Commercial Forest Act Lands.

The following individuals from the Michigan Forest Products Council and the Michigan Association of Timbermen briefed the committee on land use for the harvesting of timber in the state of Michigan:

Todd Johnson, Forestry Services Manager for Weyerhaeuser in Grayling, Michigan;
Scott Robbins, Director of Sustainable Forestry Initiative and Public Affairs for the Michigan Forest Products Council;
Bernard S. Hubbard, CF, Past President of the Society of American Foresters; and
Warren Suchovsky, Certified Michigan Master Logger and owner of Suchovsky Logging Company. A copy of the Forest Products Council handout is attached.

There being no other business before the committee; **Representative Rendon moved to adjourn the meeting.**

The motion prevailed, the time being 10:12 a.m.

The Chair declared the Committee adjourned.

Gary Howell, Chair
House Standing Committee on Natural Resources

Joy Brewer, Committee Clerk

Date approved by the committee