

5/23/2018
For House Bill 5866

#9 Army Trotter - Deputy Director
MI United Conservation Clubs

324.48734 Permit to remove ~~noxious~~ fish from waters; PERMIT TO DONATE FISH KILLED IN A FISHING TOURNAMENT; PROCESSING AND SALE OF FISH; issuance.

Sec. 48734.

1) The department may issue permits for the removal of ~~dogfish, carp, garfish, sheepshead, and other noxious~~ fish, EXCEPT FOR GAME FISH, from all the waters over which this state has jurisdiction FOR THE PURPOSE OF FISHERIES MANAGEMENT ~~with seines, nets, spears, or in any other manner~~, and sell or authorize the sale of ~~same~~ THOSE FISH for the purpose of paying the expense of the removal on terms that are in the best advantage of the state. ~~However, the department shall be present at the time and place of the taking and removal of the fish and a representative of the department shall personally superintend the taking and removal.~~

2) THE DEPARTMENT MAY ISSUE PERMITS TO INDIVIDUALS OR ORGANIZATIONS THAT HAVE REGISTERED AS A FISHING TOURNAMENT UNDER ORDERS ISSUED BY THE COMMISSION AUTHORIZING THAT ANY FISH TAKEN UNDER A SPORT FISHING LICENSE, EXCEPT FOR GAME FISH, DURING A REGISTERED TOURNAMENT MAY BE DONATED, NOT FOR PECUNIARY PROFIT, TO AN INDIVIDUAL OR CORPORATION. FISH DONATED UNDER THIS SUBSECTION ARE NOT SUBJECT TO SECTION 324.48723 AND THE PERSON OR CORPORATION ACCEPTING THE DONATED FISH MAY PROCESS, UTILIZE, AND SELL ANY FISH OR FISH PRODUCT RESULTING FROM THE DONATION.

3) IN BOTH SUBSECTIONS 1 AND 2 OF THIS SECTION, A COPY OF THE PERMIT SHALL REMAIN WITH THE FISH FOR TRANSPORT AND FINAL DISPOSITION BY THE RECIPIENT. The department shall incorporate regulations and restrictions in the permits as the department considers advisable, INCLUDING THE AUTHORIZED METHOD OF TAKE, ~~and a~~ Any person taking fish under such a permit shall conform to all the regulations and restrictions specified in the permit AS WELL AS FULFILL COMPLETELY AND ACCURATELY ANY REPORTING STANDARDS ESTABLISHED. ~~A nonresident who operates under a permit issued under this section shall, in addition to the percentage paid to the state, be required to pay the nonresident license fee as provided for nonresidents under the commercial fishing laws of this state.~~