

## Chapter III

### Species Regulations

#### 3.1 Elk open season, hunt periods; season limit.

Sec. 3.1 (1) The open season and hunt periods for taking elk shall be as shown in table 1:

| Hunt Period | Open Season 2020   | Open Season 2021   |
|-------------|--|--|
| 1           | September 1 to September 4 and September 18 to September 21 and October 2 to October 5, in elk management unit "X."  | August 31 to September 3 and September 17 to September 20 and October 1 to October 4, in elk management unit "X."  |
| 2           | December 12 to December 20, in elk management units "H," "I," and "X."   | December 11 to December 19, in elk management units "H," "I," and "X."   |
| 3           | A total of five days beginning on the Wednesday closest to January 15 for four days thereafter, only in elk management unit(s) where additional harvest is deemed necessary to meet elk management objectives. | A total of five days beginning on the Wednesday closest to January 15 for four days thereafter, only in elk management unit(s) where additional harvest is deemed necessary to meet elk management objectives. |

(2) The season limit shall be one elk per license.

History: Eff. Mar 31, 1989; Am. 5, 1989, Eff. Sep 1, 1989; Am. 7, 1990, Eff. Sep 1, 1990; Am. 4, 1991, Eff. Sep 1, 1991; Am. 5, 1992, Eff. Jul 1, 1992; Am. 7, 1993, Eff. Sep 1, 1993; Am. 1, 1994, Eff. Sep 1, 1994; Am. 2, 1995, Eff. Sep 1, 1995; Am. 7, 1996, Eff. Sep 1, 1996; Am. 4, 1997, Eff. Jun 1, 1997; Am. 5, 1998, Eff. Jun 1, 1998; Am. 14, 1998, Eff. Sep 10, 1998; Am. 5, 1999, Eff. Sep 1, 1999; Am. 17, 1999, Eff. Dec 9, 1999; Am. 6, 2000, Eff. Aug 1, 2000; Am. 7, 2001, Eff. Jun 1, 2001; Am. 6, 2002, Eff. Jun 1, 2002; Am. 3, 2003, Eff. May 10, 2003; Am. 6, 2004, Eff. May 8, 2004; Am. 4, 2005, Eff. May 6, 2005; Am. 6, 2006, Eff. May 5, 2006; Am. 4, 2007, Eff. Apr 13, 2007; Am. 4, 2008, Eff. Apr 11, 2008; Am. 4, 2009, Eff. Apr 3, 2009; Am. 6, 2010, Eff. Apr 8, 2010; Am. 5, 2011, Eff. Apr 8, 2011; Am. 3, 2012, Eff. Apr 6, 2012; Am. 1, 2013, Eff. Apr. 12, 2013; Am. 5, 2014, Eff. Apr 11, 2014; Am. 3, 2016, Eff. April 15, 2016; Am. 4, 2018, Eff. April 13, 2018. Am. 3, 2020; Eff. Apr. 17, 2020.

#### 3.2 Elk hunting method of take, exceptions.

Sec. 3.2 (1) Those firearms, crossbows, and bows legal for the taking of deer in Michigan shall be legal to take elk, except that it shall be unlawful to use a shotgun with buckshot to take elk.

(2) A licensee may hunt elk from a scaffold, raised platform, or tree under the provisions of 2.8 of this order.

History: Eff. Mar 31, 1989; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 17, 2010, Eff. Aug 13, 2010; Am. 5, 2014, Eff. Apr 11, 2014; Am. 3, 2020; Eff. Apr. 17, 2020.

#### 3.3 Repealed. Am. 5, 1989, Eff. Sep 1, 1989.

Publisher's note: The repealed section pertained to the October elk hunt, application, and selection procedures.

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

Sec. 3.4 (1) Only Michigan residents may apply for an elk license. Residents under 10 years of age must purchase a mentored youth license before applying for an elk license. A person who is not a resident of Michigan shall not hunt elk in Michigan. A person shall be ineligible to receive an elk license for more than 1 hunt period.

(2) 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 an unsuccessful youth applicant or any individual with an advanced illness.

(4) All elk drawing applicants shall be eligible for a license which is valid for the harvest of a bull elk. Those who are not selected may be considered for an antlerless-only elk license at their option, indicated at the time they make application.

(5) All successful applicants must participate in a training session before the hunt as determined by the department. Upon completion of this training, each successful applicant will be issued their elk license along with other pertinent information and materials.

History: Eff. Mar 31, 1989; Am. 5, 1989, Eff. Sep 1, 1989; Am. 5, 1992, Eff. Jul 1, 1992; Am. 1, 1994, Eff. Sep 1, 1994; Am. 2, 1995, Eff. Sep 1, 1995; Am. 4, 1997, Eff. Jun 1, 1997; Am. 5, 1998, Eff. Jun 1, 1998; Am. 10, 2003, Eff. Feb 1, 2004; Am. 2, Eff. Mar 8, 2004; Am. 16, 2006, Eff. Aug 11, 2006; Am. 4, 2007, Apr 13, 2007; Am. 3, 2012, Eff. Apr 6, 2012; Am. 9, 2012, Eff. Jun 15, 2012; Am. 1, 2013, Eff. April 12, 2013; Am. 3, 2016, Eff. April 15, 2016; Am. 4, 2018, Eff. April 13, 2018; Am. 5, 2018, Eff. April 13, 2018; Am. 3, 2020, Eff. Apr. 17, 2020; Am. 7, 2020; Eff. July 17, 2020.

### **3.5 Elk licenses, procedures; voiding of selection; transfer of drawing success; unlawful acts.**

Sec. 3.5 (1) It shall be unlawful for an individual to purchase an elk license unless the individual is a Michigan resident and holds a current resident base license or a mentored youth license.

(2) It shall be unlawful for an individual who transfers their success in the elk lottery to a minor hunter or a hunter with an advanced illness to assist the minor hunter or hunter with an advanced illness in any manner in taking elk for a fee or other consideration or service of value, either directly or indirectly.

(3) It shall be unlawful for an individual to buy or sell success in the elk license lottery, or an adult to acquire a license after being unsuccessful in the lottery, unless the individual has received from a physician a written statement of advanced illness which shall be produced upon the request of department personnel or a peace officer.

(4) Youth under 10 years of age may hunt elk subject to the mentored youth hunting program as described in section 2.14 of this order.

History: Eff. Mar 31, 1989; Am. 1, 1994, Eff. Sep 1, 1994; Am. 2, 1995, Eff. Sep 1, 1995; Am. 4, 1997, Eff. Jun 1, 1997; Am. 10, 2003, Eff. Feb 1, 2004; Am. 2, 2014, Eff. Mar 1, 2014; Am. 3, 2016, Eff. April 15, 2016; Am. 5, 2018, Eff. April 13, 2018.

### **3.6 Elk hunting, tagging, sealing, requirements; unlawful acts.**

Sec. 3.6 (1) The department shall issue a kill tag as part of the elk hunting license. An individual shall not kill or attempt to kill an elk unless the individual has a valid elk kill tag issued in the individual's name for the elk management units in which the individual is hunting. The licensee must provide the kill tag and elk license to a conservation officer upon request.

(2) The licensee shall complete the elk hunt information sheet, as directed by the department, prior to participating in any elk hunting activity.

(3) (a) A person who kills an elk shall immediately validate the kill tag by notching out the appropriate areas of the kill tag and shall immediately attach the kill tag to the antler, lower jaw, or gambrel of the elk in a secure and permanent manner. The kill tag shall remain attached to the elk until the animal is registered and sealed by the department.

(b) A person who attempts to kill or kills an elk shall clearly mark the kill site and other locations as instructed in the training session. Any elk that are wounded or killed with an improper tag and not recovered must be reported to a department employee as instructed in the training session.

(4) Within 24 hours of killing an elk and before removing any elk from the area open to elk hunting, the carcass shall be presented, by the licensee that killed the elk, to the department for examination, sealing, and registration. An examination will be made for such biological or other information as may be desired. The carcass need not be entire, but all parts must be readily identifiable and presented for sealing.

(5) Within 2 weeks of killing an elk, a licensee shall take the head of the animal to a department management unit or field office for submission to the department.

(6) It shall be unlawful to possess or transport an elk or parts of an elk without a kill tag or confirming seal attached. A confirming seal shall remain attached to the elk until the conditions in section 3.103(2) are met. A person, corporation, or common carrier shall not receive for transportation or have in possession at the initial billing station the carcass or dead body of an elk more than 48 hours after the closing time when the taking of elk is authorized by law.

(7) It shall be unlawful to take an elk over bait. For the purposes of this section, "bait" means a

substance composed of grain, fruit, vegetables, or other food placed to lure or entice elk. This does not apply to standing farm crops under normal agricultural practices or other natural growing grains, fruits, or vegetables.

(8) It shall be unlawful for a hunter with an antlerless-only license to take or possess an elk with antlers. It shall be unlawful for an individual to take more than 1 elk per valid kill tag.

(9) It shall be unlawful for an individual to pursue, capture, shoot, kill, chase, follow, harass, or harm an elk while the elk is swimming in a pond, lake, stream, or other body of water.

(10) It shall be unlawful for an individual to hunt an elk with a dog.

(11) It shall be unlawful to take an elk by any method other than by firearm, bow and arrow, or crossbow.

History: Eff. Mar 31, 1989; Am. 17, 1989, Eff. Sep 1, 1989; Am. 7, 1990, Eff. Sep 1, 1990; Am. 19, 1993, Eff. Sep 10, 1993; Am. 1, 1994, Eff. Sep 1, 1994; Am. 4, 1997, Eff. Jun 1, 1997; Am. 14, 1998, Eff. Sep 10, 1998; Am. 17, 1999, Eff. Dec 9, 1999; Am. 6, 2000, Eff. Aug 1, 2000; Am. 4, 2007, Eff. Apr 13, 2007; Am. 5, 2014, Eff. Apr.11, 2014; Am. 3, 2016, Eff. April 15, 2016. Am. 3, 2020; Eff. Apr. 17, 2020; Am. 7, 2020; Eff. July 17, 2020.

### **3.7 Repealed. Am. 4, 1991, Eff. Sep 1, 1991.**

Publisher's note: The repealed section pertained to October elk license quotas.

### **3.8 Elk license quota, hunters restricted to assigned management unit, exception.**

Sec. 3.8. (1) The license quotas for elk hunt period 1, as specified in Section 3.1(1), shall be elk management unit X, 30 any elk licenses and 70 antlerless elk licenses.

(2) The license quotas for elk hunt period 2, as specified in section, 3.1(1) shall be:

(a) Elk management unit H, 20 any elk licenses and 40 antlerless elk licenses.

(b) Elk management unit I, 30 any elk licenses and 70 antlerless elk licenses.

(3) The license quota for elk hunt period 3, as specified in section 3.1(1), shall be no more than 40. The director, in consultation with and concurrence of the natural resources commission, may determine the number and type of license available and the elk management units, as described in chapter XII, open during this season.

(4) An elk hunter shall hunt in their assigned season and elk management unit except elk hunters assigned to hunt in elk management units H or I may hunt in elk management unit X.

History: Eff. Mar 31, 1989; Am. 17, 1989, Eff. Sep 1, 1989; Am. 7, 1990, Eff. Sep 1, 1990; Am. 4, 1991, Eff. Sep 1, 1991; Am. 5, 1992, Eff. Jul 1, 1992; Am. 7, 1993, Eff. Sep 1, 1993; Am. 1, 1994, Eff. Sep 1, 1994; Am. 2, 1995, Eff. Sep 1, 1995; Am. 7, 1996, Eff. Sep 1, 1996; Am. 4, 1997, Eff. Jun 1, 1997; Am. 5, 1998, Eff. Jun 1, 1998; Am. 14, 1998, Eff. Sep 10, 1998; Am. 17, 1999, Eff. Dec 9, 1999; Am. 6, 2000, Eff. Aug 1, 2000; Am. 15, 2005, Eff. Jul 8, 2005; Am. 11, 2006, Eff. Jul 7, 2006; Am. 14, 2007, Eff. Jul 13, 2007; Am. 4, 2008, Eff. Apr 11, 2008; Am. 4, 2009, Eff. Apr 3, 2009; Am. 6, 2010, Eff. Apr 8, 2010; Am. 5, 2011, Eff. Apr 8, 2011; Am. 3, 2012, Eff. Apr 6, 2012; Am. 1, 2013, Eff. April 12, 2013; Am. 5, 2014, Eff. Apr 11, 2014; Am. 3, 2016, Eff. April 15, 2016; Am. 3, 2020; Eff. Apr. 17, 2020.

### **3.9 Taking of elk marked with visible ear tag identification.**

(1) A department employee or designee may kill an elk that bears visible ear tag identification, if the animal is confirmed by a department or federal employee to have been outside of the perimeter of a registered cervidae livestock operation for more than 48 hours.

(2) Any animal taken under this section must be submitted for registration and disease testing in a manner specified by the department.

History: Am. 9, May 11, 2007, Eff. May 11, 2007; Am. 3, 2016.

### **3.100 Take of deer; prohibited firearms, legal weapons, "bait" and "baiting" defined, conditions for baiting established in certain area(s); unlawful acts.**

Sec. 3.100 (1) "Take" means the same as defined in section 40104, 1994 PA 451, MCL 324.40104.

(2) An individual must possess while hunting deer the unused kill tag issued with the deer license, pursuant to section 3.103, and provide it to a conservation officer, a law enforcement officer, or a tribal conservation officer upon request.

(3) Unless otherwise specified in this order, an individual shall not do any of the following:

- (a) Take a deer without possessing a valid license with kill tag.
  - (b) Take a deer other than during the open seasons established in this order.
  - (c) Take a deer outside of lawful hunting hours.
  - (d) Take a deer by any method other than by firearm, bow and arrow, or crossbow.
  - (e) Take a deer with a rimfire firearm .22 caliber or smaller.
  - (f) Take a deer during any firearm deer season in the "limited firearms deer zone," with a firearm other than a shotgun with a smooth or rifled barrel, a .35 caliber or larger pistol capable of holding no more than nine shells at one time in the barrel and magazine combined and loaded with straight-walled cartridges, a .35 caliber or larger rifle loaded with straight-walled cartridges with a minimum case length of 1.16 inches and a maximum case length of 1.80 inches, a .35 caliber or larger air rifle or pistol charged only from an external high-compression power source, or a muzzleloading rifle or black-powder pistol loaded with black-powder or a commercially manufactured blackpowder substitute.
  - (g) Take a deer, or have in possession while hunting deer, a semiautomatic shotgun or rifle, capable of holding more than six shells in the magazine and barrel combined, or use a cartridge containing a tracer or explosive bullet, or a firearm capable of firing more than one shot with a single pull or activation of the trigger.
  - (h) Take a deer using an arrow, bolt, or quarrel with a broadhead hunting type of point less than 7/8 of an inch wide and/or a length less than 14 inches.
  - (i) Take a deer with a crossbow or a modified bow in zone 1 from December 1 to March 31 except for the core CWD surveillance area unless issued a disability crossbow permit by the department.
  - (j) Take a deer while the deer is swimming in a pond, lake, stream, or other body of water.
  - (k) Make use of a dog in hunting a deer, except as noted in section 2.1a of this order.
  - (l) Use aircraft to aid in the taking of a deer.
  - (m) Set afire or assist in setting afire any land for the purpose of driving out a deer, or take or attempt to take a deer so driven out of any land.
  - (n) Purchase a deer license unless the individual holds a current base license.
  - (o) Possess or use natural cervid urine-based lures or attractants not marked with the official archery trade association seal of participation stamp in an area frequented by deer.
- (4) For the purposes of this section and sections 3.100a, and 3.205, "bait" means a substance intended for consumption by deer composed of grains, minerals, salt, fruits, vegetables, hay, or any other food materials, whether natural or manufactured. "Bait" does not include scents – whether composed of natural or synthetic materials – made inaccessible for consumption by deer and placed in such a manner to prohibit any physical contact with deer, the establishment and maintenance of plantings for wildlife, foods found scattered solely as the result of normal agricultural planting or harvesting practices, foods available to deer through normal agricultural practices of livestock feeding if the area is occupied by livestock actively consuming the feed on a daily basis, or standing farm crops under normal agricultural practices. For the purposes of this section, "baiting" means to place, deposit, tend, distribute, or scatter bait to aid in the taking of a deer.
- (a) "Single bite bait" shall mean shelled corn, nuts, beet pulp, deer feed or pellets, or wheat or other grain.
- (5) Except as otherwise provided in this subsection, it shall be unlawful for a person to make use of bait to aid in the taking of a deer within zone 2, zone 3, and the core CWD surveillance area.

(a) Eligible individuals participating in the Liberty Hunt described in section 3.101e, may make use of bait to aid in the taking of a deer if the baiting occurs only from five days prior to the second Saturday in September to the last day of the season and the provisions of subsection (6b), (6c), and (6d) are met. All bait shall be removed prior to any additional hunting during this season. This does not apply to youth hunters participating in the Liberty Hunt who only meet the eligibility requirements of section 3.101e (2a).

(b) Eligible individuals participating in the Independence Hunt as described in section 3.101g, may make use of bait to aid in the taking of a deer if the baiting occurs only from the first day of the season to the last day of the season and the provisions of subsection (6b), (6c), and (6d) are met. All bait shall be removed prior to any additional hunting during this season.

(6) In remaining portions of Michigan not described in subsection (5), a person may engage in baiting only if all of the following conditions apply:

(a) The baiting occurs only from September 15 to January 1, except that eligible participants participating in the Liberty Hunt may use bait five days prior to the second Saturday in September.

(b) The bait material may be of any food type.

(c) The bait is scattered directly on the ground by any means, including mechanical spin-cast feeders, provided that the spin-cast feeder does not distribute on the ground more than the maximum volume allowed as described in subdivision (d) of this subsection. "Scattered" means that the bait is dispersed or thrown over a minimum of a 10- foot by 10-foot or equivalent area so that individual pieces of bait are separated and not placed in piles. The purpose of scattering is to mimic natural feeding conditions.

(d) The volume of bait used at any 1 point in time shall not exceed 2 gallons at any 1 hunting site.

(e) Subsection (6) is subject to Section 3.100a (2) of this order.

(7) Except as otherwise provided by subsection 5, it shall be unlawful for a person to make use of bait to aid in the taking of a deer if the bait and baiting does not meet all of the conditions specified in subsection (6) unless specifically authorized.

History: Eff. Mar 31, 1989; Am. 23, 1989, Eff. Sep 1, 1990; Am. 4, 1990, Eff. Sep 1, 1990; Am. 2, 1993, Eff. Sep 1, 1993; Am. 19, 1993, Eff. Sep 10, 1993; Am. 3, 1994, Eff. Sep 1, 1994; Am. 2, 1998, Eff. May 15, 1998; Am. 15, 1998, Eff. Sep 10, 1998; Am. 1, 1999, Eff. Apr 1, 1999; Am. 3, 1999, Eff. May 1, 1999; Am. 11, 1999, Eff. Jul 8, 1999; Am. 9, 2000, Eff. Jun 9, 2000; Interim Order 3, 2001, Eff. Oct 1, 2001; Am. 8, 2002, Eff. Jun 8, 2002; Am. 2, 2003, Eff. Apr 12, 2003; Am. 8, 2008, Eff. Jun 6, 2008; Am. Interim Order 1, 2008, Eff. Aug 26, 2008; Am. 15, 2008, Eff. Oct 10, 2008; Am. 10, 2011, Eff. Jun 10, 2011; Am. 16, 2011, Eff. Nov 10, 2011; Am. 13, 2012, Eff. Aug 9, 2012; Am. 17, 2013, Eff. Sept 13, 2013; Am. 18, 2013, Eff. October 11, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6, 2014, Eff. June 13, 2014. Interim Order 1, 2015, Eff. May 26, 2015; Am. 9, 2015, Eff. Aug. 14, 2015; Eff. Oct. 14, 2016, Am. 9, 2016; Am. 3, 2017, Eff. May 12, 2017; Am. 4, 2017, Eff. June 9, 2017; Interim Order 1, 2017, Eff. Oct. 4, 2017; Am. 12, 2018, Eff. Aug. 10, 2018; Am. 7, 2019, Eff. July 12, 2019; Am. 6, 2020, Eff. July 17, 2020; Am. 8 of 2020; Eff. Feb. 12, 2021.

### **3.100a Deer and elk feeding; prohibitions and conditions; words and phrases.**

Sec 3.100a (1) A person shall not engage in deer and elk feeding, as defined by section 40102 of 1994 PA 451, MCL 324.40102, within zone 2, zone 3, and the core CWD surveillance area.

(2) Deer and elk feeding prohibited except for recreational viewing and supplemental feeding, conditions for baiting and feeding in certain areas. In remaining portions of Michigan not described in subsection (1), a person shall not engage in deer and elk feeding except for recreational viewing and supplemental feeding conducted as prescribed in this section. In the event CWD is documented within Michigan, outside of the areas described in subsection (1), within 10 miles of Michigan's border with another state or Canadian province, or as determined by the director, the director shall issue an interim order banning the use of bait and banning the feeding of deer and elk, at a minimum, within the relevant CWD management zone.

(3) Recreational viewing in areas not closed to feeding, conditions. In remaining portions of Michigan not described in subsection (1) or identified by provisions of subsection (2), a person may engage in deer and elk feeding for recreational viewing only if all of the following conditions are met:

(a) The feed is placed not more than 100 yards from a residence of the person and upon land owned or possessed by that person.

(b) The feed is placed, scattered, or dispersed at least 100 yards from any area accessible to cattle, goats, sheep, new world camelids, bison, swine, horses, or captive cervidae and no more than 100 yards from a residence.

(c) The feed is scattered directly on the ground by any means, including mechanical spin-cast feeders, provided that the spin-cast feeder does not distribute on the ground more than the maximum volume allowed as described in subdivision (d) of this subsection.

(d) The volume of feed placed, scattered, or distributed does not exceed 2 gallons per residence at any 1 point in time.

(e) The feed placed, scattered, or distributed may be of any food type.

(4) Deer or elk feeding on property under a person's ownership or lease, prohibited conduct, "person" defined. A person shall not allow deer or elk feeding on property under their ownership or control in violation of this section. For the purposes of this subsection, "person" means an individual, partnership, corporation, association, or other nongovernmental legal entity except if the property is leased it shall mean the individual, partnership, corporation, association, or other non-governmental legal entity with control or authority over the property except it shall not include the owner of lands enrolled under the provisions of Part 511, Commercial Forests, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.51101 to 324.51120.

(5) Supplemental feeding of deer, counties listed, conditions. A person may engage in the supplemental feeding of deer in Ontonagon, Houghton, Keweenaw, Baraga, Alger, Luce, Gogebic, and those portions of Marquette and Chippewa counties north of the T43N-T44N boundary line if all of the following conditions are met:

(a) The placement of feed shall not extend beyond May 15 unless otherwise specified in the supplemental deer feeding permit.

(b) All conditions in section 3.100a (8) of this order are met.

(6) A person may engage in the supplemental feeding of deer in Iron, Dickinson, Delta, Menominee, and that portion of Marquette county south of T43N-44N boundary line if all the following apply:

(a) The placement of feed shall not extend beyond May 15 unless otherwise specified in the supplemental deer feeding permit.

(b) All conditions in section 3.100a (8) of this order are met.

(7) A person may engage in the supplemental feeding of deer in Schoolcraft, Mackinac and that portion of Chippewa county south of T43N-44N boundary line if all the following apply:

(a) The placement of feed shall not extend beyond May 15 unless otherwise specified in the supplemental deer feeding permit.

(b) All conditions in section 3.100a (8) of this order are met.

(8) The following conditions must be met to engage in the supplemental feeding of deer in areas noted in section 3.100a (5) to (7) of this order:

(a) Prior to placing any feed, the person first acquires permission of the respective public land administrator and private property owner and a supplemental deer feeding permit issued by a department wildlife biologist. A person engaged in supplemental deer feeding shall possess a copy of the supplemental deer feeding permit and shall produce the permit upon the request of a conservation officer or a law enforcement officer.

(b) The supplemental deer feeding is conducted in compliance with all of the following criteria:

(i) All feed shall be placed one-quarter mile or more from the nearest paved public highway unless otherwise specified in the supplemental deer feeding permit.

(ii) All feed shall be placed at least 1 mile from cattle, goats, sheep, new world camelids, bison, swine, horses, or captive cervidae unless otherwise specified in the supplemental deer feeding permit.

(iii) All feed shall be placed at least 1 mile from wheat fields, potato fields, commercial fruit orchards, commercial plantings of nursery stock or Christmas trees, unless otherwise specified in the supplemental deer feeding permit.

(iv) The feed shall consist solely of grains, second cut alfalfa and clover, and pelletized food materials containing no animal protein which is scattered or dispersed directly upon the ground to a depth which shall not exceed three inches.

(v) The feed shall not be placed or used as bait to take deer.

(c) A person issued a supplemental deer feeding permit shall agree to assist the department in the collection of deer tissue samples for disease surveillance.

(d) A person issued a supplemental deer feeding permit shall report by May 30 the quantity and type of feed used, dates and duration of feeding, and other information as may be specified in the supplemental feeding permit. The department shall report to the commission the number of permits issued, quantity of feed used, and other relevant supplemental deer feeding information.

(e) Failure to comply with all provisions of a supplemental deer feeding permit shall make the permittee ineligible for any future supplemental deer feeding permits.

(f) A person shall not hunt or attempt to hunt over feed placed for deer under a supplemental deer feeding permit.

(g) A permittee or landowner shall not allow an individual to hunt or attempt to hunt over feed placed for deer under a supplemental deer feeding permit.

Compilers Note: MCL 324.40111a, as added by Act 66 of 1999, was repealed by Act 191 of 2004, Eff. Dec 31, 2004; it was subsequently amended by Act 199 of 2009, Eff. Dec 29, 2009, with a sunset provision effective January 1, 2016; the sunset was subsequently removed by Act 265 of 2015, effective January 1, 2016; Am. 7, 2019, Eff. July 12, 2019.

### **3.100b Prohibition on possession of free-ranging deer carcasses or parts thereof; reporting and checking requirements; movement of deer carcasses or parts thereof.**

Sec. 3.100b (1) Except as otherwise provided in this section, a person shall not do any of the following with a deer harvested in Montcalm County in its entirety, Otisco, Orleans, Ronald, or North Plains Townships in Ionia County or Nelson, Spencer, Courtland, Oakfield, Grattan or Cannon Townships in Kent County:

(a) Transport the harvested deer outside the listed areas or

(b) Possess the harvested deer outside the listed areas.

(2) Subsection (1) does not apply if:

(a) The harvested deer is deboned meat, quarters or other parts of a cervid that do not have any part of the spinal column or head attached, antlers, antlers attached to a skull or skull cap cleaned of all brain and muscle tissue, hides, upper canine teeth, or a finished taxidermist mount or;

(b) The deer carcass is taken directly to a registered processor; and/or

(c) The intact deer head detached from the carcass is taken directly to a licensed taxidermist.

History: Am. 12, 2003, Eff. Jul 12, 2003; Am. Interim Order 2, 2008, Eff. Aug 29, 2008; Am. Interim Order 5 of 2008, Eff. Sep 15, 2008; Am. 16, 2008, Eff. Oct 10, 2008; Am. 13, 2012, Eff. Aug 9, 2012; Am. Interim Order 1, 2015, Eff. May 26, 2015; Am. 9, 2015, Eff. Aug. 14, 2015; Am. 4, 2017, Eff. June 8, 2017; Interim Order 1 of 2017, Eff. October 4, 2017; Am. 12, 2018, Eff. Aug. 10, 2018; Am. 7, 2019, Eff. July 7, 2019; Am. 6, Eff. July 17, 2020.

### **3.100c Repealed. Am. 3, 2006, Eff. Jul 7, 2006.**

Compiler's Note: This repealed section has been incorporated into 3.100a and pertained to supplemental deer feeding in the Upper Peninsula.

### **3.101 Deer hunting open seasons; type of deer that may be taken; carrying of firearms, season limit.**

Sec. 3.101. (1) The open firearm deer season shall be from November 15 to November 30.

(2) The open muzzle-loading and black-powder firearms deer season in zone 1, zone 2, and zone 3 shall be a total of 10 days from the first Friday in December to nine days thereafter.

(3) Subject to section 43510(2) and (3), 1994 PA 451 MCL 324.43510, except as provided in subsection (5), an individual hunting deer with a muzzleloading firearm during the muzzle-loading and black-powder firearms season shall only possess or carry afield, or take a deer with a muzzle-loading rifle, muzzle-loading shotgun, or black-powder pistol, loaded with black-powder or a commercially manufactured black-powder substitute, or a crossbow.

(a) Subject to section 43510(2) and (3), 1994 PA 451 MCL 324.43510, except as provided in subsection (5), an individual hunting deer in zone 3, including the entirety of Oceana, Newaygo, Mecosta, Isabella, Midland, and Bay counties, during the muzzle-loading and black-powder firearms season shall only possess or carry afield, or take a deer with a weapon that is legal to possess or carry afield, or to take a deer with during the open firearm deer season for that respective zone.

(4) The open bow and arrow season shall be from October 1 through November 14 and from December 1 through January 1.

(a) Subject to all other provisions of this order, in the urban deer management zone, as defined in chapter XII of this order, the open bow and arrow season shall be from October 1 through November 14 and from December 1 through January 31.

(5) Subject to section 43510(2) and (3), 1994 PA 451 MCL 324.43510, during the open bow and arrow season, as described in subsection (4), an individual hunting deer with a bow and arrow or a crossbow shall not possess or carry afield a pistol, revolver, or any other firearm unless:

(a) The individual is properly licensed to hunt deer with a firearm and is hunting in an area open to firearm deer hunting.

(b) The individual is properly licensed to hunt deer with a firearm and is hunting in an area open to the muzzleloading and black-powder firearms deer season in zone 2 and zone 3.

(c) An individual taking a deer under the terms and conditions of a disease control permit authorized under section 5.77 of this order may possess or carry a bow and arrow or crossbow, and a firearm, if applicable.

(6) An early antlerless firearm deer season shall be a two-day hunt starting the Saturday following September 15 upon privately owned lands within Alcona, Allegan, Alpena, Antrim, Arenac, Bay, Barry, Benzie, Berrien, Branch, Calhoun, Cass, Cheboygan, Clare, Clinton, Crawford, Eaton, Emmet, Genesee, Gladwin, Grand Traverse, Gratiot, Hillsdale, Huron, Ingham, Ionia, Iosco, Isabella, Jackson, Kalamazoo, Kalkaska, Kent, Lake, Lapeer, Lenawee, Livingston, Macomb, Manistee, Mason, Mecosta, Midland, Missaukee, Monroe, Montcalm, Montmorency, Muskegon, Newaygo, Oakland, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Ottawa, Presque Isle, Roscommon, St. Clair, St. Joseph, Saginaw, Sanilac, Shiawassee, Tuscola, Van Buren, Washtenaw, Wayne, Wexford counties, upon privately owned lands within that portion of Charlevoix county within deer management unit 015, and upon privately owned lands within that portion of Leelanau county within deer management unit 045. Only an individual possessing a valid antlerless deer license, a mentored youth hunting license, a deer license, or a deer combination license may take a deer during this season. A deer kill tag issued under the mentored youth hunting license, deer license, or deer combination license shall be used to harvest an antlerless deer only.

(7) A late antlerless firearm deer season shall be from the Monday following the conclusion of the muzzle-loading and black-powder firearms deer season through January 1 upon privately owned lands within Alcona, Allegan, Antrim, Alpena, Arenac, Barry, Bay, Benzie, Berrien, Branch, Calhoun, Cass, Cheboygan, Clare, Clinton, Crawford, Eaton, Emmet, Genesee, Gladwin, Grand Traverse, Gratiot, Hillsdale, Huron, Ingham, Ionia, Iosco, Isabella, Jackson, Kalamazoo, Kalkaska, Kent, Lake, Lapeer,



Lenawee, Livingston, Macomb, Manistee, Mason, Mecosta, Midland, Missaukee, Monroe, Montcalm, Montmorency, Muskegon, Newaygo, Oakland, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Ottawa, Presque Isle, Roscommon, St. Clair, St. Joseph, Saginaw, Sanilac, Shiawassee, Tuscola, Van Buren, Washtenaw, Wayne, Wexford counties, upon privately-owned lands within that portion of Charlevoix county within deer management unit 015, and upon privately owned lands within that portion of Leelanau county within deer management unit 045. The late antlerless firearm season shall be open on public lands in zone 3 as provided for in subsection (a). Only an individual possessing a valid antlerless deer license, a mentored youth hunting license, a deer license, or a deer combination license may take a deer during this season. A deer kill tag issued under the mentored youth hunting license, deer license, or deer combination license shall be used to harvest an antlerless deer only.

(a) Subject to section 43510(2) and (3), 1994 PA 451 MCL 324.43510, except as provided in subsection (5), an individual hunting deer during the late antlerless firearm season on public lands in zone 3 shall only possess or carry afield, or take a deer with a muzzle-loading rifle, muzzle-loading shotgun, or black-powder pistol, loaded with black-powder or a commercially manufactured black-powder substitute. Only an individual possessing a valid antlerless deer license, a mentored youth hunting license, a deer license, or a deer combination license may take a deer. A deer kill tag issued under a mentored youth hunting license, a deer license, or a deer combination license shall be used to harvest any deer.

(8) The deer management assistance firearm hunt period shall be from the first Monday following the third Saturday in December through January 1 upon lands owned by federal, state, county, or local units of government, non-profit organizations, and other urban or suburban properties in zone 3. Only those areas with a wildlife division approved deer population management plan will be considered for issuance of these special deer management assistance permits. Only an individual possessing a valid deer management assistance permit issued for this hunt period may take a deer with a firearm or a crossbow during this season.

(9) The season limit shall be 1 deer per deer license.

(10) Except as provided by subsection (12) and sections 3.101a, 3.101c, 3.101i and 3.101j, the kind of deer which may be taken during the respective open seasons for each combination of season and deer license, except antlerless deer license, shall be as shown in table 2:

**TABLE 2  
License, Season, Deer to be Taken**

| <b>Type of license</b>                         | <b>Season in which used</b>   | <b>Kind of deer that may be taken</b>   |
|--|---|---|
| Deer license, deer combination regular license | Bow and arrow only seasons (zone 1)   | Antlerless or an antlered deer, subject to the following:<br>(a) Antlerless deer shall only be taken in DMUs open to antlerless licenses.<br>(b) Antlerless deer shall not be taken in DMUs 127, 066, 131, 042, 031, 007, and 048. This does not apply to any DMU within a designated core CWD surveillance area.<br>(c) Antler point restrictions apply as provided in sections 3.101a and 3.101c. |
|  |   | (d) Antler point restrictions do not apply in the core CWD surveillance area.   |
| Deer license, deer combination regular license | Bow and arrow only seasons (zones 2 and 3)  | Antlerless or antlered deer. Antler point restrictions apply as provided in sections 3.101i and 3.101j.   |
| Deer license, deer combination regular license | Firearm deer season, muzzleloading and black-powder firearms only season (zone 1) | Antlered deer. Antler point restrictions apply as provided in sections 3.101a and 3.101c. Antler point restrictions do not apply in the core CWD surveillance area.   |

|  |   |  |
|--|---|--|
| Deer license, deer combination regular license | Liberty hunt and Independence hunt (zones 1, 2, and 3)  | Antlerless or antlered deer.   |
| Deer license, deer combination regular license | Firearm deer season, muzzleloading and black-powder firearms only season (zone 2 and 3)                               | Antlerless or antlered deer. Antler point restrictions apply as provided in sections 3.101i and 3.101j.  |
| Deer combination restricted license            | Bow and arrow only season (zone 1)  | An antlerless deer or a deer which has at least 1 antler with 4 or more antler points 1 or more inches in length, subject to the following:<br><br>(a) Antlerless deer shall only be taken in DMUs open to antlerless licenses.<br>(b) Antlerless deer shall not be taken in DMUs 127, 066, 131, 042, 031, 007, and 048. This does not apply to any DMU within a designated core CWD surveillance area.<br>(c) Antler point restrictions do not apply in the core CWD surveillance area. |
| Deer combination restricted license            | Bow and arrow only (zones 2 and 3)  | An antlerless deer or a deer which has at least 1 antler with 4 or more antler points 1 or more inches in length. Antler point restrictions do not apply in the CWD management zone except as provided in 3.101(j).  |
| Deer combination restricted license            | Firearm deer season or muzzleloading and black-powder firearms only season (zone 1)                                   | A deer which has at least 1 antler with 4 or more antler points 1 or more inches in length. Antler point restrictions do not apply in the core CWD surveillance area.  |
| Deer combination restricted license            | Liberty hunt and Independence hunt (zones 1, 2, and 3)  | Antlerless or antlered deer.   |
| Deer combination restricted license            | Firearm deer season or muzzleloading and black-powder firearms only season (zones 2 and 3)                            | An antlerless deer or a deer which has at least 1 antler with 4 or more antler points 1 or more inches in length. Antler point restrictions do not apply in the CWD management zone except as provided in 3.101(j).  |
| Mentored youth deer license                    | Bow and arrow only seasons, firearm deer season, muzzleloading and black-powder firearms only season, or Liberty hunt | Antlerless or antlered deer. Antler point restrictions do not apply.   |

(11) The director may authorize a disease management hunt lasting no longer than nine days between January 2 and March 31 where additional harvest is deemed necessary to meet disease management objectives.

(12) Individuals possessing a deer license, deer combination regular license, or deer combination restricted license are exempt from antler point restrictions during all deer seasons as listed in table 2 if one of the following applies:

(a) The individual is a youth 16 years of age and younger. Individuals under the age of 10 must be licensed through the mentored youth hunting program.

(b) The individual is licensed under a base apprentice license.

History: Eff. Mar 31, 1989; Am. 2, 1989, Eff. Sep 1, 1989; Am. 18, 1989, Eff. Sep 1, 1989; Am. 24, 1989, Eff. Dec 15, 1989; Am. 4, 1990, Eff. Sep 1, 1990; Am. 6, 1991, Eff. Sep 1, 1991; Am. 19, 1993, Eff. Sep 10, 1993; Am. 3, 1994, Eff. Sep 1, 1994; Am. 3, 1997, Eff. Jun 1, 1997; Am. 6,

1998, Eff. May 15, 1998.; Am. 15, 1998, Eff. Sep 10, 1998; Am. 15, 1998, Eff. Sep 10, 1998; Am. 8, 1999, Eff. Sep 1, 1999; Am. 2, 2000, Eff. Jan 14, 2000; Am. 7, 2000, Eff. Sep 1, 2000; Am. 6, 2001, Eff. Jun 1, 2001; Am. 8, 2002, Eff. Jun 8, 2002; Am. 8, 2003, Eff. Jun 7, 2003; Am. 7, 2004, Eff. Jun 5, 2004; Am. 2, 2005, Eff. Mar 11, 2005; Am. 5, 2005, Eff. May 6, 2005; Am. 17, 2006, Eff. Oct 6, 2006; Am. 13, 2007, Eff. Jul 13, 2007; Am. 1, 2008, Eff. Jan 11, 2008; Am. 7, 2008, Eff. May 9, 2008; Am. 10, 2008, Eff. Jun 6, 2008; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 7, 2009, Eff. May 7, 2009; Am. 7, 2010, Eff. May 6, 2010; Am. 17, 2010, Eff. Aug 13, 2010; Am. 6, 2012, Eff. Jun 15, 2012; Am. 10, 2013, Eff. Jul 12, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6, 2014, Eff. June 13, 2014; Am. Interim Order 1, 2015, Eff. May 26, 2015; Am. 5, 2015, Eff. June 12, 2015; Am. 9, 2015, Eff. Aug. 14, 2015; Am. 7, 2016, Eff. May 13, 2016; Am. 4, 2017, Eff. June 9, 2017; Interim Order 1 of 2017, Eff. October 4, 2017; Am. 12, 2018, Eff. Aug. 10, 2018; Am. 7, 2019, Eff. July 12, 2019; Am. 6, Eff. July 17, 2020; Am. 8, 2020; Eff. Feb. 12, 2021.

### **3.101a Deer hunting in zone 1 season limit and, antler restriction.**

Sec. 3.101a (1) Notwithstanding any other provisions of this order, except sections 3.101e and 3.101g, an individual possessing a deer combination regular license shall not take an antlered deer unless the deer has at least 1 antler with 3 or more antler points each 1 or more inches in length in zone 1.

History: Am. 10, 2008, Eff. Jun 6, 2008; Am. 7, 2010, Eff. May 6, 2010; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6, 2014, Eff. June 13, 2014; Am. 4, 2017, Eff. June 9, 2017.

### **3.101b Repealed; Am. 6, 2017, Eff. July 14, 2017.**

Publishers note: The repealed section pertained to "Deer hunting in deer management unit 487, antler restriction."

### **3.101c Deer hunting in deer management unit 117 antler restriction, one antlered deer limit.**

Sec. 3.101c (1) Notwithstanding any other provisions of this order, except sections 3.101e and 3.101g, in deer management unit 117 an individual possessing a deer license or deer combination regular license shall not take an antlered deer unless the deer has at least 1 antler with 3 or more antler points each 1 or more inches in length. An individual shall not take more than one antlered deer in deer management unit 117 in a deer hunting season.

History: Am. 9, 1999, Eff. Sep 1, 1999; Am. 6, 2001, Eff. Jun 1, 2001; Am. 4, 2002, Eff. Jun 1, 2003; Am. 5, 2004, Eff. May 8, 2004; Am. 7, 2006, Eff. May 5, 2006; Am. 10, 2010, Eff. July 8, 2010; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6, 2014, Eff. June 13, 2014; Am. 6, 2017, Eff. July 14, 2017; Am. 6, 2020, Eff. July 17, 2020.

### **3.101d Repealed; Am. 6, 2017, Eff. July 14, 2017.**

Publishers note: The repealed section pertained to "Deer hunting in deer management units 045, 115, and 122 antler restrictions."

### **3.101e Liberty hunt, season established, limits defined, adult requirements, hunting hours.**

Sec. 3.101e (1) The liberty hunt shall be a 2-day hunt starting the second Saturday in September.

(2) Individuals wishing to participate in the liberty hunt shall be eligible if one of the following applies:

(a) A youth 16 years of age or less may participate in the liberty hunt. Hunters under the age of 10 must be licensed through the mentored youth hunting program and accompanied by a qualified mentor.

(b) A veteran with 100 percent disability as defined by the United States department of veterans affairs may participate in the liberty hunt. Documentation from the United States department of veterans affairs indicating 100 percent disability shall be in the possession of a veteran participating in this hunt.

(c) A resident rated by the United States department of veterans affairs as individually unemployable may participate in the Liberty hunt. Documentation from the United States department of veterans affairs indicating this rating shall be in the possession of a veteran participating in this hunt.

(d) An individual is in possession of a permit issued by the department to hunt from a standing vehicle.

(e) An individual is in possession of a permit issued by the department to hunt using a laser sighting device.

(f) An individual is blind as defined by section 1 of 260 PA 1978, MCL 393.351.

(g) An individual is deaf as defined by section 2 of 72 PA 1978, MCL 408.202.

(3) The following rules shall apply to an individual taking deer on the liberty hunt:

(a) A parent or legal guardian shall not allow a youth hunter to go afield to hunt deer unless the youth hunter is accompanied by an adult subject to section 43517 of 1994 PA 451, as amended, MCL 324.43517. Subject to section 43510(2) and (3) of 1994 PA 451, as amended, MCL 324.43510 and

section 43517 of 1994 PA 451, as amended, MCL 324.43517, an adult accompanying a youth firearm deer hunter shall not possess or carry a firearm, crossbow, or bow and arrow, except as a qualified mentored youth hunting program mentor or a veteran with 100 percent disability may possess a firearm, crossbow, or bow and arrow if hunting under the authority of section 3.101e(2b).

(b) The hunting hours shall be one-half hour before sunrise to one-half hour after sunset, local time.

(c) Except as otherwise specifically provided in this section, all regulations of state law and this order regarding the taking, possession, transportation, and storage of deer during a firearm deer season shall apply to an individual participating in the Liberty hunt.

(4) During the Liberty hunt a hunter may take one deer provided they possess a deer license, deer combination license, an antlerless deer license valid for the unit in which they are hunting, or a deer license issued under the mentored youth license. Notwithstanding any other provisions of this order, licenses are valid for either an antlered or an antlerless deer during the Liberty hunt, except that an antlerless deer license is valid only for an antlerless deer.

History: Am. 8, 2000, Eff. Sep 1, 2000; Am. 6, 2001, Eff. Jun 1, 2001; Am. 7, 2004, Eff. Jun 5, 2004; Am. 2, 2005, Eff. Mar 11, 2005; Am. 16, 2006, Eff. Aug 11, 2006; Am. 13, 2007, Eff. Jul 13, 2007; Am. 7, 2008, Eff. May 9, 2008; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 10, 2010, Eff. July 8, 2010; Am. 17, 2010, Eff. Aug 13, 2010; Am. 6, 2012, Eff. Jun 15, 2012; Am. 10, 2013, Eff. Jul 12, 2013; Am. 2, 2014, Eff. Mar 1, 2014. Am. 7, 2019, Eff. July 12, 2019; Am. 6, 2020, Eff. July 17, 2020.

### **3.101f Permitted tagging of male antlerless deer.**

Sec. 3.101f Notwithstanding the provisions of subsection 3.101(10) regarding the kind of deer that may be taken, a person with unused kill tags valid for both an antlered and antlerless deer for the deer management unit in which they are hunting, and killing a male antlerless deer, may tag the male antlerless deer with a kill tag designated in subsection 3.101(10) for the taking of an antlered deer.

History: Am. 6, 2001, Eff. Jun 1, 2001; Am. 8, 2003, Eff. Jun 7, 2003.

### **3.101g Independence hunt, season established, eligibility requirements, limits defined.**

Sec. 3.101g (1) The independence hunt shall be a total of 4 days starting the Thursday prior to the third Saturday in October and for 3 days thereafter upon privately owned land, or public land requiring an access permit and open to the independence hunt by lottery.

(2) An individual wishing to participate in the independence hunt shall be eligible if one of the following applies:

(a) An individual is in possession of a permit issued by the department to hunt from a standing vehicle.

(b) A veteran with 100 percent disability as defined by the United States department of veterans affairs. Documentation from the United States department of veterans affairs indicating 100 percent disability shall be in the possession of a veteran participating in this hunt.

(c) A resident rated by the United States department of veterans affairs as individually unemployable. Documentation from the United States department of veterans affairs indicating this rating shall be in the possession of a veteran participating in this hunt.

(d) An individual is blind, as defined by section 1 of 1978 PA 260, MCL 393.351.

(e) An individual is in possession of a permit issued by the department to hunt using a laser sighting device.

(f) An individual is deaf as defined by section 2 of 72 PA 1978, MCL 408.202.

(3) An eligible individual wishing to participate in the independence hunt on public land must apply for a permit through a lottery system in accordance with instructions provided by the land manager.

(4) Except as otherwise specifically provided in this section, all regulations of state law and this order regarding the taking, possession, transportation, and storage of deer during a firearm deer season shall apply to an individual participating in this hunt.

(5) During the independence hunt, a qualifying hunter may take one deer provided they possess a deer

license, deer combination license, or an antlerless deer license valid for the unit in which they are hunting. Notwithstanding any other provisions of this order, during the independence hunt, a deer license or deer combination license is valid for either an antlered or an antlerless deer.

History: Eff. Jan 11, 2008; Am. 7, 2008, Eff. May 9, 2008; Am. 10, 2013, Eff. Jul 12, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6 2020, Eff. July 17, 2020.

### **3.101h Repealed. Am. 9, 2015, Eff. Aug 14, 2015.**

History: Interim Order 2, 2008, Eff. Aug 29, 2008; Am. Interim Order 5, 2008, Eff. Sep 15, 2008; Am. 16, 2008, Eff. Oct 10, 2008; Am. 13, 2012, Eff. Aug 9, 2012; Am. Interim Order 1, 2015, Eff. May 26, 2015; Am. 9, 2015, Eff. Aug. 14, 2015.

### **3.101i Deer hunting in the northwest Lower Peninsula, antler restriction.**

Sec. 3.101i (1) Notwithstanding any other provisions of this order, except sections 3.101e and 3.101g, in deer management units 005, 010, 015, 024, 028, 040, 043, 045, 051, 053, 057, 067, 083, and 115, an individual possessing a deer license or deer combination regular license shall not take an antlered deer unless the deer has at least 1 antler with 3 or more antler points each 1 or more inches in length.

History: Am. 9, 2013, Eff. Jun 14, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6, 2014, Eff. June 13, 2014; Am. 6, 2017, Eff. July 14, 2017 Am. 7, 2019, Eff. July 12, 2019; Am. 6, 2020, Eff. July 17, 2020.

### **3.101j Deer hunting in deer management units 034, 054, and 059, antler restriction, sunset.**

Sec. 3.101j (1) Notwithstanding any other provisions of this order, except sections 3.101e and 3.101g, in deer management units 034, 054, and 059, an individual shall not take an antlered deer unless the deer has at least 1 antler with 4 or more antler points each 1 or more inches in length.

(2) This section shall be rescinded after the 2021 deer hunting season.

History: Am. 7, 2019, Eff. July 12, 2019; Am. 8, 2020; Eff. Feb. 12, 2021.

### **3.102 Antlerless deer license; validity; authority; types; restrictions; units.**

Sec. 3.102. (1) Antlerless deer licenses are valid on public and private lands in all open deer management units when those units have a season open to the taking of deer, unless otherwise specified. Antlerless deer licenses do not grant permission to hunt on private property without the permission of the landowner.

(2) It shall be unlawful for an individual to purchase an antlerless deer license unless the individual holds a current base license or mentored youth license.

(3) Antlerless deer licenses shall only be valid for taking an antlerless deer.

(4) The deer management units, as defined in chapter XII, listed in section 3.105a are open to the taking of antlerless deer by a valid antlerless deer license.

(5) The director, in consultation with and concurrence of the natural resources commission, may require an application to obtain an antlerless deer license or may issue antlerless deer licenses through the retail sales system on a first-come, first-served basis for use in designated deer management units.

(6) The director in consultation with and concurrence of the natural resources commission may issue antlerless deer licenses through the retail sales system on a first-come, first-served basis for use in designated deer management units when the director determines that antlerless deer licenses remain unsold after the drawing, provided for in section 3.104, has been held or where such issuance is in the best interest of deer management. An application for the current year is not required to purchase an antlerless deer license that remains after the drawing, provided for in section 3.104, has been held.

(7) Requirements; restrictions for young hunters:

(a) A hunter under the age of 10 must be licensed through the mentored youth hunting program and accompanied by a qualified mentor. Youth under 10 years of age may hunt antlerless deer subject to the mentored youth hunting program as described in section 2.14 of this order. A deer kill tag issued under the mentored youth hunting license shall be valid for any deer in any open deer management unit, except during antlerless-only seasons when only an antlerless deer may be taken. When used to harvest an antlered deer, antler point restrictions do not apply.

(b) A hunter 16 years of age or younger on or before the 4th Saturday in September may purchase 1

antlerless deer license, over the counter, on a first-come, first-served basis, during the application period for antlerless licenses for any deer management unit with antlerless licenses available, if applicable.

(8) An individual may purchase up to a season limit of 10 antlerless deer licenses statewide until the quota has been met.

History: Eff. Mar 31, 1989; Am. 3, 1989, Eff. Sep 1, 1989; Am. 4, 1990, Eff. Sep 1, 1990; Am. 6, 1991, Eff. Sep 1, 1991; Am. 3, 1997, Eff. Jun 1, 1997; Am. 6, 1998, Eff. May 15, 1998; Am. 15, 1998, Eff. Sep 10, 1998; Am. 8, 1999, Eff. Sep 1, 1999; Am. 14, 2000, Eff. Jul 14, 2000; Am. 4, 2001, Eff. Jun 1, 2001; Am. 8, 2002, Eff. Jun 8, 2002; Am. 12, 2004, Eff. Jun 5, 2004; Am. 2, 2006, Eff. May 5, 2006; Am. 8, 2006, Eff. Jun 2, 2006; Am. 16, 2006, Eff. Aug 11, 2006; Am. 13, 2007, Eff. Jul 13, 2007; Am. 7, 2008, Eff. May 9, 2008; Am. 7, 2009, Eff. May 7, 2009; Am. 13, 2009, Eff. Jul 9, 2009; Am. 7, 2010, Eff. May 6, 2010; Am. 7, 2011, Eff. Jun 10, 2011; Am. 6, 2012, Eff. Jun 15, 2012; Interim Order Am. 1, 2012, Eff. Nov. 9, 2012 through May 8, 2013; Am. 8, 2013, Eff. June 14, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 6, 2014, Eff. June 13, 2014; Am. Interim Order 1, 2015, Eff. May 26, 2015; Am. 9, 2015, Eff. Aug. 14, 2015; Am. 7, 2016, Eff. May 13, 2016; Am. 4, 2017, Eff. June 9, 2017; Am. 5, 2018, Eff. April 13, 2018; Am. 12, 2018, Eff. Aug. 10, 2018; Am. 6, 2020, Eff. July 17, 2020; Am. 8, 2020, Eff. Feb. 12, 2021.

### **3.103 Issuance of deer or elk kill tags; validation of deer or elk kill tag; unlawful acts.**

Sec. 3.103 (1) The director shall issue a kill tag as part of each deer or elk hunting license. A person who kills a deer or elk shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the antler, lower jaw, or gambrel of the deer or elk in a secure and permanent manner.

(2) Except as provided in this subsection for the removal of a kill tag, it shall be unlawful to possess or transport a deer or elk without a validated kill tag attached. The kill tag shall remain attached to the carcass until any 1 of the following conditions are met:

(a) The carcass is processed or butchered for consumption by an individual for their personal use.

(b) The carcass is accepted for processing and recorded by a commercial processor. If the antlers or head is returned to the person submitting the animal to the commercial processor, the kill tag shall accompany the head or antlers.

(c) The carcass is accepted for processing and recorded by a taxidermist.

History: Eff. Mar 31, 1989; Am. 3, 1989, Eff. Sep 1, 1989; Am. 19, 1993, Eff. Sep 10, 1993; Am. 3, 1994, Eff. Sep 1, 1994; Am. 3, 1997, Eff. Jun 1, 1997; Am. 6, 1998, Eff. May 15, 1998; Am. 4, 2018, Eff. April 13, 2018.

### **3.104 Antlerless deer hunting license application procedures; qualifications; unlawful acts.**

Sec. 3.104 (1) A person desiring to acquire an antlerless deer hunting license that is available by application must make application for a license through the retail sales system in accordance with instructions provided by the department. The fee for each antlerless deer license shall be established by the director. If the number of applications for a license in any unit exceeds the quota of licenses to be issued, a random drawing will determine the successful applicants.

(2) A person shall not make more than 1 application for an antlerless deer hunting license per license year.

(3) Applications must be submitted in accordance with instructions no later than August 15 of the year in which application was made to be eligible for the drawing.

History: Eff. Mar 31, 1989; Am. 3, 1989, Eff. Sep 1, 1989; Am. 3, 1992, Eff. Sep 1, 1992; Am. 3, 1994, Eff. Sep 1, 1994; Am. 6, 1995, Eff. Sep 1, 1995; Am. 3, 1997, Eff. Jun 1, 1997; Am. 5, 1997, Eff. Aug 1, 1997; Am. 6, 1998, Eff. May 15, 1998; Am. 8, 1999, Eff. Sep 1, 1999; Am. 14, 2000, Eff. Jul 14, 2000; Am. 4, 2001, Eff. Jun 1, 2001; Am. 14, 2001, Eff. Sep 15, 2001; Am. 8, 2002, Eff. Jun 8, 2002; Am. 2, 2006, Eff. May 5, 2006; Am. 8, 2006, Eff. Jun 2, 2006; Am. 13, 2007, Eff. Jul 13, 2007; Am. 7, 2008, Eff. May 9, 2008. Am. 8, 2020, Eff. Feb. 12, 2021.

### **3.105 Antlerless-only license quotas.**

Sec. 3.105 (1) The director in consultation with and concurrence with the natural resources commission may make appropriate minor changes to antlerless deer quotas to meet disease control, population goal, or other management objectives.

(2) Notwithstanding any other provision of this section, an antlerless deer license is valid on public and private lands in all open deer management units when those units have a season open to the take of antlerless deer except for the following areas as noted in table 3:

**TABLE 3**  
**Deer Management Unit (DMU) License Quotas**

| DMU | DMU Name                | Total licenses |
|-----|-------------------------|----------------|
| 145 | North Manitou Island    | *              |
| 174 | St. Clair Flats         | *              |
| 245 | South Fox Island        | *              |
| 273 | Shiawassee Unit         | *              |
| 351 | Mideast Upper Peninsula | **             |
| 352 | Midwest Upper Peninsula | **             |

\*Antlerless deer licenses are managed locally on public land.

\*\*An antlerless deer hunting access permit is required to hunt antlerless deer within these DMUs when using an antlerless deer license.

History: Eff. Mar 31, 1989, Am. 18, 1989, Eff. Sep 1, 1989; Am. 4, 1990, Eff. Sep 1, 1990; Am. 3, 1997, Eff. Jun 1, 1997; Am. 14, 2005, Eff. Jul 8, 2005; Am. 12, 2006, Eff. Jul 7, 2006; Am. 13, 2007, Eff. Jul 13, 2007; Am. 12, 2008, Eff. Jul 11, 2008; Am. 13, 2009, Eff. Jul 9, 2009; Am. 12, 2010, Eff. July 8, 2010; Am. 14, 2011, Eff. Jul 8, 2011; Am. 11, 2012, Eff. Jul 13, 2012; Am. 11, 2013, Eff. Jul 12, 2013; Am. 9, 2014, Eff. Jul 11, 2014; Apr 23, 2015, Technical Modification to add clarifying footnote \*\*; Am. Interim Order 1, 2015, Eff. May 26, 2015; Am. 9, 2015, Eff. Aug. 14, 2015; Am. 7, 2016, Eff. May 13, 2016; Am. 5, 2017, Eff. July 14, 2017; Am. 11, 2018, Eff. July 13, 2018; Am. 12, 2018, Eff. Aug. 10, 2018; Am. 6, 2019, Eff. June 14, 2019; Am. 6, 2020, Eff. July 17, 2020. Am. 8, 2020; Eff. Feb. 12, 2021.

### 3.105a Deer management units open to antlerless license quotas.

Sec. 3.105a (1) Notwithstanding any other provision of this section the status of each deer management unit for antlerless deer licenses shall be as shown in table 4:

**TABLE 4**  
**Open and Closed DMU Status**

| DMU Number | DMU Name              | Antlerless Deer License |
|------------|-----------------------|-------------------------|
| 003        | Allegan County        | Open                    |
| 005        | Antrim County         | Open                    |
| 006        | Arenac County         | Open                    |
| 007        | Big Bay Unit          | Closed                  |
| 008        | Barry County          | Open                    |
| 009        | Bay County            | Open                    |
| 010        | Benzie County         | Open                    |
| 013        | Calhoun County        | Open                    |
| 014        | Cass County           | Open                    |
| 015        | Charlevoix County     | Open                    |
| 016        | Cheboygan County      | Open                    |
| 017        | Sault Ste. Marie Unit | Open                    |
| 018        | Clare County          | Open                    |
| 019        | Clinton County        | Open                    |
| 020        | Crawford County       | Open                    |
| 021        | Manistique Unit       | Open                    |
| 022        | Crystal Falls Unit    | Open                    |
| 023        | Eaton County          | Open                    |
| 024        | Emmet County          | Open                    |
| 025        | Genesee County        | Open                    |
| 026        | Gladwin County        | Open                    |
| 027        | Watersmeet Unit       | Open                    |
| 028        | Grand Traverse County | Open                    |
| 029        | Griiot County         | Open                    |
| 030        | Hillsdale County      | Open                    |
| 031        | Nissula Unit          | Closed                  |
| 032        | Huron County          | Open                    |
| 033        | Ingham County         | Open                    |
| 034        | Ionia County          | Open                    |
| 036        | Amasa/Michigamme Unit | Open                    |
| 037        | Isabella County       | Open                    |
| 038        | Jackson County        | Open                    |
| 039        | Kalamazoo County      | Open                    |
| 040        | Kalkaska County       | Open                    |

|     |   |        |
|-----|---|--------|
| 041 | Kent County                                     | Open   |
| 042 | Keweenaw Unit                                   | Closed |
| 043 | Lake County                                     | Open   |
| 044 | Lapeer County                                   | Open   |
| 045 | Leelanau County                                 | Open   |
| 046 | Lenawee County                                  | Open   |
| 047 | Livingston County                               | Open   |
| 048 | Newberry Unit                                   | Closed |
| 050 | Macomb County                                   | Open   |
| 051 | Manistee County                                 | Open   |
| 053 | Mason County                                    | Open   |
| 054 | Mecosta County                                  | Open   |
| 055 | Menominee Unit                                  | Open   |
| 056 | Midland County                                  | Open   |
| 057 | Missaukee County                                | Open   |
| 058 | Monroe County                                   | Open   |
| 059 | Montcalm County                                 | Open   |
| 061 | Muskegon County                                 | Open   |
| 062 | Newaygo County                                  | Open   |
| 063 | Oakland County                                  | Open   |
| 064 | Oceana County                                   | Open   |
| 065 | Ogemaw County                                   | Open   |
| 066 | Ontonagon County                                | Closed |
| 067 | Osceola County                                  | Open   |
| 069 | Otsego County                                   | Open   |
| 070 | Ottawa County                                   | Open   |
| 072 | Roscommon County                                | Open   |
| 073 | Saginaw County                                  | Open   |
| 074 | St. Clair County                                | Open   |
| 075 | St. Joseph County                               | Open   |
| 076 | Sanilac County                                  | Open   |
| 078 | Shiawassee County                               | Open   |
| 079 | Tuscola County                                  | Open   |
| 080 | Van Buren County                                | Open   |
| 081 | Washtenaw County                                | Open   |
| 082 | Wayne County                                    | Open   |
| 083 | Wexford County                                  | Open   |
| 115 | Beaver Island                                   | Open   |
| 117 | Drummond Island                                 | Open   |
| 121 | Bay De Noc                                      | Open   |
| 122 | Norway Unit                                     | Open   |
| 127 | Ironwood Unit                                   | Closed |
| 131 | Twin Lakes Unit                                 | Closed |
| 145 | North Manitou Island                            | Open   |
| 149 | Round/Bois Blanc Island                         | Open   |
| 152 | Gwinn Unit                                      | Open   |
| 155 | Gladstone Unit                                  | Open   |
| 174 | St. Clair Flats                                 | Open   |
| 245 | South Fox Island                                | Open   |
| 249 | Trout Lake Unit                                 | Open   |
| 252 | Rock Unit                                       | Open   |
| 255 | La Branche Unit                                 | Open   |
| 273 | Shiawassee Unit                                 | Open   |
| 311 | Keeler Unit (Berrien - Cass - Van Buren)        | Open   |
| 312 | Sherwood Unit (Branch - Kalamazoo - St. Joseph) | Open   |
| 332 | Greenleaf Unit (Huron - Sanilac - Tuscola)      | Open   |
| 349 | Engadine Unit                                   | Open   |
| 452 | TB Core Area                                    | Open   |



|     |                         |      |
|-----|-------------------------|------|
| 487 | NLP Multi-County Unit   | Open |
| 351 | Mideast Upper Peninsula | Open |
| 352 | Midwest Upper Peninsula | Open |

History Note: Am. 8, 2006, Eff. Jun 2, 2006; Am. 7, 2007, Eff. Jun 8, 2007; Am. 8, 2008, Eff. Jun 6, 2008; Am. 11, 2009, Eff. Jun 4, 2009; Am. 10, 2010, Eff. July 8, 2010; Am. 9, 2011, Eff. Jun 10, 2011; Am. 6, 2012, Eff. Jun 15, 2012; Am. 8, 2013, Eff. Jun 14, 2013; Am. 6, 2014, Eff. June 13, 2014; Am. Interim Order 1, 2015, Eff. May 26, 2015; Am. 9, 2015, Eff. Aug. 14, 2015; Am. 7, 2016, Eff. May 13, 2016; Am. 4, 2017, Eff. June 9, 2017; Am. 9, 2018, Eff. June 15, 2018; Am. 6, 2019, Eff. June 14, 2019; Am. 6, 2020, Eff. July 17, 2020; Am. 8, 2020, Eff. Feb. 12, 2021.

### **3.106 South Fox Island deer management unit, open seasons, permitted hunting arms.**

Sec. 3.106 (1) The bow and arrow only deer hunting season shall be from October 1 to October 28 within the South Fox Island deer management unit.

(2) The firearm deer hunting season shall be from October 29 to November 26 within the South Fox Island deer management unit. Permissible firearms, crossbows, and bows and arrows shall be the same as those for zone 2 during the firearm deer season.

(3) A person shall not take a deer from November 27 to January 1 within the South Fox Island deer management unit.

History: Eff. Mar 31, 1989; Am. 17, 1990, Eff. Sep 1, 1990; Am. 5, 1993, Eff. Sep 1, 1993; Am. 3, 1997, Eff. Jun 1, 1997; Am. 7, 2004, Eff. Jun 5, 2004; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 17, 2010, Eff. Aug 13, 2010; Am. 6, 2017, Eff. July 14, 2017.

### **3.107 Repealed; Am. 6, 2017, Eff. July 14, 2017.**

Publishers note: The repealed section pertained to "South Fox Island deer hunting regulations."

### **3.108 North Manitou island deer management unit, deer hunting regulations.**

Sec. 3.108 (1) A special permit is required to hunt deer during the designated open firearms season within the North Manitou island deer management unit. The special permit shall be applied for by contacting the park superintendent, Sleeping Bear Dunes National Lakeshore. To establish hunting eligibility, a current State of Michigan deer hunting license must be purchased. Proof of hunting license purchase is required. In issuing these free permits, the park superintendent shall serve as the agent of the department to implement the open firearms deer hunt on North Manitou island as designated in section 3.110 of this order.

(2) A current deer license for the appropriate season shall be required to hunt deer during the designated open bow and arrow only deer hunting season on North Manitou island as designated in section 3.110 of this order. No special permit is required during the open bow and arrow only deer hunting season.

(3) An individual shall not sell, lend, or allow another person to use their North Manitou island special permit, nor shall an individual use or attempt to use another person's North Manitou Island special permit.

(4) The park superintendent or his agents shall affix a validation tag to each legally taken deer during the open firearms season for the North Manitou island deer management unit.

(5) The use of bait is prohibited on North Manitou island.

History: Eff. Mar 31, 1989; Am. 10, 1991, Eff. Sep 1, 1991; Am. 7, 2004, Eff. Jun 5, 2004; Am. 2, 2014, Eff. Mar 1, 2014; Am. 4, 2017, Eff. June 9, 2017; Am. 8, 2020, Eff. Feb. 12, 2021.

### **3.109 North Manitou island deer management unit, season limit, exemption.**

Sec. 3.109 (1) An individual shall not be limited on the number of deer taken from the North Manitou island deer management unit during the designated open firearms season for North Manitou island. Deer taken from the North Manitou island deer management unit during the designated open firearms season shall not be included in the season limit as defined in section 3.101(8) of this order. Deer taken on North Manitou island shall not be tagged using a deer license during the open firearms season on North Manitou island as designated in section 3.110 of this order.

(2) Deer taken from the North Manitou island deer management unit during the designated open bow and arrow only deer hunting season shall be included in the season limit as defined in section 3.101 (8) of this order and shall be tagged using a valid deer license.

History: Eff. Mar 31, 1989; Am. 15, 1998, Eff. Sep 10, 1998; Am. 8, 1999, Eff. Sep 1, 1999; Am. 8, 2003, Eff. Jun 7, 2003; Am. 13, 2007, Eff. Jul 13, 2007; Am. 2, 2014, Eff. Mar 1, 2014; Am. 4, 2017, Eff. June 9, 2017.

### **3.110 North Manitou island deer management unit, deer hunting seasons.**

Sec. 3.110 (1) The open bow and arrow only deer hunting season shall be from October 1 through the last Friday of October within the North Manitou island deer management unit.

(2) The permitted dates of the open firearms deer hunting season within the North Manitou island deer management unit shall be determined by the park superintendent or his agents annually. The open firearm deer hunting season will not occur sooner than the last Saturday in October or later than November 13 within the North Manitou island deer management unit.

History: Eff. Mar 31, 1989; Am. 10, 1989, Eff. Sep 1, 1989; Am. 10, 1991, Eff. Sep 1, 1991; Am. 8, 1999, Eff. Sep 1, 1999; Am. 9, 2001, Eff. Aug 1, 2001; Am. 8, 2002, Eff. Jun 8, 2002; Am. 5, 2005, Eff. May 6, 2005; Am. 13, 2007, Eff. Jul 13, 2007; Am. 6, 2012, Eff. Jun 15, 2012; Am. 4, 2017, Eff. June 9, 2017.

### **3.111 Repealed. Am. 10, 1991, Eff. Sep 1, 1991.**

Publisher's note: The repealed section pertained to North Manitou Island deer management unit, firearm season, hunting periods, permit numbers, and weapon restrictions.

### **3.112 Shiawassee deer management unit, deer hunting regulations.**

Sec. 3.112 A person hunting deer in the Shiawassee deer management unit shall comply with all existing laws and rules regarding the taking of deer including section 13.9 of this order. In addition:

(1) A person shall not hunt deer in the Shiawassee deer management unit without a Shiawassee deer hunting permit.

(2) A person hunting deer within the Shiawassee deer management unit shall comply with all rules and regulations printed on their Shiawassee deer hunting permit.

History: Eff. Mar 31, 1989; Am. 14, 1989, Eff. Sep 1, 1989; Am. 13, 1990, Eff. Sep 1, 1990; Am. 11, 1991, Eff. Sep 1, 1991.

### **3.113 Shiawassee deer hunting permits, application process; drawings; unlawful acts.**

Sec. 3.113 (1) Shiawassee deer hunting permits will be issued to persons chosen in random drawings from applicants for each hunting period. Permits shall not be transferable to other hunters.

(2) Applications for preregistered hunts in the Shiawassee deer management unit will be in accordance with instructions provided by the department. It shall be unlawful to apply more than once or for more than 1 preregistered deer hunt.

(3) Applications for preregistered deer hunts must be submitted in accordance with instructions no later than August 15.

History: Eff. Mar 31, 1989; Am. 14, 1989, Eff. Sep 1, 1989; Am. 13, 1990, Eff. Sep 1, 1990; Am. 11, 1991, Eff. Sep 1, 1991; Am. 6, 1995, Eff. Sep 1, 1995; Am. 9, 1998, Eff. Sep 1, 1998; Am. 7, 2004, Eff. Jun 5, 2004; Am. 11, 2010, Eff. June 3, 2010.

### **3.114 Repealed. Am. 11, 1991, Eff. Sep 1, 1991.**

Publisher's note: The repealed section pertained to Shiawassee river state game area, bow and arrow only deer hunt, open season, and permits.

### **3.115 Repealed. Am. 11, 1991, Eff. Sep 1, 1991.**

Publisher's note: The repealed section pertained to Shiawassee river state game area, firearm deer hunting, open season, and permits.

### **3.116 Repealed. Am. 6 1998, Eff. May 15, 1998.**

Publisher's note: The repealed section pertained to deer management unit 215 early firearm season for antlerless deer.

### **3.117 Repealed. Am. 6, 1998, Eff. May 15, 1998.**

Publisher's note: The repealed section pertained to a late antlerless deer season.

### **3.118 Repealed. Am. 13, 1990, Eff. Sep 1, 1990.**

Publisher's note: The repealed section pertained to early muzzle-loader and black-powder deer hunting in the Shiawassee national wildlife refuge.

### **3.120 Repealed. Am. 15, 1998, Eff. Sep 10, 1998.**

Publisher's note: The repealed section pertained to crop bonus deer hunting licenses and deer management assistance (DMA) hunting licenses; criteria for issuance, application procedures, restrictions and requirements; unlawful acts.

### **3.121 Repealed. Am. 6, 1996, Eff. Sep 1, 1996.**

Publisher's note: The repealed section pertained to Crop depredation bonus deer hunting licenses; revocation, suspension.

### **3.122 Repealed. Am. 9, 2001, Eff. Aug 1, 2001.**

### **3.123 Taking of white-tailed deer marked with visible ear tag identification.**

(1) A department or federal employee may kill a white-tailed deer that bears visible ear tag identification, if the animal is confirmed by a department or federal employee to have been outside of the perimeter of a registered cervidae livestock operation for more than 48 hours.

(2) White-tailed deer of either sex that bear visible ear tag identification may be taken by hunting statewide by a person with a valid hunting license, with the exception of an apprentice license, in compliance with all other laws and rules for the taking of game.

(3) Any animal taken under this section must be submitted for registration and disease testing in a manner specified by the department.

History: Am. 9, 2007 Eff. May 11, 2007.

### **3.124 Mideast Deer Management Unit 351 and Midwest Deer Management Unit 352, deer hunting regulations, deer hunting access permits, application process, drawings, unlawful acts.**

3.124 (1) A person hunting deer in the Mideast deer management unit 351 or Midwest deer management unit 352 shall comply with all existing laws and rules regarding the taking of deer.

(2) A person shall not hunt deer in the Mideast deer management unit 351 or Midwest deer management unit 352 without a deer hunting access permit.

(3) A person hunting deer in the Mideast deer management unit 351 or Midwest deer management unit 352 shall comply with all rules and regulations printed on their deer hunting access permit.

(4) Deer hunting access permits will be issued to persons chosen in a random drawing from applicants. Permits shall not be transferrable to other hunters. The department may limit the number of deer hunting access permits that are available for the drawing for each deer management unit.

(5) Applications must be submitted in accordance with instructions no later than August 15 of that year in which application was made to be eligible for the drawing.

(6) A person shall not make more than 1 application for a deer hunting access permit per license year.

(7) Any leftover hunting access permits may be issued to hunters after the drawing on a first-come, first-served basis until quotas are met.

(8) The Department may allow a hunter 16 years of age or younger on or before the 4th Saturday in September to purchase 1 antlerless deer hunting access permit for the Mideast deer management unit 351 or the Midwest deer management unit 352 over the counter during the application period for antlerless deer hunting access permits for the Mideast deer management unit 351 or the Midwest deer management unit 352.

History: Am. 8, 2020; Eff. Feb. 12, 2021.

### **3.200 Bear population management, harvest quotas.**

Sec. 3.200 The department shall monitor the bear population in each bear management unit described in sections 12.550 to 12.559. The department shall establish an annual harvest quota based upon the management objectives for each unit. The department shall limit the number of resident and nonresident hunters through an annual lottery in each unit in such a manner that the annual quota is removed.

History: Eff. Mar 31, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 3, 1998, Eff. Jun 1, 1998; Am. 1, 2006, Eff. May 5, 2006.

### **3.200a Bear license application, license purchase.**

Sec. 3.200a (1) Only a successful applicant who holds a current base license or mentored youth license may purchase a bear license.

(2) Youth under 10 years of age may hunt bear subject to the mentored youth hunting program as described in section 2.14 of this order.

History: Am. 2, 1993, Eff. Sep 1, 1993; Am. 4, 1995, Eff. Sep 1, 1995; Am. 3, 1998, Eff. Jun 1, 1998; Am. 1, 2006, Eff. May 5, 2006; Am. 16, 2006, Eff. Aug 11, 2006; Am. 5, 2007, Eff. Apr 13, 2007; Am. 4, 2014, Eff. Apr 11, 2014; Am. 5, 2018, Eff. April 13, 2018.

### 3.200b Bear population, harvest quotas.

Sec. 3.200b (1) The black bear hunt seasons and quotas for general licenses valid on all land within the listed units are as shown in table 5:

**TABLE 5**  
**Bear Management Unit (BMU) Hunt Periods and License Quotas**

| <b>BMU Name</b>         | <b>Hunt Period</b> | <b>Licenses</b> | <b>Total</b> |
|-------------------------|--------------------|-----------------|--------------|
| <b>Amasa</b>            | First              | 105             |              |
|                         | Second             | 125             |              |
|                         | Third              | 270             |              |
| <b>Unit total</b>       |                    |                 | 500          |
| <b>Baraga</b>           | First              | 285             |              |
|                         | Second             | 410             |              |
|                         | Third              | 850             |              |
| <b>Unit total</b>       |                    |                 | 1,545        |
| <b>Bergland</b>         | First              | 185             |              |
|                         | Second             | 265             |              |
|                         | Third              | 600             |              |
| <b>Unit total</b>       |                    |                 | 1,050        |
| <b>Carney</b>           | First              | 90              |              |
|                         | Second             | 110             |              |
|                         | Third              | 350             |              |
| <b>Unit total</b>       |                    |                 | 550          |
| <b>Drummond</b>         | First              | 6               | 6            |
| <b>Gwinn</b>            | First              | 150             |              |
|                         | Second             | 215             |              |
|                         | Third              | 585             |              |
| <b>Unit total</b>       |                    |                 | 950          |
| <b>Newberry</b>         | First              | 220             |              |
|                         | Second             | 265             |              |
|                         | Third              | 685             |              |
| <b>Unit total</b>       |                    |                 | 1,170        |
| <b>UP Total</b>         |                    |                 | 5,771        |
| <b>Baldwin</b>          | First              | 340             |              |
| <b>Gladwin</b>          | First              | 120             |              |
| <b>Red Oak</b>          | First              | 770             |              |
| <b>NLP total</b>        |                    |                 | 1,230        |
| <b>State-wide total</b> |                    |                 | 7,001        |

History: Am. 1, 2006, Eff. May 5, 2006; Am. 5, 2007, Eff. Apr 13, 2007; Am. 5, 2008, Eff. Apr 11, 2008; Am. 5, 2009, Eff. Apr 3, 2009; Am. 5, 2010, Eff. Apr 8, 2010; Am. 5, 2012, Eff. Apr 6, 2012; Am. 4, 2014, Eff. Apr 11, 2014; Am. 2, 2015, Eff. Apr 10, 2015; Am. 5, 2016, Eff. April 15, 2016; Am. 1, 2017, Eff. Mar. 10, 2017; Am. 4 Mar., 2019, Eff. Mar. 15, 2019; Am. 3, 2021, Eff. Apr. 16, 2021.

### 3.201 Bear hunting; kill tag requirements; method of take; season limit.

Sec. 3.201 (1) The department shall issue a kill tag as part of the bear hunting license. An individual shall not kill or attempt to kill a bear unless the individual has a valid bear kill tag issued in the individual's name for the bear management unit in which the individual is hunting. The licensee must provide the kill tag and bear license to a conservation officer upon request.

(2) A licensee who kills a bear shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the lower jaw of the bear in a secure and permanent manner. The kill tag shall remain attached to the bear until the animal is registered and sealed by the department. It shall be unlawful to possess a bear that is not tagged with a validated kill tag or a bear that is not sealed unless the provisions of section 3.207 have been met.

(3) A firearm, crossbow, and bow and arrow are legal for the taking of bear, pursuant to all regulations of state law and this order.

(4) Hunting with dogs shall be legal for the taking of bear when meeting the provisions of all regulations of state law and chapters VI and XIV of this order.

(5) A licensee less than 14 years of age may hunt bear with a firearm on public or private land and a parent or guardian, or another individual authorized by a parent or guardian who is at least 18 years old, must accompany the minor child.

(6) The season limit shall be 1 bear per bear kill tag.

History: Eff. Mar 31, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 8, 1993, Eff. Sep 1, 1993; Am. 2, 1994, Eff. Sep 1, 1994; Am. 3, 1998, Eff. Jun 1, 1998; Am. 4, 2014, Eff. Apr 11, 2014; Am. 4, 2019, Eff. Mar. 15, 2019.

**3.202 Repealed, Am. 4, 2014, Eff. Apr 11, 2014.**

History: Eff. Mar 31, 1989; Am. 6, 1989, Eff. Sep 1, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 4, 2014, Repeal Eff. Apr 11, 2014.

**3.203 Bear hunting, open seasons, defined.**

Sec. 3.203. (1) The open season for taking bear with a firearm, crossbow, or bow and arrow, on all land within the listed units, shall be as shown in the table below except as otherwise provided in subsection (2):

**Open Season for Taking Bear**

| <b>BMU Name</b> | <b>Hunt Period</b> | <b>Open Season</b>   |
|-----------------|--------------------|--|
| Amasa           | First              | The open season shall be the Wednesday before the second Saturday in September through October 21. |
|                 | Second             | The open season shall be the Monday following the second Saturday in September through October 26. |
|                 | Third              | The open season shall be September 25 to October 26.   |
| Baraga          | First              | The open season shall be the Wednesday before the second Saturday in September through October 21. |
|                 | Second             | The open season shall be the Monday following the second Saturday in September through October 26. |
|                 | Third              | The open season shall be September 25 to October 26.   |
| Bergland        | First              | The open season shall be the Wednesday before the second Saturday in September through October 21. |
|                 | Second             | The open season shall be the Monday following the second Saturday in September through October 26. |
|                 | Third              | The open season shall be September 25 to October 26.   |
| Carney          | First              | The open season shall be the Wednesday before the second Saturday in September through October 21. |
|                 | Second             | The open season shall be the Monday following the second Saturday in September through October 26. |
|                 | Third              | The open season shall be September 25 to October 26.   |
|                 |                    |  |

|                 |        |   |
|-----------------|--------|---|
| Drummond Island | First  | The open season shall be the Wednesday before the second Saturday in September through October 21.  |
|                 |        |   |
| Gwinn           | First  | The open season shall be the Wednesday before the second Saturday in September through October 21.  |
|                 | Second | The open season shall be the Monday following the second Saturday in September through October 26.  |
|                 | Third  | The open season shall be September 25 to October 26.  |
|                 |        |   |
| Newberry        | First  | The open season shall be the Wednesday before the second Saturday in September through October 21.  |
|                 | Second | The open season shall be the Monday following the second Saturday in September through October 26.  |
|                 | Third  | The open season shall be September 25 to October 26.  |
|                 |        |   |
| Baldwin         | First  | The open season shall be the Sunday following the second Saturday in September through 8 days thereafter and from the first Friday following October 1 through 6 days thereafter. |
|                 |        |   |
|                 |        |   |
| Gladwin         | First  | The open season shall be the Sunday following the second Saturday in September through 8 days thereafter and from the first Friday following October 1 through 6 days thereafter. |
|                 |        |   |
|                 |        |   |
| Red Oak         | First  | The open season shall be the Sunday following the second Saturday in September through 8 days thereafter and from the first Friday following October 1 through 6 days thereafter. |
|                 |        |   |
|                 |        |   |
| Dansville       | First  | No Open Season  |

(2) A person shall not take a bear on Bois Blanc island.

(3) During the first hunt period in zones 2 and 3, it shall be unlawful to take a bear by any method other than by crossbow or bow and arrow from the first Friday following October 1 through 6 days thereafter.

History: Eff. Mar 31, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 1, 1992, Eff. May 1, 1992; Am. 8, 1993, Eff. Sep 1, 1993; Am. 2, 1994, Eff. Sep 1, 1994; Am. 4, 1995, Eff. Sep 1, 1995; Am. 8, 1996, Eff. Sep 1, 1996; Am. 3, 1998, Eff. Jun 1, 1998; Am. 5, 2008, Eff. Apr 11, 2008; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 5, 2009, Eff. Apr 3, 2009; Am. 17, 2010, Eff. Aug 13, 2010; Am. 5, 2012, Eff. Apr 6, 2012; Am. 2, 2015, Eff. Apr 10, 2015; Am., 5, 2016, Eff. April 15, 2016; Am. 4, 2019, Eff. Mar. 15, 2019. Am 1, 2020, Eff. Apr. 17, 2020; Am. 3, 2021, Eff. Apr. 16, 2021.

### **3.204 Repealed, Am. 14, 1999, Eff. Oct 1, 1999.**

### **3.205 Bear; unlawful acts.**

Sec. 3.205 (1) It shall be unlawful for an individual to purchase a bear license unless the individual holds a current base license or a mentored youth license.

(2) It shall be unlawful for any nonresident to assist in any manner another person in taking bear for a fee or other consideration or service of value, either directly or indirectly.

(3) It shall be unlawful for an individual that transfers their success in the bear lottery to a minor hunter or adult hunter with an advanced illness to assist the minor hunter or adult hunter with an advanced illness in any manner in taking bear for a fee or other consideration or service of value, either directly or indirectly.

(4) It shall be unlawful for an individual to buy or sell success in the bear license lottery, or an adult to acquire a license after being unsuccessful in the lottery, unless the individual has received from a physician a written statement of advanced illness which shall be produced upon the request of a peace officer.

(5) It shall be unlawful to take a cub bear. "Cub bear" means a bear less than 1 year of age. It shall be unlawful to take a female bear accompanied by a cub bear.

(6) It shall be unlawful to disturb, harm, or molest a bear in its den at any time.

(7) It shall be unlawful for any individual to pursue, capture, shoot, kill, chase, follow, harass, or harm a bear while the bear is swimming in a pond, lake, stream, or other body of water.

(8) It shall be unlawful for an individual to use a snare, cable restraint, conibear, or any other kind of trap for the taking of bear. This subsection shall not apply to authorized employees of the department performing official job responsibilities or individuals officially authorized by the department or this order.

(9) It shall be unlawful to take a bear by any method while hunting other than by firearm, bow and arrow, crossbow, with the aid of dogs, or with the aid of baiting as described in this order and the regulations of state law.

(10) It shall be unlawful for an individual to take more than 1 bear per valid kill tag in a bear hunting season.

(11) Bear baiting, unlawful acts, definitions.

(a) It shall be unlawful to establish or tend a bait station that attracts bear prior to 31 days before the bear hunting season in any bear management unit. It also shall be unlawful to tend or establish a bait station for the purposes of attracting bear after the close of bear season in any management unit. For the purposes of this section, "bait station" means a site where food or lure is placed that may attract bear.

(b) It shall be unlawful to hunt over bait that attracts bear that was established prior to 31 days before the bear hunting season in any bear management unit.

(c) It shall be unlawful to hunt over bait that is not placed on the ground on public or commercial forest lands as defined in Part 511, Commercial Forests, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.51101 to 324.51120.

(d) It shall be unlawful to hunt over bait that contains plastic, any wood products, paper, glass, rubber, concrete, or metal on public or commercial forest lands.

(e) It shall be unlawful to hunt over bait that has, within 100 yards of the bait site, any containers used to transport bait to the baiting site.

(f) It shall be unlawful to establish, tend, or hunt over a bait containing chocolate or any cocoa derivative.

(g) In an area where it is unlawful to feed deer or elk or bait deer, it shall be unlawful to hunt over bait that contains any food materials other than meats, meat products, fish, fish products, or bakery products.

(h) In an area where the baiting of deer, or feeding of deer or elk, is lawful, a person may hunt over, place, establish or tend a bait station using food materials that lure, entice or attract deer or elk only if the person uses these food materials in compliance with the season, volume, bait type, placement, scattering and other requirements which apply to the baiting or feeding of deer. In an area in which it is lawful to bait for deer, a person may use up to 2 gallons of grains at any 1 point in time per bait station prior to the legal

deer baiting season if the grains are placed on the ground in such a manner as to exclude wild, free-ranging white-tailed deer and elk from gaining access to the grains.

(i) It shall be unlawful to use metal containers, tires, plastic, wood, glass, fabric, cloth, concrete, or paper at a bait station on public or commercial forest lands as defined in Part 511, Commercial Forests, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.51101 to 324.51120.

(j) It shall be unlawful to place bait other than on the ground at bait stations on public or commercial forest lands as defined in Part 511, Commercial Forests, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.51101 to 324.51120.

(k) Any containers used to transport bait to the bait station must be removed and disposed of properly.

(l) It shall be unlawful for any licensed bear hunter or their designee to establish or tend more than 3 bait stations per hunter.

(m) It shall be unlawful for any individual to establish or tend more than a total of 12 bait stations.

(n) It shall be unlawful to establish, tend, or hunt over bait contained in a container that has a hole diameter greater than one inch.

History: Eff. Mar 31, 1989; Am. 6, 1989, Eff. Sep 1, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 8, 1993, Eff. Sep 1, 1993; Am. 19, 1993, Eff. Sep 10, 1993; Am. 2, 1994, Eff. Sep 1, 1994; Am. 4, 1995, Eff. Sep 1, 1995; Am. 14, 1999, Eff. Oct 1, 1999; Am. 1, 2002, Eff. Feb 11, 2002; Am. 1, 2003, Eff. Apr 12, 2003; Am. 10, 2005, Eff. Jun 5, 2005; Am. 5, 2009, Eff. Apr 3, 2009; Am. 2, 2014, Mar 1, 2014; Am. 4, 2014, Eff. Apr 11, 2014; Am. 2, 2015, Eff. Apr 10, 2015; Am. 1, 2017, Eff. Mar. 10, 2017; Am. 5, 2018, Eff. April 13, 2018; Am. 4, 2019, Eff. Mar. 15, 2019; Am. 3, 2021, Eff. Apr. 16, 2021.

### **3.206 Repealed, Am. 4, 2014, Eff. Apr 11, 2014.**

History: Eff. Mar 31, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 2, 1994, Eff. Sep 1, 1994; Am. 6, 1998, Eff. May 15, 1998; Am. 4, 2014, Repeal Eff. Apr 11, 2014.

### **3.207 Bear registration, sealing; examination; possession; exceptions.**

Sec. 3.207 (1) Within 72 hours of harvest, the entire bear, or head, shall be presented, by the licensee that killed the bear, to the department for examination, sealing, and registration. The licensee shall provide the identification used to acquire the license and shall provide harvest information and kill location as requested by the department.

(2) During an examination of a bear, the department or department designee shall take possession of at least one tooth.

(3) During the registration of a bear, the department shall attach the confirming seal in such a manner that it cannot be removed without cutting or ripping the bear pelt or damaging the seal. Once sealed by the department, the seal shall remain attached to the bear until any 1 of the following conditions are met:

(a) The carcass is processed or butchered for consumption by an individual for their personal use.

(b) The carcass is accepted for processing and recorded by a commercial processor. If the head or hide is returned to the person submitting the animal to the commercial processor, the seal shall accompany the head or hide.

(c) The carcass is accepted for processing and recorded by a taxidermist.

History: Eff. Mar 31, 1989; Am. 6, 1989, Eff. Sep 1, 1989; Am. 1, 1990, Eff. Jan 15, 1990; Am. 2, 1994, Eff. Sep 1, 1994; Am. 1, 2002, Eff. Feb 11, 2002; Am. 4, 2014, Eff. Apr 11, 2014.

### **3.208 Repealed. Am. 1, 1990, Eff. Jan 15, 1990.**

Publisher's note: The repealed section pertained to bear hunting.

### **3.209 Repealed. Am. 1, 1990, Eff. Jan 15, 1990.**

Publisher's note: The repealed section pertained to bear hunting.

### **3.210 Repealed. Am. 1, 1990, Eff. Jan 15, 1990.**

Publisher's note: The repealed section pertained to bear hunting.

### **3.211 Repealed. Am. 1, 1990, Eff. Jan 15, 1990.**



**3.300 Wild turkey or hybrids; unlawful to release or allow to escape, exception.**

Sec. 3.300 A person shall not release or allow any wild turkey or wild turkey hybrid to escape in this state. This section shall not apply to authorized employees of the department working within the performance of their job.

History: Eff. Mar 31, 1989.

**3.300a Wild turkey population, harvest quotas.**

Sec 3.300a. (1) The spring wild turkey hunt seasons and quotas for general licenses valid on all land within the listed unit shall be as shown in table 6:

**TABLE 6  
Spring Wild Turkey General License Seasons and Quotas**

| Hunt Number | Open Units | Hunt Seasons   | License Quota |
|-------------|------------|--|---------------|
| 101         | A          | Begins on the second to last Saturday in April and continues for 14 days.                          | 5,500         |
| 102         | B          | Begins on the second to last Saturday in April and continues for 14 days.                          | 1,000         |
| 103         | E          | Begins on the second to last Saturday in April and continues for 7 days.                           | 850           |
| 104         | E          | Begins 7 days after the second to last Saturday in April and continues for 7 days.                 | 850           |
| 105         | F          | Begins on the second to last Saturday in April and continues for 14 days.                          | 5,000         |
| 107         | J          | Begins on the second to last Saturday in April and continues for 14 days.                          | 4,000         |
| 108         | K          | Begins on the second to last Saturday in April and continues for 7 days.                           | 4,000         |
| 109         | K          | Begins 7 days after the second to last Saturday in April and continues for 7 days.                 | 4,500         |
| 110         | M          | Begins on the second to last Saturday in April and continues through May 31.                       | 6,000         |
| 111         | ZA         | Begins on the second to last Saturday in April and continues for 7 days and June 1 through June 7. | 1,200         |
| 112         | ZA         | Begins 7 days after the second to last Saturday in April and continues for 14 days.                | 1,800         |
| 113         | ZA         | Begins 21 days after the second to last Saturday in April and continues through May 31.            | 1,800         |
| 115         | ZB         | Begins on the second to last Saturday in April and continues for 7 days and June 1 through June 7. | 650           |
| 116         | ZB         | Begins 7 days after the second to last Saturday in April and continues for 14 days.                | 975           |
| 117         | ZB         | Begins 21 days after the second to last Saturday in April and continues through May 31.            | 975           |
| 119         | ZC         | Begins on the second to last Saturday in April and continues for 7 days and June 1 through June 7. | 600           |
| 120         | ZC         | Begins 7 days after the second to last Saturday in April and continues for 14 days.                | 900           |
| 121         | ZC         | Begins 21 days after the second to last Saturday in April and continues through May 31.            | 900           |
| 123         | ZD         | Begins on the second to last Saturday in April and continues for 7 days and June 1 through June 7. | 10            |
| 124         | ZD         | Begins 7 days after the second to last Saturday in April and continues for 14 days.                | 15            |
| 125         | ZD         | Begins 21 days after the second to last Saturday in April and continues through May 31.            | 15            |
| 127         | ZE         | Begins on the second to last Saturday in April and continues for 7 days and June 1 through June 7. | 500           |
| 128         | ZE         | Begins 7 days after the second to last Saturday in April and continues for 14 days.                | 750           |
| 129         | ZE         | Begins 21 days after the second to last Saturday in April and continues through May 31.            | 750           |
| 131         | ZF         | Begins on the second to last Saturday in April and continues for 7 days and June 1 through June 7. | 1,300         |

|     |    |   |       |
|-----|----|---|-------|
| 132 | ZF | Begins 7 days after the second to last Saturday in April and continues for 14                       | 1,300 |
| 133 | ZF | days.<br>Begins 21 days after the second to last Saturday in April and continues through<br>May 31. | 3,000 |

(2) The spring wild turkey hunt seasons and quotas for private land only licenses which are not valid on county, state or federal lands, except that they may be used to hunt Fort Custer military lands with permission, shall be as shown in table 7:

**TABLE 7**  
**Spring Wild Turkey Private Land License Seasons and Quotas**

| Hunt Number | Open Unit | Hunt Seasons   | License Quota |
|-------------|-----------|--|---------------|
| 301         | ZZ        | Begins on the second to last Saturday in April and continues through May 31. | 50,000        |

(3) Hunt number 234 begins 14 days after the second to last Saturday in April and continues through May 31. Licenses for hunt number 234 are valid on private and public land in spring turkey management units, except public lands in southern Lower Peninsula wild turkey management unit (unit ZZ). Individuals who possess a valid license for hunt number 234 may hunt Fort Custer military land with permission.

(4) An individual may purchase a license for hunt number 234 when leftover licenses are made available for purchase through May 31; no application is required.

(5) If any limited quota licenses remain after the drawing, an unsuccessful applicant may purchase one leftover license on a first-come, first-served basis for a one-week period. Any limited-quota licenses that remain after this one-week period will be made available to all hunters on a first-come, first-served basis.

(6) The wildlife division chief may recommend to the director the need for any appropriate significant changes in quotas based on experience with population densities, hunter satisfaction levels, hunter application rates, or survey results. The director, in consultation with the chairman or vice-chairman of the natural resources commission, may make changes in quotas in a turkey management unit to address this new information.

(7) It is unlawful to purchase more than one Michigan spring turkey hunting license.

History: Am. 3, 1991, Eff. Jun 1, 1991; Am. 8, 1997, Eff. Jan 1, 1998; Am. 6, 2003, Eff. May 10, 2003; Am. 20, 2005, Eff. Dec 2, 2005; Am. 23, 2005, Eff. Dec 2, 2005; Am. 18, 2006, Eff. Nov 10, 2006; Am. 17, 2007, Eff. Nov 9, 2007; Am. 19, 2008, Eff. Nov 7, 2008; Am. 3, 2010, Eff. Jan 7, 2010; Am. 18, 2010, Eff. Nov 5, 2010; Am. 19, 2013, Eff. Nov. 8, 2013; Am 10, 2016, Eff Nov 11, 2016; Am. 9, 2019, Eff. Nov. 8, 2019.

### 3.300b Wild Turkey population, fall harvest quotas.

Sec. 3.300b (1) The quotas for general licenses valid on all private and public lands within the listed unit for the fall wild turkey hunt seasons defined in section 3.303, are as shown in table 8:

**TABLE 8**

| <b>Fall Wild Turkey General License Quotas per Unit</b> |               |
|---|---------------|
| Open Unit   | License Quota |
| A   | 0             |
| D   | 0             |
| E   | 0             |
| G   | 200           |
| GB  | 250           |
| GC  | 200           |
| H   | 0             |
| HA  | 0             |
| HB  | 0             |
| J   | 1,500         |
| L   | 500           |
| M   | 1,500         |

| Open Unit | License Quota |
|-----------|---------------|
| Q         | 0             |
| T         | 200           |
| W         | 200           |
| WA        | 100           |

(2) The quotas for private land only licenses for the fall wild turkey hunt seasons defined in section 3.303, are as shown in table 9:

**TABLE 9**

**Fall Wild Turkey Private Land Only License Quotas per Unit**

| Open Unit | License Quota |
|-----------|---------------|
| A         | 0             |
| D         | 0             |
| E         | 0             |
| G         | 0             |
| GB        | 0             |
| GC        | 0             |
| H         | 0             |
| HA        | 1,700         |
| HB        | 0             |
| J         | 0             |
| L         | 0             |
| M         | 0             |
| Q         | 0             |
| T         | 0             |
| W         | 0             |
| YY        | 45,000        |

(3) Each successful applicant may purchase the license for which they were selected. Unsuccessful applicants may purchase one leftover license or a license for hunt unit YY the first week leftover licenses are available for purchase. After this one-week period, any hunter may purchase one remaining license per day until the quota is met for each hunt unit.

(a) Licenses for unit YY may be purchased over the counter with no application required when leftover licenses are made available for purchase.

(4) The wildlife division chief may recommend to the director the need for any appropriate changes in quotas based on experience with population densities, hunter satisfaction levels, hunter application rates, or hunter survey results. The director, in consultation with the natural resources commission, may make changes in quotas in a turkey management unit to address this new information.

History: Am. 5, 2006, Eff. May 5, 2006; Am. 8, 2007, Eff. May 11, 2007; Am. 8, 2010, Eff. May 6, 2010; Am. 8, 2011, Eff. May 12, 2011; Am. 5, 2013, Eff. May 10, 2013; Am 6, 2016, Eff. May 13, 2016; Am. 5, 2019, Eff. May 10, 2019.

**3.301 Wild turkey hunting, unlawful acts; exceptions.**

Sec. 3.301 (1) An individual hunting wild turkey shall not use or possess afield an electronic device to simulate, replicate or imitate wild turkey calls or sounds, or an electronic, mechanical or live decoy. It shall be unlawful to use a dog to hunt wild turkey during the spring wild turkey season. It shall be unlawful to take a wild turkey while the wild turkey is in a tree. It shall be unlawful to make use of bait to aid in the taking of a wild turkey. For the purposes of this regulation, "bait" means a substance composed of grain, fruit, vegetables, or other food placed to lure or entice wild turkeys. This does not apply to standing farm crops under normal agricultural practices, or other natural growing grains, fruits, or vegetables. For the purposes of this section, "mechanical decoy" means any device that by design or construction uses motion as a visual stimulus to attract a wild turkey except a wind sock or similar decoy body anchored at a fixed point into the ground and whose only motion is derived exclusively by power of the natural wind.

(2) An individual 10 years of age and older may only take a wild turkey during the spring wild turkey season if the turkey has a beard and is taken within the unit and hunt period specified on the spring wild turkey license issued to that individual. Youth under 10 years of age may hunt wild turkey subject to the

mentored youth hunting program as described in section 2.14 of this order and shall only take a turkey if the turkey has a beard during the spring wild turkey season. An individual shall not take or possess more than one bearded turkey during the spring wild turkey season.

(3) An individual may only take a wild turkey during the fall wild turkey season if the turkey is taken within the unit and hunt period specified on the fall wild turkey license issued to that individual. Youth under 10 years of age may hunt wild turkey subject to the mentored youth hunting program as described in section 2.14 of this order. An individual shall not take or possess more than one turkey during the fall wild turkey season for each kill tag issued to that individual.

(4) It shall be unlawful for an individual 10 years of age and older to purchase either a spring wild turkey license or a fall wild turkey license unless the individual holds a current base license. Mentored youths may apply for or purchase fall turkey licenses under the provisions of 3.300b of this order.

History: Eff. Mar 31, 1989; Am. 21, 1989, Eff. Jan 1, 1990; Am. 3, 1991, Eff. Jun 1, 1991; Am. 2, 1993, Eff. Sep 1, 1993; Am. 20, 1993, Eff. Apr 1, 1994; Am. 15, 1999, Eff. Jan 1, 2000; Am. 18, 2004, Eff. Nov 4, 2004; Am. 5, 2013, Eff. May 10, 2013; Am. 19, 2013, Eff. Nov 8, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 5, 2018, Eff. April 13, 2018.

### **3.302 Wild turkey; lawful possession; validation of license; unlawful acts.**

Sec. 3.302 (1) Immediately upon killing a turkey, a person shall validate their license by notching out the required information as instructed on the license and shall securely attach the license around a leg of the turkey.

(2) It shall be unlawful to possess or transport a turkey unless the turkey license is securely attached to a leg of the turkey and the required information is notched on the turkey license.

(a) The turkey license attached to the leg of the turkey may be cut and removed from the specimen by a licensed taxidermist at the location of their taxidermy business at any time following the recording of the license number and completion of the taxidermy tag.

(3) The holder of a private land wild turkey license shall only take a turkey on privately owned land within the management unit and during the hunting period specified on the private land wild turkey license.

(a) A private land wild turkey license is not valid on county, state, or federal lands except with permission on enclosed controlled-access military lands.

History: Eff. Mar 31, 1989; Am. 21, 1989, Eff. Jan 1, 1990; Am. 19, 1990, Eff. Oct 15, 1990; Am. 11, 1992, Eff. Oct 8, 1992; Am. 16, 1998, Eff. Jan 1, 1999; Am. 6, 2003, Eff. May 10, 2003; Am. 18, 2004, Eff. Nov 4, 2004; Am. 5, 2013, Eff. May 10, 2013; Am. 19, 2013, Eff. Nov 8, 2013.

### **3.303 Wild turkey fall management units open season.**

Sec. 3.303 The open season for taking wild turkey in the fall wild turkey management units described in chapter XII shall start no earlier than September 15 and shall close no later than November 14.

History: Eff. Mar 31, 1989; Am. 1, 1989, Eff. Jun 1, 1989; Am. 3, 1991, Eff. Jun 1, 1991; Am. 8, 2005, Eff. May 6, 2005; Am. 8, 2010, Eff. May 6, 2010.

### **3.304 Wild turkey, spring management units open season.**

Sec. 3.304 The open season for taking wild turkey in the spring wild turkey management units described in chapter XII shall start no earlier than the Monday closest to April 20 and shall close no later than June 7.

History: Eff. Mar 31, 1989; Am. 1, 1989, Eff. Jun 1, 1989; Am. 3, 1990, Eff. Jun 1, 1990; Am. 3, 1991, Eff. Jun 1, 1991; Am. 10, 1995, Eff. Jan 1, 1996; Am. 16, 1998, Eff. Jan 1, 1999; Am. 6, 2003, Eff. May 10, 2003.

### **3.305 Repealed. Am. 1, 1989, Eff. Jun 1, 1989.**

Publisher's note: The repealed section pertained to leftover licenses and procedures.

### **3.306 Repealed. Am. 3, 1991, Eff. Jun 1, 1991.**

Publisher's note: The repealed section pertained to wild turkey, spring open season; permitted act; season limit, unlawful act.

### **3.307 Repealed. Am. 3, 1991, Eff. Jun 1, 1991.**

Publisher's note: The repealed section pertained to wild turkey, spring open seasons; hunt units; general hunter quotas; restricted hunter quotas.

### **3.308 Wild turkey licenses, applications, availability; partner application provided; application deadline; unlawful act.**

Sec. 3.308 (1) Applications for turkey licenses will be available one month prior to the application

deadline. Only an individual who will be 10 years of age or older during a hunt period for taking wild turkey may make application for that hunt period. Youth under 10 years of age may hunt wild turkey subject to the mentored youth hunting program as described in section 2.14 of this order.

(2) The nonrefundable application fee for a wild turkey license is \$5.00.

(3) An option to apply with one partner will be provided.

(4) Applications must be made on or before February 1 of the calendar year for which the applicant desires a spring wild turkey license.

(5) Applications must be made on or before August 1 of the calendar year for which the applicant desires a fall wild turkey license.

(6) It shall be unlawful for any individual to apply more than once per calendar year for a Michigan spring wild turkey hunting license.

(7) It shall be unlawful for any individual to apply more than once per calendar year for a Michigan fall wild turkey hunting license.

History: Eff. Mar 31, 1989; Am. 1, 1989, Eff. Jun 1, 1989; Am. 2, 1993, Eff. Sep 1, 1993; Am. 3, 1995, Eff. Sep 1, 1995; Am. 8, 1997, Eff. Jan 1, 1998; Am. 6, 2003, Eff. May 10, 2003; Am. 16, 2006, Eff. Aug 11, 2006; Am. 3, 2010, Eff. Jan 7, 2010; Am. 8, 2010, Eff. May 6, 2010; Am. 5, 2013, Eff. May 10, 2013; Am. 2, 2014, Eff. Mar 1, 2014.

### **3.309 Repealed, Am. 6, 2003, Eff. May 10, 2003:**

Compilers Note: This repealed section pertained to wild turkey licensees, state law requirements; leftover licenses and procedures.

### **3.310 Taking wild turkey; firearms, bow and arrow, crossbows, ammunition; unlawful acts.**

Sec. 3.310 Subject to section 43510, subsections (2) and (3), of part 435, as amended, hunting and fishing licensing, natural resources and environmental protection act, 1994 PA 451, as amended, MCL 324.43510, a person shall not use or carry afield a firearm other than a firearm designed and manufactured to fire a fixed shotgun shell or a muzzleloading shotgun while taking wild turkey. A bow and arrow or a crossbow may be used to take wild turkey. A person shall not use or carry afield any ammunition except shotgun shells loaded with no. 4 or smaller shot or no. 4 or smaller loose shot for use in muzzleloading shotguns while taking wild turkey.

History: Eff. Mar 31, 1989; Am. 15, 1991, Eff. Oct 9, 1991; Am. 17, 2000, Eff. Nov 10, 2000; Am. 2, 2005, Eff. Mar 11, 2005; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 17, 2010, Eff. Aug 13, 2010.

### **3.400 Director authority to amend orders regarding migratory game birds.**

Sec. 3.400 As needed, the director shall amend orders regarding the taking of migratory game birds to keep this order consistent with federal regulations.

History: Am. 6, 1997, Eff. Sep 1, 1997.

### **3.401 Waterfowl hunting blinds; erection and removal, name and address; assessment of costs; hunting rights.**

Sec. 3.401 (1) No person shall erect on, anchor, or attach to the bottomlands of the Great Lakes, Lake St. Clair, and the bays thereof or the connecting waters between the lakes, or any public inland lake or river, or in any lake which is not wholly owned by himself, his lessor or licensor, a blind or any other structure used or to be used in the hunting of migratory waterfowl, unless there shall first be affixed permanently to the exterior thereof the name and address of such person in legible letters of water insoluble material not less than 3 inches in height. No person shall affix a fictitious name or address or both to a blind or structure or remove or cause to be removed a name and address prior until the blind or structure is removed from the water. No person shall erect on, anchor, or attach to the bottomlands described in this subsection a blind or any other structure to be used in the hunting of migratory waterfowl prior to August 15 of each year.

(2) Any person who shall erect, anchor, or attach such blind or structure to the bottomlands described in this section shall remove the entire blind including submerged supporting members each year no later than 16 days after the end of the calendar year. If not removed within that time, the director may cause its removal or destruction and assess the costs of removal and storage, or destruction, against the person whose name is affixed to the blind or other structure, in addition to any other penalty provided by law. Any structure used or to be used in the hunting of migratory waterfowl found erected upon, attached, or

anchored to bottomlands described in this section from January 17 to August 14 of each year shall be considered abandoned.

(3) Nothing contained in this section shall be construed to deprive a riparian owner or their lessee or permittee on inland waters of their exclusive right to hunt over the riparian's subaqueous lands, nor shall the posting of the name and address of the person erecting a blind or other structure attached to the bottomlands of the Great Lakes and Lake St. Clair, used or to be used in the hunting of waterfowl, be deemed to constitute the exclusive privilege of hunting therefrom, or to reserve or preempt a shooting location for such person, nor shall such blind be locked to bar use when unoccupied. An unoccupied blind attached to the bottomlands of the Great Lakes or Lake St. Clair may be used for hunting by the first person to occupy the same.

(4) It shall be unlawful to use, occupy, or hunt from a blind or structure which does not meet the requirements established in this section. This section shall not apply to a vessel registered as required by the provisions of part 801, marine safety, of the natural resources and environmental protection act, Act No. 451 of the Public Acts of 1994, being sections 324.80101 to 324.80199 of the Michigan Compiled Laws.

(5) On those publicly-owned lands and waters of the Kalamazoo river watershed, including the watersheds of Pine creek and Swan creek, Allegan county, blinds or other structures for waterfowl hunting shall not be permitted, except in accordance with rules for the Ottawa marsh, described in subsection 13.11(a).

History: Eff. Mar 31, 1989; Am. 14, 1996, Eff. Sep 1, 1996; Am. 11, 1998, Eff. Aug 1, 1998; Am. 13, 2001, Eff. Sep 1, 2001.

### **3.402 Taking of migratory birds; federal migratory bird stamp, requirement, validation; decoys; unlawful acts; exceptions.**

Sec. 3.402 In the taking of migratory birds, it shall be unlawful for any individual:

(1) To purchase a waterfowl license unless the individual holds a current base license, a seven-day limited nonresident small game license, or a three-day limited nonresident small game license.

(2) To take waterfowl without a current federal migratory bird hunting stamp, validated by the individual's signature written across the face thereof in ink. Youth under sixteen years of age are not required to possess a federal migratory bird hunting stamp.

(3) To allow another person to use the individual's federal migratory bird hunting stamp or to borrow such stamp of another for the purpose of hunting, taking, or transporting migratory waterfowl.

(4) Except from 3 a.m. to 9 p.m. daily, to anchor, attach, or leave decoys attached:

(a) To the bottomlands of the Great Lakes and connecting waters, and lakes wholly enclosed by publicly-owned lands.

(b) To a blind or watercraft within waters of the Great Lakes and connecting waters, and lakes wholly enclosed by publicly-owned lands.

(5) To take any migratory game bird, including woodcock:

(a) With any firearm other than a 10 gauge or smaller shotgun capable of holding no more than three shells. Shotguns capable of holding more than 3 shells shall be plugged with a one-piece filler, incapable of removal without disassembling the gun, so that the total capacity of the shotgun does not exceed three shells.

(b) With the use of any single projectile shotshell, or more than 1 firearm for each person.

(c) From or by means of any motorboat, power boat, or other craft having a motor attached, or any sailboat, or any floating craft or device of any kind propelled or towed by power or sail, unless the motor has been completely shut off and/or the sails furled and its progress therefrom has ceased. A craft under power may be used to retrieve dead or crippled birds; however, crippled birds may not be shot from such craft while under power or until forward progress has ceased.

(d) By driving, rallying, or chasing birds with any motorized conveyance or any sailboat to put them in the range of hunters.

(e) By the use or aid of live decoys. All live, tame, or captive ducks and geese shall be removed for a period of 10 consecutive days prior to hunting and confined within an enclosure which substantially reduces the audibility of their calls and totally conceals such tame birds from the sight of migratory waterfowl.

(f) By the use or aid of recorded or electronically amplified bird calls or sounds, or recorded or electronically amplified imitations of bird calls or sounds.

(g) By the aid of baiting, or on or over any baited area, where a person knows or reasonably should know that the area is or has been baited. Hunters should be aware that a baited area is considered to be baited for 10 days after the removal of the bait. However, nothing in this paragraph prohibits the taking of any migratory game bird on or over the following lands or areas that are not otherwise baited areas:

(i) Standing crops or flooded standing crops (including aquatics); standing, flooded, or manipulated natural vegetation; flooded harvested croplands; or lands or areas where seeds or grains have been scattered solely as the result of a normal agricultural planting, harvesting, post-harvest manipulation or normal soil stabilization practice.

(ii) From a blind or other place of concealment camouflaged with natural vegetation.

(iii) From a blind or other place of concealment camouflaged with vegetation from agricultural crops, as long as such camouflaging does not result in the exposing, depositing, distributing or scattering of grain or other feed.

(iv) Standing or flooded standing agricultural crops where grain is inadvertently scattered solely as a result of a hunter entering or exiting a hunting area, placing decoys, or retrieving downed birds.

(h) Subdivision (h) shall not prohibit the taking of any migratory game bird, except waterfowl and coots, on or over lands or areas that are not otherwise baited areas, and where grain or other feed has been distributed or scattered solely as the result of manipulation of an agricultural crop or other feed on the land where grown, or solely as the result of a normal agricultural operation.

(i) By use of a raised platform when hunting with a firearm, except upon the submerged bottomlands of a lake, river, pond, stream, or other body of water for the hunting of migratory waterfowl when erected and used in compliance with section 3.401 of this order.

(j) For the purposes of this section, the following terms mean:

(i) "Normal agricultural planting, harvesting, or post-harvest manipulation" shall have the same meaning as defined in 50 C.F.R. 20.11.

(ii) "Normal agricultural operation" shall have the same meaning as defined in 50 C.F.R. 20.11.

(iii) "Normal soil stabilization practice" shall have the same meaning as defined in 50 C.F.R. 20.11.

(iv) "Baited area" shall have the same meaning as defined in 50 C.F.R. 20.11.

(v) "Baiting" shall have the same meaning as defined in 50 C.F.R. 20.11.

(vi) "Manipulation" shall have the same meaning as defined in 50 C.F.R. 20.11.

(vii) "Natural vegetation" shall have the same meaning as defined in 50 C.F.R. 20.11.

History: Eff. Mar 31, 1989; Am. 11, 1998, Eff. Aug 1, 1998; Am. 13, 1999, Eff. Sep 1, 1999; Am. 13, 2001, Eff. Sep 1, 2001; Am. 8, 2014, Eff. July 11, 2014; Am. 5, 2018, Eff. April 13, 2018.

### **3.403 Migratory game birds; transportation; importation; unlawful acts.**

Sec. 3.403 One fully feathered wing must remain attached to all migratory game birds being transported

between a port of entry and one's home or to a migratory bird preservation facility. No person shall import migratory game birds killed in any foreign country, except Canada, unless such birds are dressed (except as required above), drawn, and the head and feet are removed. A person importing waterfowl from Canada may possess the total number of birds Canadian law allows the person to export. No person shall import migratory game birds belonging to another person.

History: Eff. Mar 31, 1989; Am. 2., 1993, Eff. Sep 1, 1993.

### **3.404 Migratory game birds; possession; transportation.**

Sec. 3.404 A person shall not possess or transport more than the daily limit of migratory birds, tagged or not tagged, at or between the place where taken and either:

- (1) The person's automobile or principal means of land transportation.
- (2) The person's personal abode or temporary or transient place of lodging.
- (3) A commercial preservation facility, or a post office or common carrier facility, whichever one is arrived at first.

History: Eff. Mar 31, 1989; Am. 11, 1998, Eff. Aug 1, 1998.

### **3.405 Migratory game birds; tagging requirements; transportation requirements.**

Sec. 3.405 (1) No individual shall give, put, or leave any migratory game birds at any place or in the custody of another individual, nor shall an individual receive or have in their custody migratory game birds, unless the birds are tagged by the hunter with all of the following information:

- (a) The hunter's signature.
  - (b) The hunter's address.
  - (c) The total number of birds involved by species.
  - (d) The dates such birds were killed.
  - (e) The identification used to purchase the base license, the identification used to purchase the seven-day limited nonresident small game license, or the identification used to purchase the three-day limited nonresident small game license.
- (2) A person shall not transport any dressed or plucked migratory game bird unless one fully feathered wing is attached.

History: Eff. Mar 31, 1989; Am. 11, 1998, Eff. Aug 1, 1998; Am. 2, 2014, Eff. Mar 1, 2014; Am. 5, 2018, Eff. April 13, 2018.

### **3.406 Migratory game birds, shipping requirements.**

Sec. 3.406 No person shall ship migratory game birds unless the package is marked on the outside with all of the following information:

- (1) The name and address of the person sending the birds.
- (2) The name and address of the person to whom the birds are being sent.
- (3) The number of birds, by species, contained in the package.

History: Eff. Mar 31, 1989; Am. 11, 1998, Eff. Aug 1, 1998.

### **3.407 Repealed. Am. 3 1996, Eff. Apr 11, 1996**

Publisher's Note: The repealed section pertained to migratory game birds, possession of live birds.

### **3.408 Repealed. Am. 3 1996, Eff. Apr 11, 1996**

Publisher's Note: The repealed section pertained to game animals, wanton waste.

### **3.409 Migratory game bird open season, federal refuges; prohibited acts, exception.**

Sec. 3.409 A person shall not possess or carry firearms, crossbows, or bow and arrow, or take any game during the open season for taking migratory game birds on any national wildlife refuge when posted to prohibit unauthorized entry.



(1) Duck and/or goose hunting may be authorized by a daily hunting permit issued by the United States fish and wildlife service or the department for a permitted portion of the Shiawassee national wildlife refuge in Saginaw county.

(2) Duck and/or goose hunting may be authorized by a daily hunting permit issued by the United States fish and wildlife service or the department for a permitted portion of the Detroit international wildlife refuge in Wayne and Monroe counties.

History: Eff. Mar 31, 1989; Am. 2, 2009, Eff. Mar 6, 2009, with a sunset provision regarding the use of the crossbow effective Mar 6, 2012; Am. 17, 2010, Eff. Aug 13, 2010; Am. 8, 2014, Eff. Jul 11, 2014.

**3.411 Nontoxic shot; unlawful acts.**

Sec. 3.411 (1) While taking ducks, geese, coots, mergansers, gallinules, rails, or snipe, a person shall not possess or use any shot, whether loose or loaded in shot shells, of a material other than shot approved as non-toxic by the U.S. fish and wildlife service pursuant to federal procedures.

History: Eff. Mar 31, 1989; Am. 14, 1996, Eff. Sep 1, 1996; Am. 5, 1997, Eff. Aug 1, 1997; Am. 13, 2005, Eff. Jul 8, 2005.

**3.412 Repealed. Am. 2, 2016, Eff. April 15, 2016.**

Publishers note: The repealed section pertained to the Early September Canada goose season; dates and closures, exceptions.

History: Eff. Mar 31, 1989; Am. 16, 1989, Eff. Aug 1, 1989; Am. 11, 1990, Eff. Aug 1, 1990; Am. 12, 1991, Eff. Aug 31, 1991; Am. 9, 1992, Eff. Aug 31, 1992; Am. 9, 1994, Eff. Sep 1, 1994; Am. 7, 1995, Eff. Sep 1, 1995; Am. 13, 1996, Eff. Aug 1, 1996; Am. 5, 1997, Eff. Aug 1, 1997; Am. 13, 2000, Eff. Aug 1, 2000; Am. 19, 2004, Eff. Dec 10, 2004; Am. 13, 2006, Eff. Jul 7, 2006; Am. 12, 2007, Eff. Jul 13, 2007; Am. 16, 2010, Eff. Aug. 12, 2010; Am. 10, 2012, Eff. Jul 13, 2012; Am. 2, 2016, Eff. April 15, 2016.

**3.413 Repealed. Am. 2, 2016, Eff. April 15, 2016.**

Publishers note: The repealed section pertained to the Early September Canada goose season, daily limit, possession limit.

History: Eff. Mar 31, 1989; Am. 9, 1992, Eff. Aug 31, 1992; Am. 13, 1996, Eff. Aug 1, 1996; Am. 13, 2000, Eff. Aug 1, 2000; Am. 13, 2004, Eff. Aug 14, 2004; Am. 16, 2005, Eff. Aug 12, 2005; Am. 11, 2008 Eff. Jul 11, 2008; Am. 10, 2012, Eff. Jul 13, 2012; Am. 15, 2013, Eff. Aug 9, 2013; Am. 2, 2016, Eff. April 15, 2016.

**3.414 Managed waterfowl areas shot size limitation; unlawful acts.**

Sec. 3.414 (1) A person shall not possess or use shotshells, or loose shot with a shot size greater than BBB for the take of waterfowl in those areas posted “state game area - hunting by permit only” on the Nayanquing point and Fish point wildlife areas; and the Shiawassee river and Allegan state game areas.

(2) A person shall not possess or use shotshells, or loose shot with a shot size greater than no. 1 for the take of waterfowl in those areas posted “state game area - hunting by permit only” on the St. Clair flats wildlife area and the Pointe Mouillee state game area.

History: Eff. Mar 31, 1989; Am. 17, 1993, Eff. Sep 1, 1993; Am. 14, 1996, Eff. Sep 1, 1996; Am. 13, 1999, Eff. Sep 1, 1999; Am. 15, 2000, Eff. Sep 1, 2000; Am.11, 2002, Eff. Sep 1, 2002; Am. 14, 2009, Eff. Jul 10, 2009; Am. 10, 2012, Jul 13, 2012.

**3.415 Migratory birds open seasons, possession limit defined, exceptions.**

Sec. 3.415. The migratory bird possession limit shall be three times the daily limit. The migratory bird hunting open seasons and exceptions are as shown in table 10:

**TABLE 10  
MIGRATORY BIRD OPEN SEASONS**

| <b>Season and Species</b>   | <b>Zone or Management Unit</b> | <b>Open Season</b>   |
|---|--------------------------------|--|
| Ducks (regular season)  | North Zone                     | September 25 to November 21 and November 27 to November 28 |
|   | Middle Zone                    | October 2 to November 28 and December 11 to December 12    |
|   | South Zone                     | October 9 to December 5 and January 1 to January 2         |
| Merganser   |                                | Same dates as ducks in the respective zones                |
| Coots   |                                | Same dates as ducks in the respective zones                |
| Common Moorhens (Gallinules)  | Statewide                      | September 1 to November 9                                  |
| Canada Goose, White-fronted Goose, Brant, Snow Goose, and Ross' Goose | North Zone                     | September 1 to December 16                                 |

|  |  |   |
|--|--|---|
|  | Middle Zone  | September 1 to December 16  |
|  | South Zone, excluding GMUs listed below in the table | September 1 to September 30, October 9 to December 5, January 1 to January 9, 2022, and February 5 to February 14, 2022       |
|  | Allegan County GMU                                   | September 1 to September 30, November 6 to November 13, November 25 to December 5, and December 18, 2021 to February 13, 2022 |
|  | Muskegon County W.W. GMU                             | October 16 to December 23   |

History: Eff. Mar 31, 1989; Am. 16, 1990, Eff. Sep 1, 1990; Am. 14, 1991, Eff. Sep 1, 1991; Am. 10, 1992, Eff. Sep 1, 1992; Am. 17, 1993, Eff. Sep 1, 1993; Am. 11, 1994, Eff. Sep 1, 1994; Am. 8, 1995, Eff. Sep 1, 1995; Am. 14, 1996, Eff. Sep 1, 1996; Am. 6, 1997, Eff. Sep 1, 1997; Am. 13, 1998, Eff. Sep 1, 1998; Am. 13, 1999, Eff. Sep 1, 1999; Am. 15, 2000, Eff. Sep 1, 2000; Am. 13, 2001, Eff. Sep 1, 2001; Am. 11, 2002, Eff. Sep 1, 2002; Am. 13, 2003, Eff. Sep 1, 2003; Am. 13, 2004, Eff. Aug 14, 2004; Am. 16, 2005, Eff. Aug 12, 2005; Am. 13, 2006, Eff. Jul 7, 2006; Am. 15, 2006, Eff. Aug 11, 2006; Am. 15, 2007, Eff. Aug 17, 2007; Am. 11, 2008 Eff. Jul 11, 2008; Am. 13, 2008, Eff. Aug 15, 2008; Am. 14, 2009, Eff. Jul 10, 2009; Am. 16, 2009, Eff. Aug 13, 2009; Am. 16, 2010, Eff. Aug. 12, 2010; Am. 13, 2011, Eff. Jul 8, 2011; Am. 15, 2011, Eff. Aug 12, 2011; Am. 12, 2012, Eff. Aug 9, 2012; Am. 14, 2012, Eff. Oct 12, 2012; Am. 12, 2013, Eff. Jul 12, 2013; Am. 15, 2013, Eff. Aug 9, 2013; Am. 8, 2014, Eff. Jul 11, 2014; Am. 12, 2014, Eff. Aug 15, 2014; Am. 6, 2015, Eff. July 10, 2015; Am. 8, 2015, Eff. Aug. 14, 2015; Am. 2, 2016, Eff. April 15, 2016; Am. 2, 2017, Eff. Mar. 10, 2017; Am. 3, 2018, Eff. Mar. 16, 2018; Am. 3, 2019, Eff. Mar. 14, 2019; Am. 4, 2020, Eff. Apr. 17, 2020; Am. 1, 2021, Eff. Mar. 12, 2021.

### **3.415a Youth waterfowl hunting weekend, season established, limits defined, adult requirements, hunting hours; exceptions.**

Sec. 3.415a The youth waterfowl hunting weekend shall be 2 consecutive days starting the third Saturday in September and within the guidelines approved by the United States fish and wildlife service. Except for persons taking Canada goose during the September segment of the Canada goose season in each zone, the following rules shall apply to a person taking ducks, mergansers, Canada goose, coot, or common moorhen (gallinule) on the youth waterfowl hunting weekend:

(1) Youth 16 years of age and under may take duck, merganser, Canada goose, coot, or common moorhen (gallinule) provided the youth is licensed to take waterfowl as required by part 435, hunting and fishing licensing, of the natural resources and environmental protection act, 1994 PA 451. The daily and possession limit for each species shall be as provided in section 3.416.

(2) A parent or legal guardian shall not allow a youth hunter 10 through 16 years of age to go afield to hunt duck, merganser, Canada goose, coot, or moorhen unless the youth hunter is accompanied by an adult at least 18 years of age or older, regardless of property ownership. A youth less than 10 years of age must be accompanied by an adult at least 21 years of age or older and meet the requirements of the mentored youth hunting program. An adult accompanying a youth waterfowl hunter may take other game for which the season is open while the youth is exercising the privileges of the youth waterfowl hunting weekend.

(3) The hunting hours shall be one-half hour before sunrise to sunset, local time.

(4) Except as otherwise specifically provided in this section, all regulations of state law and this order regarding the taking, possession, transportation, and storage of waterfowl, shall apply on youth waterfowl hunting weekend.

History: Am. 6, 1997, Eff. Sep 1, 1997; Am. 13, 1998, Eff. Sep 1, 1998; Am. 13, 1999, Eff. Sep 1, 1999; Am. 13, 2001, Eff. Sep 1, 2001; Am. 16, 2006, Eff. Aug 11, 2006; Am. 10, 2012, Eff. Jul 13, 2012; Am. 12, 2013, Eff. Jul 12, 2013; Am. 2, 2016, Eff. April 15, 2016; Am. 3, 2018, Eff. Mar. 16, 2018.

### **3.415b Canada goose season, date exceptions.**

Sec. 3.415b The first segment of the Canada goose season shall be as described in section 3.415, Table 10, except as follows:

(1) State game areas. Within the posted boundaries of the following state game areas (SGA), the season shall be closed:

(b) The Highbanks, Fennville farm, and Bravo units of the Allegan SGA as described in section 13.11 shall be closed September 1 through September 7.

(2) Muskegon county wastewater system management unit. The Muskegon county waste water system

management unit, as posted, shall be closed.

History: Am. 2, 2016, Eff. April 15, 2016.

### **3.415c Veterans and active-duty U.S. military personnel waterfowl hunting days, season established, limits defined, requirements, hunting hours, exceptions.**

Sec. 3.415c The veterans and active-duty U.S. military personnel waterfowl hunting days shall be 2 consecutive days starting the third Saturday in September and within the guidelines approved by the United States fish and wildlife service. Except for persons taking Canada goose during the September segment of the Canada goose season in each zone, the following rules shall apply to a person taking ducks, mergansers, Canada goose, coot, or common moorhen (gallinule) on the veterans and active-duty U.S. military personnel waterfowl hunting days:

(1) Participating veterans and active-duty U.S. military personnel shall possess afield documentation verifying that they are an active-duty member of the military or documentation from the US Department of Veterans Affairs verifying that they are a veteran. The documentation must be presented upon request of a Michigan conservation officer, tribal conservation officer, or any law enforcement officer.

(2) Participating veterans and active-duty U.S. military personnel may take duck, merganser, Canada goose, coot, or common moorhen (gallinule) provided the veteran or active military personnel is licensed to take waterfowl as required by part 435, hunting and fishing licensing, of the natural resources and environmental protection act, 1994 PA 451. The daily and possession limit for each species shall be as provided in section 3.416.

(3) The hunting hours shall be one-half hour before sunrise to sunset, local time.

(4) Except as otherwise specifically provided in this section, all regulations of state law and this order regarding the taking, possession, transportation, and storage of waterfowl, shall apply during the veterans and active-duty U.S. military personnel waterfowl hunt.

History: Am. 4, 2020; Eff. Apr. 17, 2020.

### **3.416 Migratory game birds; daily limit.**

Sec. 3.416. The daily limit of migratory game birds for the seasons specified in section 3.415 shall be as follows:

(1) Ducks, daily limit. The daily limit shall be 6 ducks of which no more than 4 may be mallards, no more than 2 may be a hen mallard, no more than 2 may be black ducks, no more than 3 may be wood ducks, no more than 1 may be a pintail, no more than 2 may be redheads, and no more than 2 may be canvasbacks.

(a) As part of the total daily limit for ducks as described in section (1), the daily limit for scaup for the zones and dates specified shall be as follows:

| <b>Zone or Management Unit</b> | <b>Dates</b>  | <b>Daily Limit</b>   |
|--------------------------------|---|----------------------|
| North Zone                     | September 25 to November 8                                | No more than 2 scaup |
|                                | November 9 to November 21 and November 27 to November 28  | No more than 1 scaup |
| Middle Zone                    | October 2 to October 17                                   | No more than 1 scaup |
|                                | October 18 to November 28 and December 11 to December 12  | No more than 2 scaup |
| South Zone                     | October 9 to October 24                                   | No more than 1 scaup |
|                                | October 25 to December 5 and January 1 to January 2, 2022 | No more than 2 scaup |

(2) Merganser, daily limit. The merganser daily limit shall be 5 mergansers of which no more than 2 may be a hooded merganser.

(3) Dark geese (Canada, white-fronted and Brant), north, middle, and south zones, including GMUs, daily limit. In the north, middle, and south zones as described in sections 1.7, 1.8, and 1.9 of this order, respectively, and all GMUs as described in sections 12.702 and 12.703 the daily limit of dark geese shall be 5, only 1 of which can be a Brant.

(4) Light geese (snow, blue and Ross), daily limit. The daily limit on light geese (snow, blue, and Ross) shall be 20.

(5) Coot, daily limit. The daily limit of coot shall be 15.

(6) Common moorhen (gallinule), daily limit. The daily limit of moorhen shall be 1.

History: Eff. Mar 31, 1989; Am. 16, 1990, Eff. Sep 1, 1990; Am. 14, 1991, Eff. Sep 1, 1991; Am. 10, 1992, Eff. Sep 1, 1992; Am. 17, 1993, Eff. Sep 1, 1993; Am. 11, 1994, Eff. Sep 1, 1994; Am. 8, 1995, Eff. Sep 1, 1995; Am. 14, 1996, Eff. Sep 1, 1996; Am. 6, 1997, Eff. Sep 1, 1997; Am. 13, 1998, Eff. Sep 1, 1998; Am. 13, 1999, Eff. Sep 1, 1999; Am. 13, 2001, Eff. Sep 1, 2001; Am. 16, 2005, Eff. Aug 12, 2005; Am. 15, 2006, Eff. Aug 11, 2006; Am. 15, 2007, Eff. Aug 17, 2007; Am. 13, 2008, Eff. Aug 15, 2008; Am. 14, 2009, Eff. Jul 10, 2009; Am. 16, 2009, Eff. Aug 13, 2009; Am. 16, 2010, Eff. Aug. 12, 2010; Am. 15, 2011, Eff. Aug. 12, 2011; Am. 12, 2012, Eff. Aug 9, 2012; Am. 12, 2013, Eff. Jul 12, 2013; Am. 15, 2013, Eff. Aug 9, 2013; Am. 12, 2014, Eff. Aug. 15, 2014; Am. 8, 2015, Eff. Aug. 14, 2015.; Am. 2, 2016, Eff. April 15, 2016; Am. 2, 2017, Eff. Mar. 10, 2017; Am. 3, 2018, Eff. Mar. 16, 2018; Am. 3, 2019, Eff. Mar 14, 2019; Am. 4, 2020, Eff. Apr. 17, 2020; Am. 1, 2021, Eff. Mar. 12, 2021.

### **3.417 Repealed Am. 13, 2000, Eff. Aug 1, 2000.**

Publisher's note: The former section 3.417 repealed by Am. 1, 2000, Eff. Aug 1, 2000, referred to closed units for goose hunting.

### **3.418 Repealed. Am. 14, 2009, Eff. Jul 10, 2009.**

Publisher's note: This repealed section pertained to goose management units, harvest quotas; department's wildlife chief to close season.

### **3.419 Managed waterfowl areas, unlawful acts; designation of areas.**

Sec. 3.419 The following state game and wildlife areas, within the boundaries posted "state game area – hunting by permit only" are designated as managed waterfowl areas:

(1) Allegan state game area (Fennville farm unit), Allegan county.

(2) Fish point wildlife area, Tuscola county.

(3) Nayanquing point wildlife area, Bay county.

(4) Pointe Mouillee state game area Monroe and Wayne counties.

(5) Shiawassee river state game area, Saginaw county.

(6) St. Clair flats wildlife area (Harsens island unit), St. Clair county.

History: Eff. Mar 31, 1989; Am. 16, 1990, Eff. Sep 1, 1990; Am. 6, 1997, Eff. Sep 1, 1997; Am. 14, 2009, Eff. Jul 10, 2009; Am. 2, 2014, Eff. Mar 1, 2014; Am. 8, 2014, Eff. Jul 11, 2014.

### **3.419a Repealed. Am. 12, 2012, Eff. Aug 9, 2012.**

Publisher's Note: The repealed section pertained to Waterfowl Hunting Reservations, Age Qualifications.  
History: Eff. Sep 1, 1993, Am. 2, 1993; Am. 16, 2006, Eff. Aug 11, 2006; Am. 12, 2012, Eff. Aug 9, 2012.

### **3.420 Common snipe, rails, and woodcock seasons; exceptions; king rails.**

Sec. 3.420 (1) The statewide open season for woodcock shall be a total of 45 days beginning on September 15.

(2) The open season for common snipe (jacksnipe), Virginia and sora rails shall be September 1 to November 9 statewide.

(3) There is no open season for king rails.

History: Eff. Mar 31, 1989; Am. 6, 1997, Eff. Sep 1, 1997; Am. 13, 2000, Eff. Aug 1, 2000; Am. 5, 2002, Eff. Jun 1, 2002; Am. 7, 2005, Eff. May 6, 2005; Am. 10, 2012, Eff. Jul 13, 2012; Am. 1, 2021, Eff. Mar. 12, 2021.

### **3.421 Common snipe, rails, and woodcock, daily and possession limits.**

Sec. 3.421 (1) The daily limit for common snipe (jacksnipe) shall be 8 and the possession limit shall be 24.

(2) The daily limit for Virginia and Sora rails (singly or in the aggregate) shall be 25 and the possession limit shall be 75.

(3) The daily limit for woodcock shall be 3 and the possession limit shall be 9.

History: Eff. Mar 31, 1989; Am. 6, 1997, Eff. Sep 1, 1997; Am. 13, 2000, Eff. Aug 1, 2000; Interim Order 1, 2000, Eff. Sep 15, 2000; Am. 10, 2012, Eff. Jul 13, 2012; Am. 12, 2012, Eff. Aug 9, 2012; Am. 15, 2013, Eff. Aug 9, 2013; Am. 8, 2014, Eff. Jul 11, 2014.

### **3.422 Migratory birds, falconry, open seasons; daily limit, possession limit.**

Sec. 3.422. (1) The open season for taking common snipe (jacksnipe), woodcock, and Virginia and Sora rails by falconry shall be the same dates as the firearm seasons in the respective zones for these species as described in sections 3.415 and 3.420.

(2) The open season for taking geese shall be the same dates as the firearm seasons in the respective zones and goose management units.

(3) The open season for taking duck, merganser, coot and common moorhen (gallinule) shall be the same dates as the firearm seasons in the respective zones for these species, plus the season shall be open statewide January 3 to January 16, 2022 and February 24 to March 10, 2022.

(4) The daily limit for migratory game birds taken by falconry shall be 3 birds combined, and the possession limit shall be 9 birds combined.

History: Eff. Mar 31, 1989; Am. 16, 1990, Eff. Sep 1, 1990; Am. 14, 1996, Eff. Sep 1, 1996; Am. 6, 1997, Eff. Sep 1, 1997; Interim Order 2, 2001 Eff. Sep 10, 2001; Am. 5, 2002, Eff. Jun 1, 2002; Am. 11, 2002, Eff. Sep 1, 2002; Am. 13, 2003, Eff. Sep 1, 2003; Am. 13, 2004, Eff. Aug 14, 2004; Am. 16, 2005, Eff. Aug 12, 2005; Am. 15, 2006, Eff. Aug 11, 2006; Am. 15, 2007, Eff. Aug 17, 2007; Am. 2, 2008, Eff. Jan 11, 2008; Am. 13, 2008, Eff. Aug 15, 2008; Am. 16, 2009, Eff. Aug 13, 2009; Am. 16, 2010, Eff. Aug. 12, 2010; Am. 15, 2011, Eff. Aug. 12, 2011; Am. 12, 2012, Eff. Aug 9, 2012; Am. 12, 2014, Eff. Aug 15, 2014; Am. 8, 2015, Eff. Aug. 14, 2015; Am. 2, 2016, Eff. April 15, 2016; Am. 2, 2017, Eff. Mar. 10, 2017; Am. 3, 2018, Eff. Mar. 16, 2018; Am. 10, 2018, Eff. June 15, 2018; Am. 3, 2019, Eff. Mar. 14, 2019; Am. 4, 2020, Eff. Apr. 17, 2020; Am. 1, 2021, Eff. Mar. 12, 2021.

### **3.423 Taking crows, open seasons; exceptions.**

Sec. 3.423 (1) The open season for taking crows shall be August 1 to September 30 and February 1 to March 31.

(2) Crows may be taken outside the open season without a permit when committing or about to commit depredations or when concentrated as to constitute a health hazard or other nuisance.

(3) Crows shall not be taken in state parks and recreation areas from April 1 to September 14.

History: Eff. Mar 31, 1989; Am. 8, 1991, Eff. Jul 1, 1991; Am. 9, 1996, Eff. Jul 1, 1996; Am. 8, 2009, Eff. May 7, 2009.

### **3.424 September teal hunt; open season; areas defined.**

Sec. 3.424 (1) The open season for teal shall be September 1 to September 16 statewide.

(2) All state parks shall be closed.

History: Am. 16, 1993, Eff. Sep 1, 1993; Am. 8, 2014, Eff. Jul 11, 2014; Am. 2, 2017, Eff. Mar. 10, 2017; Am. 3, 2018, Eff. Mar. 16, 2018.

### **3.425 September teal hunt; daily limit; possession limit.**

Sec. 3.425 (1) The daily limit for teal shall be 6 and the possession limit shall be three times the daily limit.

History: Am. 16, 1993, Eff. Sep 1, 1993; Am. 8, 2014, Eff. Jul 11, 2014.

### **3.426 Repealed. Am. 11, 1998, Eff. Aug 1, 1998.**

Publisher's note: The repealed section pertained to Teal hunting permit requirements and use.

### **3.427 Mourning doves, open season, open counties, daily and possession limits; report of hunting impact on populations.**

Sec. 3.427 (1) The open season for taking mourning doves shall be September 10 to October 30, 2004 and September 1 to October 30 for the subsequent two calendar years.

(2) A person shall take mourning doves only in Berrien, Branch, Cass, Hillsdale, Lenawee, and St. Joseph counties.

(3) The daily limit shall be 15 mourning doves and the possession limit shall be 30 mourning doves.

(4) Following conclusion of the third hunting season, the department shall report the impact of hunting on mourning dove populations in Michigan.

History Note: Am. 15, 2004, Eff. Sep 10, 2004.

### **3.500 Repealed. Am. 19, 1990, Eff. Oct 15, 1990.**

Publisher's note: The repealed section pertained to Hungarian partridge, open season.

### **3.501 Pheasant hunting, open seasons; daily and possession limits.**

Sec. 3.501 (1) The open season for taking male pheasants in the zone 1 pheasant management unit, as described in section 12.750 of this order, shall be October 10 to October 31. The remaining portion of zone 1 shall be closed to the taking of pheasants.

(2) The open season for taking male pheasants in zones 2 and 3 shall be October 20 to November 14.

(3) The daily limit shall be 2 male pheasants and the possession limit shall be 4 male pheasants.

(4) The open season for taking pheasants of either sex by falconry shall be October 10 to October 31 in those portions of zone 1 open to pheasant hunting and shall be October 20 to February 28 in those portions of zones 2 and 3 open to pheasant hunting. The daily limit for pheasants of either sex taken by falconry shall be 2 pheasants, and the possession limit shall be 4.

(5) The open season for taking male pheasants in the December pheasant management unit, as described in section 12.750a of this order, shall be December 1 to January 1.

History: Am. 21, 1993, Eff. Oct 14, 1993; Am. 6, 1994, Eff. Sep 1, 1994; Am. 3, 1995, Sep 1, 1995; Am. 11, 2001, Eff. Sep 1, 2001; Am. 10, 2004, Eff. May 8, 2004.

### **3.501a Repealed. Am. 3, 1995, Eff. Sep 1, 1995.**

Publisher's Note: The repealed section pertained to the experimental December pheasant hunting season; dates and limits.

### **3.502 Ruffed grouse hunting, open seasons; daily and possession limits.**

Sec. 3.502 (1) The open season for taking ruffed grouse shall be September 15 to November 14 and December 1 to January 1.

(2) The daily limit shall be 5 ruffed grouse and the possession limit shall be 10 ruffed grouse in zones 1 and 2.

(3) The daily limit shall be 3 ruffed grouse and the possession limit shall be 6 ruffed grouse in zone 3.

History: Eff. Mar 31, 1989; Am. 8, 1994, Eff. Sep 1, 1994; Am. 7, 2003, Eff. May 10, 2003.

### **3.503 Sharp-tailed grouse hunting, open seasons; daily and possession limits.**

Sec. 3.503 (1) The open season for taking sharp-tailed grouse in the zone 1 sharp-tailed grouse management unit, as described in section 12.751 of this order, shall be October 10 to October 31. The remaining portion of state shall be closed to the taking of sharp-tailed grouse.

(2) The daily limit shall be 2 sharp-tailed grouse, the possession limit shall be 4 sharp-tailed grouse and the season limit shall be 6 sharp-tailed grouse.

(3) A person licensed to take game as required by part 435, hunting and fishing licensing, of the natural resources and environmental protection act, act no. 451 of the public acts of 1994, who intends to hunt sharp-tailed grouse shall request and be issued a free sharp-tailed grouse stamp. The sharp-tailed grouse stamp shall be part of the license to hunt sharp-tailed grouse. A person shall not sell, loan, or permit in any manner, another person to use the person's sharp-tailed grouse stamp or use or attempt to use another person's sharp-tailed grouse stamp.

History: Eff. Mar 31, 1989; Am. 7, 1994, Eff. Sep 1, 1994; Am. 2, 1997, Eff. Sep 1, 1997; Am. 9, 2010, Eff. May 6, 2010.

### **3.504 Quail, open season, open counties; director may issue interim order; daily and possession limits.**

Sec. 3.504 (1) The open season for taking quail shall be October 20 to November 14.

(2) A person shall only take quail in Branch, Calhoun, Clinton, Eaton, Genesee, Gratiot, Hillsdale, Huron, Ingham, Ionia, Jackson, Kent, Lapeer, Lenawee, Livingston, Macomb, Monroe, Montcalm, Oakland, Saginaw, St. Clair, St. Joseph, Sanilac, Shiawassee, Tuscola, Washtenaw, and Wayne counties.

(3) The director of the Department of Natural Resources may issue an interim order to close any or all of the above-mentioned counties based upon the June breeding quail survey.

(4) The daily limit shall be 5 quail and the possession limit shall be 10 quail.

History: Eff. Mar 31, 1989; Am. 11, 1989, Eff. Sep 1, 1989; Am. 9, 1990, Eff. Sep 1, 1990; Am. 7, 1997, Eff. Sep 1, 1997; Am. 10, 2000, Eff. Sep 1, 2000; Am. 9, 2004, Eff. May 8, 2004.

### **3.505 Rabbits and hares, open season, daily limit and possession limit.**

Sec. 3.505 (1) The open season for taking cottontail rabbits and varying hares, also commonly known as the snowshoe hare, shall be September 15 to March 31, statewide.

(2) The daily limit shall be 5 rabbits and hares combined, and the possession limit shall be 10 rabbits and hares combined.

History: Eff. Mar 31, 1989.

### **3.506 Woodchucks, open season, exception; taking woodchucks doing or about to do damage, individual taking considered permittee.**

Sec. 3.506 (1) The open season for woodchucks shall be statewide all year except for state park and recreation areas which shall be closed April 1 to September 14.

(2) A property owner or the property owner's designee may take a woodchuck all year on property owned by the individual when a woodchuck is doing or about to do damage to the individual's property. An individual taking a woodchuck under the authority of this subsection shall be considered a permittee as defined by section 5.50 of this order. A written permit is not required, and the individual shall be authorized to take woodchuck all year by otherwise lawful hunting methods.

History: Eff. Mar 31, 1989; Am. 20, 1989, Eff. Sep 1, 1989; Am. 3, 2015, Eff. May 8, 2015.

### **3.507 Squirrels, open season; exception; daily and possession limits.**

Sec. 3.507 (1) The open season for taking fox, black and grey squirrels shall be September 15 to March 31.

(2) The daily limit shall be 5 fox, black and grey squirrels combined and the possession limit shall be 10 fox, black and grey squirrels combined.

History: Eff. Mar 31, 1989; Am. 4, 2003, Eff. May 10, 2003; Am. 8, 2018, Eff. June 18, 2018.

### **3.600 Fur-bearing animals; use of firearms; traps and catching devices; use of bait; unlawful acts.**

Sec. 3.600 It shall be unlawful for any person: (1) To use a firearm, crossbow, or bow and arrow to take marten, muskrat, beaver, otter, mink, fisher, or badger, except as permitted by authority of a nuisance control permit issued by the department. Rimfire firearms .22 caliber or smaller may be used to kill coyote, fox, raccoon, bobcat, and badger in traps except if the trapper is an individual that cannot lawfully hunt with a firearm, crossbow, or bow and arrow.

(2) Except as provided by subsection (3), to use or have in possession in areas frequented by animals, a catching device of any kind for the taking of animals unless the name and address in legible English or the complete Michigan driver's license number or DNR sportcard number of the user or individual possessing the device is permanently etched in the catching device, or there shall be securely fastened to each catching device a metallic plate or tag bearing the name and address in legible English or the complete Michigan driver license number of the user or individual possessing the catching device.

(3) To use, carry afield, or have in possession 1 or more snares or 1 or more cable restraints unless they have attached a metallic tag or plate securely fastened which bears the name and address in legible English or the complete Michigan driver's license number or DNR sportcard number of the user or individual possessing the catching device.

(4) To use or have in possession 1 or more snares or 1 or more cable restraints securely attached to a pole unless the uppermost end of the pole has a metallic plate or tag securely fastened which bears the name and address in legible English or the complete Michigan driver license number or DNR sportcard number of the user or individual possessing the catching device.

(5) To use a multiple catch or colony trap except for the taking of muskrat and provided that the trap is completely submerged below the water. Colony traps must be constructed of steel and shall be no larger than 8 inches in height, 8 inches in width, and 36 inches in depth. Mink incidentally taken in a multiple catch trap or a colony trap legally set for muskrat may be lawfully possessed. This order shall not be

construed to prohibit use of colony or multiple catch traps used by nuisance control operators for species other than muskrat.

(6) To stake, put out, or set a catching device of any kind for the taking of a fur-bearing animal at any time preceding the day on which the open season for the taking of such fur-bearing animal begins.

(7) To use a foothold trap with a jaw spread exceeding a number 2 foothold trap for the taking of mink or muskrat except as may be provided by this order for the incidental take of muskrat during the beaver and otter season. It shall also be unlawful to use any kind of a trap other than a foothold or body gripping or conibear type trap to take furbearing animals except as permitted under the provisions of subsection (4).

(8) To use any portion of any protected animal or protected bird as bait for the purpose of trapping any animal in this state. This subsection shall not be construed to prohibit an individual from using the carcasses and parts thereof of game animals or game birds, lawfully taken and possessed during their open season, as bait, except as stated in Section 5.31 of this order.

(9) To set a trap or snare on a beaver dam or lodge unless it meets at least one of the following provisions:

(a) The trap is totally submerged below the water.

(b) The trap is a duffer-type, egg-type, or similarly designed foothold trap which by construction will selectively capture raccoon. This trap may be set above the water.

(c) The trap is a body gripping or conibear type trap 5 inches or less in width as measured inside the jaw hinges. This trap may be set above the water.

(d) The trap is a body gripping or conibear type trap less than 8 inches above the ground at the highest point, and set in a way that does not use bait, lure, or attractant to entice an animal, and the trap is between 5 inches and 6 and one half inches as measured inside the jaw hinges. This trap may be set above the water.

(10) To set a body gripping or conibear type trap larger than 5 and one half inches in width as measured inside the jaw hinges unless the trap is at least half submerged in water or on dry land or over frozen submerged bottomlands, and the trap is placed as follows:

(a) On private land, except lands open to hunting by the general public under the provisions of Part 511, commercial forests, of the natural resources and environmental protection act, 1994 PA 451, MCL 324.51101 to 324.51120, and less than 7 and one half inches as measured inside the jaw hinges.

(b) On public or private lands 4 feet or more above dry ground or the frozen surface of ice, as applicable.

(c) On public lands and lands open to hunting by the general public under the provisions of Part 511, commercial forests, of the natural resources and environmental protection act, 1994 PA 451, MCL 324.51101 to 324.51120, and is:

(i) Less than 8 inches above the ground at the highest point, and in a way that does not use bait, lure, or attractant to entice an animal and the trap is between 5 and one half and 6 and one half inches as measured inside the jaw hinges.

(ii) In a box or similar container that is placed vertically on a tree or other structure so that the trap trigger is at least 4 inches from the container opening and the opening of the container is no more than 6 inches from the ground.

(iii) In a box or similar container with a maximum fixed opening of 6 inches measured from the inside bottom of the container opening to the lower edge of the top of the container opening with 8 inch slots to allow trap placement so that no part of the trap trigger is closer than 6 inches to the opening edge of the container and the trap is between 5 and one half inches and 7 and one half inches as measured inside the jaw hinges.



(11) To set a trap within 50 feet of any water in zone 1 before October 25, or within 50 feet of any water in zone 2 before November 1, or within 50 feet of any water in zone 3 before November 10, except for the following catching devices:

(a) A duffer-type, egg-type, or similarly designed foothold trap which by construction will selectively capture raccoon.

(b) A body gripping or conibear trap placed 4 feet or more above the ground.

(12) To set a catching device designed to hold an animal alive unless:

(a) Any catch is released or removed upon checking the catching device. Restraining type traps set in a manner to hold an animal alive shall be checked at least once daily in zones 2 and 3 and within a 48 hour period in zone 1, except as noted in Section 5.52 (8) or in (ii) below.

(b) Using a live-restraining cage trap, other than a trap designed to catch more than 1 animal at 1 time, for the taking of furbearing animals, in season, by a licensed trapper, or person permitted by the Department.

(i) A person using a live-restraining cage trap, other than a trap designed to catch more than 1 animal at 1 time, shall release or kill an animal captured in a live-restraining cage trap immediately upon finding that animal in a trap.

(ii) A person using a live-restraining cage trap, other than a trap designed to catch more than 1 animal at 1 time, shall tend the trap daily statewide.

(13) To use, carry afield, or set a trap with teeth or serrations.

(14) A person shall not set or maintain any foothold trap within 20 feet of bait located in such a manner that it is visible from 4 feet or more above the bait. This shall not be construed to prohibit the use of completely submerged foothold traps located within 20 feet of any bait.

(a) As used in this subsection, "bait" is any animal or animal parts, including dead fish, except that pieces of less than 36 square inches and comprised of dried hide, fur, feathers or bones and entirely free of meat may be used as a visible attractant.

(15) Possess or use natural cervid urine-based lures or attractants not marked with the official archery trade association seal of participation stamp in an area frequented by furbearers.

History: Eff. Mar 31, 1989; Am. 17, 1989, Eff. Sep 1, 1989; Am. 7, 1990, Eff. Sep 1, 1990; Am. 19, 1993, Eff. Sep 10, 1993; Am. 1, 1994, Eff. Sep 1, 1994; Am. 4, 1997, Eff. Jun 1, 1997; Am. 14, 1998, Eff. Sep 10, 1998; Am. 17, 1999, Eff. Dec 9, 1999; Am. 6, 2000, Eff. Aug 1, 2000; Am. 4, 2007, Eff. Apr 13, 2007; Am. 5, 2014, Eff. Apr.11, 2014; Am. 3, 2016, Eff. April 15, 2016; Am. 8, 2016, Eff. June 10, 2016; Am. 7, 2018, Eff. June 16, 2018; Am. 12, 2018, Eff. Aug. 10, 2018. Am. 1, 2020; Eff. Apr. 17, 2020.

### **3.600a Fur harvester license; validity**

(1) The fur harvester license shall be valid from May 1 through April 30 of the following year.

History: Am. 8, 2016, Eff. June 10, 2016.

### **3.601 Special management areas, trapping regulations.**

Sec. 3.601 The following trapping regulations shall be in effect for the management areas listed:

(1) Shiawassee river state game area - trapping only by permit obtained at the department St. Charles field office.

(2) Shiawassee national wildlife refuge - trapping only by permit obtained from the refuge manager.

(3) Muskegon state game area - beaver and otter - trapping only by permit obtained at the department Muskegon state game area headquarters.

(4) Poel island waterfowl refuge within the Grand Haven state game area - trapping only by permit obtained at the department Muskegon state game area headquarters.

(5) Fish point wildlife area - trapping only by permit obtained at the state wildlife area headquarters.

(6) Nayanquing point wildlife area - trapping only by permit obtained at the state wildlife area headquarters.

(7) Crow island state game area - trapping only by permit obtained at the Bay city operations service center.

(8) Wigwam bay wildlife area - trapping only by permit obtained at the Nayanquing point state wildlife area headquarters.

(9) St. Clair flats wildlife area (Harsens island unit) - trapping only by permit obtained at the state wildlife area headquarters.

(10) Pointe Mouillee state game area - trapping only by permit obtained at the state wildlife area headquarters.

History: Eff. Mar 31, 1989; Am. 9, 1989, Eff. Sep 1, 1989; Am. 15, 1993, Eff. Sep 1, 1993; Am. 10, 2006, Eff. Jun 2, 2006; Am. 14, 2009, Eff. Jul 10, 2009.

### **3.602 Repealed Am. 5, 1994, Eff. Sep 1, 1996.**

Publisher's note: The repealed section pertained to permit to hold furs after close of season.

### **3.603 Transporting legally secured hides or pelts.**

Sec. 3.603 Nothing in this order shall be construed as prohibiting the shipping or transporting in any manner or at any time of hides or pelts of fur-bearing animals which have been legally taken and reported as herein provided.

History: Eff. Mar 31, 1989.

### **3.604 Skunks, hunting and trapping, open season, exception; unlawful act.**

Sec. 3.604 (1) The open season for taking skunk by hunting or trapping shall be statewide all year except for state park and recreation areas which shall be closed April 1 to September 14. A person shall not possess a live skunk taken in Michigan.

(2) A property owner or the property owner's designee may take a skunk all year on property owned by the individual when a skunk is doing or about to do damage to the individual's property. An individual taking a skunk under the authority of this subsection shall be considered a permittee as defined by section 5.50 of this order. A written permit is not required, and the individual shall be authorized to take skunk all year by otherwise lawful hunting and trapping methods.

History: Eff. Mar 31, 1989; Am. 20, 1989, Eff. Sep 1, 1989; Am. 3, 2015, Eff. May 8, 2015.

### **3.605 Raccoon hunting and trapping, seasons; taking raccoons doing or about to do damage, person taking considered permittee.**

Sec. 3.605 (1) The open season for taking raccoon by hunting shall be October 1 to January 31. The trapping season for raccoon shall be October 15 to March 31.

(2) A property owner or their designee may take raccoon all year on property owned by the person when raccoons are doing or are about to do damage to the persons property. A person taking a raccoon under the authority of this subsection shall be considered a permittee as defined by section 5.50 of this order. A written permit is not required, and the person shall be authorized to take raccoon all year by otherwise lawful hunting and trapping methods.

History: Eff. Mar 31, 1989; Am. 9, 1989, Eff. Sep 1, 1989; Am. 10, 1993, Eff. Sep 1, 1993; Am. 7, 1998, Eff. Sep 1, 1998; Am. 2, 2003, Eff. Apr 12, 2003; Am. 2, 2005, Eff. Mar 11, 2005; Am. 9, 2005, Eff. Jul 8, 2005; Am. 7, 2013, Eff. June 14, 2013; Am 8, 2016, Eff. June 10, 2016.

### **3.606 Muskrat, mink, and raccoon trapping, open seasons; closed areas.**

Sec. 3.606 (1) Except as otherwise provided in this section, the open season for taking muskrat and mink by trapping shall be October 25 to March 1 in zone 1, November 1 to March 1 in zone 2, and November 10 to March 1 in zone 3.

(2) Except as provided in subsections 3 and 4, and subject to section 13.2(6) of this order, the open seasons for taking muskrat and mink by trapping, and raccoon by trapping and hunting on the following

managed wetlands are as shown in table 11:

| <b>Area</b>   | <b>Muskrat and Mink Season</b>  | <b>Raccoon Season</b> |
|---|---|-----------------------|
| Allegan state game area (Fennville farm unit)       | November 10 to March 31 except during the Allegan county GMU season as provided in 3.415  | Open year round       |
| Crow island state game area                         | Day after waterfowl season closes to March 31   | Open year round       |
| Fish point wildlife area                            | Day after waterfowl season closes to March 31   | Open year round       |
| Nayanquing point wildlife area                      | Day after waterfowl season closes to March 31   | Open year round       |
| Pointe Mouillee state game area                     | Day after waterfowl season closes to March 31   | Open year round       |
| Shiawassee river state game area                    | Day after waterfowl season closes to March 31, except A units shall have the same season dates as provided in subsection (1) for zone 3 | Open year round       |
| St. Clair flats wildlife area (Harsens island unit) | November 10 to March 31   | Open year round       |

(3) Managed wetlands or portions of managed wetlands shall be closed when posted unless otherwise specified in this order.

(4) The director, in consultation with and concurrence of the chair or vice chair of the natural resources commission, may make appropriate changes to muskrat, mink, and raccoon trapping season closing dates for the state game areas and state wildlife areas listed in subsection (2), in order to meet disease, damage control, or other management objectives for those areas.

History: Eff. Mar 31, 1989; Am. 9, 1989, Eff. Sep 1, 1989; Am. 10, 1990, Eff. Sep 1, 1990; Am. 4, 1992, Eff. Sep 1, 1992; Am. 9, 1993, Eff. Sep 1, 1993; Am. 14, 1996, Eff. Sep 1, 1996; Am. 7, 1997, Eff. Sep 1, 1997; Am. 11, 2004, Eff. Jun 5, 2004; Am. 10, 2006, Eff. Jun 2, 2006; Am. 11, 2007, Eff. Jun 8, 2007; Am. 14, 2009, Eff. Jul 10, 2009; Am. 11, 2011, Eff. Jun 10, 2011; Am. 15, 2013, Eff. Aug 9, 2013; Am 8, 2016, Eff. June 10, 2016.

**3.607 Beaver and otter trapping, resident and nonresident open seasons; season limits; requirements.**

Sec. 3.607 (1) The open seasons and season limits for taking beaver and otter by trap for each of the respective management units are as shown in table 12:

| <b>Resident Beaver Seasons</b>                                       | <b>Season Limits</b>  |
|--|---|
| Unit A – October 25 to April 30                                      | No limit on beaver  |
| Unit B – November 1 to the Friday before the last Saturday in April  |   |
| Unit C – November 10 to the Friday before the last Saturday in April |   |
| <b>Resident Otter Seasons</b>  | <b>Season Limits</b>  |
| Unit A – October 25 to March 31                                      | 4 otter per resident fur harvester of which no more than 3 shall be taken in Unit B and no more than 2 shall be taken in Unit C |
| Unit B – November 1 to March 31                                      |   |
| Unit C – November 10 to March 31                                     |   |
| <b>Nonresident Beaver Seasons</b>                                    | <b>Season Limits</b>  |

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Unit A – November 15 to April 30

No limit on beaver

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**Resident Beaver Seasons**

**Season Limits**

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Unit B – November 24 to the Friday before the last  
Saturday in April

Unit C – December 15 to the Friday before the last Saturday in April

(2) In addition to the requirements of section 3.600, an individual taking beaver and otter shall meet all of the following requirements:

(a) Through the last day of the open otter season, a resident issued a fur harvester's license may obtain a free otter kill tag. A resident who intends to trap otter shall request and be issued up to 4 free otter kill tags. A resident shall not sell, loan, or permit in any manner, another individual to use the otter kill tag or use or attempt to use another individual's otter kill tag. Free otter kill tags may be obtained only by a resident who is at least 8 years old, subject to section 2.14. An individual who kills an otter shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the hide of the otter from the upper jaw to the eye socket or through the lower jaw in a secure and permanent manner. An individual shall not tag an otter with a kill tag that is not valid for the unit in which the otter is taken. This kill tag shall remain attached to the otter until the animal is registered and sealed by the department. An individual shall not possess an otter or otter hide that is not tagged with a validated kill tag unless a department seal is attached as provided by subsection (b).

(b) An individual that kills an otter shall present the pelt and skull of the otter to the department to be registered and sealed no later than 10 days following the close of the season in which it was taken but no later than 3 business days following April 30. The pelt and skull shall be presented for sealing in person by the resident fur harvester that killed the animal and shall not be presented for sealing or registration by another individual. The individual presenting the otter pelt and skull shall display their fur harvester license; including identification used to acquire the license, and shall provide harvest information as requested by the department employee. The department employee shall retain the skull and attach an official seal to the pelt of each otter presented for examination and shall lock the seal upon the hide in such a manner that it cannot be removed without cutting or ripping the otter pelt or damaging the seal. An official seal attached by the department, shall not be removed from the otter pelt until the otter pelt is processed or tanned. Subsequent to 3 business days following April 30, it shall be unlawful to possess an otter pelt without an official department seal attached unless the pelt has been processed or tanned or the otter season is open.

(c) Notwithstanding the other provisions of this order, up to 10 muskrat, taken in beaver or otter sets, may be considered part of the season limit.

(d) Notwithstanding the other provisions of this order, a snare may be used for taking beaver in water or under ice. Snares shall be made of 1/16 inch or larger cable. Snares not under ice must have a loop which is at least half submerged and be set in a fashion to hold the beaver completely submerged. Snares shall be removed from the water and made inoperative within 24 hours after the close of the period in which snares may be used to take beaver.

(e) Notwithstanding the other provisions of this order, otter incidentally taken while trapping for beaver through April 30 may be lawfully possessed if included within the season bag limit and a valid otter kill tag is used.

History: Eff. Mar 31, 1989; Am. 7, 1989, Eff. Sep 1, 1989; Am. 15, 1990, Eff. Sep 1, 1990; Am. 13, 1991, Eff. Sep 1, 1991; Am. 4, 1992, Eff. Sep 1, 1992; Am. 15, 1993, Eff. Sep 1, 1993; Am. 10, 1994, Eff. Sep 1, 1994; Am. 5, 1995, Eff. Sep 1, 1995; Am. 10, 1996, Eff. Sept, 1, 1996; Am. 7, 1998, Eff. Sep 1, 1998; Am. 3, 2001, Eff. Mar 1, 2001; Am. 7, 2002, Eff. Jun 1, 2002; Am. 9, 2003, Eff. Jun 7, 2003; Am. 10, 2006, Eff. Jun 2, 2006; Am. 11, 2007, Eff. Jun 8, 2007; Am. 10, 2009, Eff. Jun 4, 2009; Am. 11, 2011, Eff. Jun 10, 2011; Am. 7, 2013, Eff. Jun 14, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. IO-01, 2018, Eff., April 20, 2018; Sunset IO-01, Eff. Oct. 20, 2018. Am. 1, 2020; Eff. Apr. 17, 2020.

**3.608 Bobcat open seasons, season limit, closed areas, restrictions; kill tags and tagging requirements; registration requirements; unlawful acts.**

Sec. 3.608 (1) The open season for taking bobcat by trapping in bobcat management units A and B shall be December 1 to February 1. The open season for taking bobcat by hunting in bobcat

management units A and B shall be from January 1 to March 1.

(2) The open season for taking bobcat by trapping in bobcat management units C and D shall be from December 10 to December 20, using foothold traps only. The open season for taking bobcat by hunting in management unit C shall be from January 1 to March 1. The open season for taking bobcat by hunting in management unit D shall be from January 1 to February 1.

(3) The open season for taking bobcat by trapping in bobcat management units E and F shall be from December 10 to December 20, using foothold traps only. The open season for taking bobcat by hunting in management units E and F shall be from January 1 to January 11.

(4) The season limit shall be 2 bobcats per licensed resident fur harvester except an individual shall take not more than 1 bobcat from bobcat management unit B, and not more than 1 bobcat in bobcat management units C, and D, E, and F combined. A licensed resident furharvester taking a second bobcat in bobcat management unit A shall take a bobcat on private land only, excluding commercial forest land.

(5) Through the day before the open bobcat season, a resident issued a fur harvester's license may obtain a free bobcat kill tag. A resident who intends to hunt or trap bobcat shall request and be issued up to 2 free bobcat kill tags. A resident shall not sell, loan, or permit in any manner another individual to use the bobcat kill tag or use or attempt to use another individual's bobcat kill tag. Free bobcat kill tags may be obtained only by a resident who is at least 8 years old, subject to section 2.14. An individual who kills a bobcat shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the hide of the bobcat from the upper jaw to the eye socket or through the lower jaw of the bobcat in a secure and permanent manner. An individual shall not tag a bobcat with a kill tag that is not valid for the unit in which the bobcat is taken. This kill tag shall remain attached to the bobcat until the animal is registered and sealed by the department. An individual shall not possess a bobcat or bobcat hide that is not tagged with a validated kill tag unless a department seal is attached as provided by subsection (6).

(6) An individual that kills a bobcat shall present the pelt and skull of the bobcat to the department to be registered and sealed no later than 10 days following the close of the season in which it was taken. The pelt and skull shall be presented for sealing in person by the resident fur harvester that killed the animal and shall not be presented for sealing or registration by another individual. The individual presenting the bobcat pelt and skull shall display their fur harvester license, including identification used to acquire the license, and shall provide harvest information as requested by the department. The department shall retain at least one tooth or the skull, at the discretion of the department, and attach an official seal to the pelt of each bobcat presented for examination. The seal shall be locked upon the hide in such a manner that it cannot be removed without cutting or ripping the bobcat pelt or damaging the seal. An official seal attached by the department shall not be removed from the bobcat pelt until the bobcat pelt is processed or tanned. Subsequent to 10 days following March 1, it shall be unlawful to possess a bobcat pelt without an official department seal attached unless the pelt has been processed or tanned or the bobcat season is open.

History: Eff. Mar 31, 1989; Am. 8, 1989, Eff. Sep 1, 1989; Am. 10, 1990, Eff. Sep 1, 1990; Am. 9, 1991, Eff. Sep 1, 1991; Am. 5, 1994, Eff. Sep 1, 1994; Am. 5, 1995, Eff. Sep 1, 1995; Am. 10, 1996, Eff. Sep 1, 1996; Am. 7, 1998, Eff. Sep 1, 1998; Am. 9, 2003, Eff. Jun 7, 2003; Am. 11, 2004, Eff. Jun 5, 2004; Am. 16, 2004, Eff. Sep 9, 2004; Am. 9, 2005, Eff. Jul 8, 2005; Am. 22, 2005, Eff. Nov 4, 2005; Am. 10, 2006, Eff. Jun 2, 2006; Am. 10, 2009, Eff. Jun 4, 2009; Am. 11, 2011, Eff. Jun 10, 2011; Am. 16, 2016, Eff. Dec 14, 2012; Am. 7, 2013, Eff. June 14, 2013; Am. 2, 2014, Eff. Mar 1, 2014; Am. 8, 2016, Eff. June 10, 2016; Am. 7, 2018, Eff. June 15, 2018.

### **3.609 Fox hunting and trapping and coyote trapping, seasons; use of snares, conditions; prohibited acts.**

Sec. 3.609 (1) The open seasons for taking fox by trapping or hunting and coyote by trapping shall be October 15 to March 1.

(2) Notwithstanding other provisions of this order, a person may use a snare from January 1 to March 1 to take fox and coyote if, in addition to the other requirements of section 3.600, all of the following conditions are met:

(a) Snares shall not be placed on publicly owned land or commercial forest lands as defined by section 51101, Part 511, Commercial Forests, of the Natural Resources and Environmental Protection Act, Act No. 451 of the Public Acts of 1994, being Section 324.51101 of the Michigan Compiled Laws.

(b) Snares shall be made of 1/16 inch or larger cable, with a maximum length of 60 inches, not including

a cable anchor extension. Up to a 36-inch cable anchor extension may be used.

(c) The snare loop shall not exceed 15 inches in diameter.

(d) The top of the snare loop shall not be set more than 24 inches above the ground, or when the ground is snow covered, shall not be set more than 24 inches above the compacted snow in the person's footprint which has been placed beneath the snare with the full body weight of the person.

(e) All snares shall have a relaxing lock, defined as a snare lock that will allow the snare loop to loosen slightly to reduce the possibility of strangulation.

(f) All snares shall have a stop to prevent the loop of a snare from closing to a diameter less than 4 1/4 inches.

(g) All snares shall be equipped with a break-away lock system with a breaking point not greater than 285 pounds. Breakaway devices must be attached to the relaxing lock.

(h) Snares shall not have any type of drag attached and shall be affixed to a stake or other object of sufficient strength to hold a fox or coyote at the point of capture. A snare shall not be attached to a fence or set in a manner that would allow an animal captured in the snare to become entangled with a fence. Snares may be anchored to woody vegetation provided that it is clear of branches or stubs up to a height of 5 feet above the ground or compacted snow. Stubs and branches must be cut flush with the outer bark of the main stem. Snares may not be set in a manner that would allow a snared animal to be suspended with two or more feet off the ground.

(i) Snares shall be equipped with two swivels, one of which will be at the anchor point.

(j) Snares shall not utilize any type of spring pole, counterbalanced weight, spring, or other device to assist in closing the snare.

(k) Except as provided in section 3.607 for the taking of beaver, section 3.610 for the taking of nuisance coyote and sections 5.51 and 5.52 for the taking of other nuisance animals, snares shall not be placed, used or carried afield, whether operable or inoperable, after the close of the fox and coyote trapping season.

History: Eff. Mar 31, 1989; Am. 10, 1990, Eff. Sep 1, 1990; Am. 10, 1993, Eff. Sep 1, 1993; Am. 5, 1994, Eff. Sep 1, 1994; Am. 3, 2001, Eff. Mar 1, 2001; Am. 11, 2004, Eff. Jun 5, 2004; Am. 9, 2005, Eff. Jul 8, 2005.

### **3.610 Coyote, open season; exceptions; person taking considered permittee; fur harvester's license not required to hunt.**

Sec. 3.610 (1) The statewide open season for taking coyote by hunting shall be all year except:

(a) Coyotes shall not be taken in state park and recreation areas from April 1 to September 14.

(2) A resident possessing a base license may hunt coyote without securing a fur harvester's license.

(3) Coyotes may be taken all year on private property by the property owner or their designee when coyotes are doing or about to do damage to their property. A written permit is not required, and the person shall be authorized to take coyote all year by otherwise lawful hunting and trapping methods.

History: Am. 9, 1989, Eff. Sep 1, 1989; Am. 10, 1990, Eff. Sep 1, 1990; Am. 9, 1991, Eff. Sep 1, 1991; Am. 5, 1994, Eff. Sep 1, 1994; Am. 5, 1995, Eff. Sep 1, 1995; Am. 3, 2001, Eff. Mar 1, 2001; Am. 9, 2003, Eff. Jun 7, 2003; Am. 9, 2005, Eff. Jul 8, 2005; Am. 10, 2009, Eff. Jun 4, 2009; Am. 9, 2010, Eff. May 6, 2010; Am. 2, 2014, Eff. Mar 1, 2014; Am. 4, 2016, Eff. April 15, 2016.

### **3.611 Badger trapping seasons; season limits; unlawful acts.**

Sec. 3.611 (1) The open season for taking badger by trapping shall be from October 15 to November 14 in the zone 1 badger management unit as described in section 12.809, October 15 to November 14 in zone 2, and November 1 to March 1 in zone 3.

(2) The season limit shall be 1 badger per season per licensed resident only.

History: Am. 9, 1989, Eff. Sept 1, 1989; Am. 10, 1990, Eff. Sep 1, 1990; Am. 9, 1991, Eff. Sep 1, 1991; Am. 5, 1994, Eff. Sept 1, 1994; Am. 5, 1995, Eff. Sep 1, 1995; Am. 3, 2001, Eff. Mar 1, 2001; Am. 9, 2003, Eff. Jun 7, 2003; Am. 2, 2014, Eff. Mar 1, 2014.

### **3.620 Fisher, open seasons, closed areas; registration requirements; unlawful acts.**

Sec. 3.620 (1) The open season for taking fisher by trapping shall be from the first Friday in December through 9 days after in all of Zone 1 except Drummond island.

(2) The fisher and marten season limit shall be a combined bag limit of 2 animals per licensed resident of which no more than one may be a fisher.

(3) Through the last day of the open fisher season, a resident issued a fur harvester's license may obtain a free fisher kill tag. A resident who intends to trap fisher shall request and be issued 1 kill tag valid for either a fisher or a marten. A resident shall not sell, loan, or permit in any manner, another individual to use the fisher kill tag or use or attempt to use another individual's fisher kill tag. Free fisher kill tags may be obtained only by a resident who is at least 8 years old, subject to section 2.14. An individual who kills a fisher shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the hide of the fisher from the upper jaw to the eye socket or through the lower jaw in a secure and permanent manner. An individual shall not tag a fisher with a kill tag that is not valid for the unit in which the fisher is taken. This kill tag shall remain attached to the fisher until the animal is registered and sealed by the department. An individual shall not possess a fisher or fisher hide that is not tagged with a validated kill tag unless a department seal is attached as provided by subsection (4).

(4) An individual that kills a fisher shall present the pelt and skull of the fisher to the department to be registered and sealed no later than 3 business days following the last day of the season. The pelt and skull shall be presented for sealing in person by the resident fur harvester that killed the animal and shall not be presented for sealing or registration by another individual. The individual presenting the fisher pelt and skull shall display their resident fur harvester license, including identification used to acquire the license, and shall provide harvest information as requested by the department. The department shall retain the skull and attach an official seal to the pelt of each fisher presented for examination and shall lock the seal upon the hide in such a manner that it cannot be removed without cutting or ripping the fisher pelt or damaging the seal. An official seal attached by the department, shall not be removed from the fisher pelt until the fisher pelt is processed or tanned. Subsequent to 3 business days following the close of the season, it shall be unlawful to possess a fisher pelt without an official department seal attached unless the pelt has been processed or tanned or the fisher season is open.

History: Am. 19, 1989, Eff. Sep 1, 1989; Am. 10, 1990, Eff. Sep 1, 1990; Am. 15, 1993, Eff. Sep 1, 1993; Am. 10, 1994, Eff. Sep 1, 1994; Am. 9, 2003, Eff. Jun 7, 2003; Am. 10, 2006, Eff. Jun 2, 2006; Am. 11, 2011, Eff. Jun 10, 2011; Am. 1, 2014, Eff. Mar. 1, 2014; Am. 7, 2018, Eff. June 15, 2018.

### **3.621 Repealed. Am. 7, 2014, Eff. June 13, 2014**

History: Am. 9, 1993, Eff. Sep 1, 1993; Am. 7, 2014, Eff. June 13, 2014.

### **3.622 Removal of seal from fur-bearing animals by licensed taxidermist.**

Sec. 3.622 The seal on a fur-bearing animal requiring sealing by the department can be cut and removed from the specimen by a licensed taxidermist at the location of their taxidermy business at any time following the recording of the seal number and completion of the taxidermy tag.

History: Am. 7, 1998, Eff. Sep 1, 1998.

### **3.623 Incidental seals; requirements; unlawful acts; exception.**

Sec. 3.623 (1) A Michigan incidental seal, provided at no charge by the department, shall be attached to a furbearer with a bag limit as described in this order or any non-game protected species found dead or that dies while attempting to release the animal alive from the trap.

(2) The incidental seal must be attached to the animal before its carcass is removed from the trap.

(3) After attaching the incidental seal, the carcass shall be transported in an open manner to the nearest department office and surrendered.

(4) An incidental seal is the property of the department and shall be returned to the nearest department office by May 1 of each year.

(5) Any nontarget animal found alive in a trap that cannot lawfully be possessed shall be released immediately.

History: Am. 7, 2013, Eff. June 14, 2013.

### **3.630 Marten, open season, exceptions; trapping permit; sealing requirements; unlawful**

**acts.**

Sec. 3.630 (1) The open season for taking marten by trapping shall be from the first Friday in December through 9 days after in all of zone 1 except Drummond island.

(2) Through the last day of the open marten season, a resident issued a fur harvester's license may obtain a free marten kill tag. A resident who intends to trap marten shall request and be issued 1 free marten or fisher kill tag and 1 marten only kill tag. A resident shall not sell, loan, or permit in any manner, another individual to use the marten kill tag or use or attempt to use another individual's marten kill tag. A free marten kill tag may be obtained only by a resident who is at least 8 years old, subject to section 2.14. An individual who kills a marten shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the hide of the marten from the upper jaw to the eye socket or through the lower jaw in a secure and permanent manner. This kill tag shall remain attached to the marten until the animal is registered and sealed by the department. An individual shall not possess a marten or marten hide that is not tagged with a validated kill tag unless a department seal is attached as provided by subsection (4).

(3) The fisher and marten season limit shall be a combined bag limit of 2 animals per licensed resident of which no more than one may be a fisher.

(4) An individual that kills a marten shall present the pelt and skull of the marten to the department to be registered and sealed no later than 3 business days following the last day of the season. The pelt and skull shall be presented for sealing in person by the resident fur harvester that killed the animal and shall not be presented for sealing or registration by another individual. The individual presenting the marten pelt and skull shall display their resident fur harvester's license; including identification used to acquire the license, and shall provide harvest information as requested by the department. The department shall retain the skull, and, attach an official seal to the pelt of each marten presented for examination, and lock the seal upon the hide in such a manner that it cannot be removed without cutting or ripping the marten pelt or damaging the seal. An official seal attached by the department, shall not be removed from the marten pelt until the marten pelt is processed or tanned. Subsequent to 3 business days following the last day of the season, it shall be unlawful to possess a marten pelt without an official department seal attached unless the pelt has been processed or tanned or the marten season is open.

History: Am. 16, 2000, Eff. Oct 13, 2000; Am. 9, 2003, Eff. Jun 7, 2003; Am. 11, 2004, Eff. Jun 5, 2004; Am. 10, 2006, Eff. Jun 2, 2006; Am. 11, 2007, Eff. Jun 8, 2007; Am. 11, 2011, Eff. Jun 10, 2011; Am. 2, 2014, Eff. Mar. 1, 2014; Am. 7, 2018, Eff. June 15, 2018.

**3.700 Wolf hunt; establishment of open season; season closed; method of take; season limit.**

Sec. 3.700 (1) The natural resources commission hereby authorizes the establishment of the first open season for wolf.

(2) Unless otherwise specified in this order, an individual with a license to take wolf shall not do any of the following:

(a) Take a wolf other than during the open season from November 15 to December 31. The department may close the open season prior to December 31, by wolf management unit, if the department harvest objectives have been reached. It is the responsibility of the licensee to confirm, either at [www.michigan.gov/dnr](http://www.michigan.gov/dnr) or by calling the designated department telephone line, to ensure a wolf management unit remains open to hunting on the day of the licensee's hunt.

(b) Take a wolf by any method other than by firearm, bow and arrow, or crossbow.

(3) 1,200 licenses shall be available over the counter August 3 to October 31 of the year in which the wolf season occurs.

(4) Only an individual who holds a current, non-apprentice base license and is not licensed under the mentored youth program may purchase a wolf license.

History: Am. 6, 2013, Eff. May 10, 2013; Am. 14, 2013, Eff. Jul 12, 2013; Am. 2, 2014, Eff. Mar. 1, 2014.

**3.702 Wolf hunting; kill tag requirements; reporting requirements; baiting; legal weapons; exceptions; hunt with a dog; unlawful acts.**

Sec. 3.702 (1) The department shall issue a kill tag as part of the wolf hunting license. The licensee must possess while hunting the unused kill tag issued with the wolf license and provide to a conservation



officer upon request.

(2) A licensee who kills a wolf shall immediately validate the kill tag by notching out the appropriate information on the tag and attach the kill tag to the hide of the wolf from the upper jaw to the eye socket or through the lower jaw of the wolf in a secure and permanent manner. The kill tag shall remain attached to the wolf until the animal is registered and sealed by the department. A person shall not possess an untagged wolf or wolf hide unless a department seal is attached as provided by section 3.703, notwithstanding any other provisions of this order, and subject to the requirements of applicable statutes.

(3) On the same day of killing a wolf, a licensee shall report the kill by calling a department designated telephone number.

(4) It shall be unlawful to use any portion of any protected animal, protected bird, or domestic animal as bait for the purpose of taking a wolf. This subsection shall not be construed to prohibit a person from using the carcasses and parts thereof of game animals or game birds, lawfully taken and possessed during their open season, as bait, except as stated in section 5.31 of this order.

(5) A firearm, crossbow, and bow and arrow legal for the taking of deer in Michigan shall be legal for the taking of wolf, except as otherwise prohibited in this order.

(6) A licensee less than 14 years of age may hunt wolf with a firearm only on private land and a parent or guardian, or another individual authorized by a parent or guardian who is at least 18 years old, must accompany the minor child.

(7) It shall be unlawful for any individual to use a snare, cable restraint, conibear, or any other kind of trap for the taking of wolf.

(8) It shall be unlawful for an individual to hunt a wolf with a dog.

(9) It shall be unlawful for an individual to take more than 1 wolf in a wolf hunting season.

(10) A wolf with a radio collar may be taken by hunting in any open wolf management unit with a valid wolf license, subject to all other wolf hunting provisions of this order. A recovered radio collar shall be returned to the department.

History: Am. 6, 2013, Eff. May 10, 2013; Am. 14, 2013, Eff. Jul 12, 2013.

### **3.703 Wolf registration, pelt sealing; examination; possession; exceptions.**

Sec. 3.703 (1) Within 72 hours of harvest, the pelt with proof of sex and skull of any male wolf shall be presented by the licensee that killed the wolf, to the department for examination, sealing, and registration. The licensee shall provide the identification used to acquire the license and shall provide harvest information and kill location as requested by the department.

(2) Within 72 hours of harvest, the carcass and skull of any female wolf shall be presented, by the licensee that killed the wolf, to the department for examination, sealing, and registration. The licensee shall provide the identification used to acquire the license and shall provide harvest information as requested by the department. After the pelt is sealed, the department reserves the right to collect additional wolf parts, such as a reproductive tract, for research or management purposes. Any additional wolf parts shall be collected during the initial registration or the hunter shall bring the skinned female carcass back within five business days of initial registration to allow for additional wolf parts' collection as needed.

(3) During an examination of a wolf, the department or department designee may take possession of the following wolf parts:

(a) At least one tooth.

(b) The female carcass (excluding head).

(4) During the registration of a wolf, the department shall attach the confirming seal in such a manner

that it cannot be removed without cutting or ripping the wolf pelt or damaging the seal.

(5) An official seal attached by the department shall not be removed from the wolf pelt until the wolf pelt is processed or tanned. Subsequent to three days following the close of wolf season, it shall be unlawful to possess a wolf pelt without an official department seal attached unless the pelt has been processed or tanned, notwithstanding any other provisions of this order, and subject to the requirements of applicable statutes.

(6) It shall be unlawful to possess or transport a wolf or parts of a wolf without a kill tag and confirming seal, notwithstanding any other provisions of this order, and subject to the requirements of applicable statutes.

History: Am. 6, 2013, Eff. May 10, 2013; Am. 14, 2013, Eff. Jul 12, 2013.