

CONTROL OF GRAY WOLVES (EXCERPT)
Act 290 of 2008

324.95155 Operation and enforcement of sections 1 and 3; conditions; notice.

Sec. 5.

(1) Sections 1 and 3 shall not be operational and enforceable until 1 of the following occurs:

(a) A final appellate court issues a decision overruling the decision of the United States district court for the District of Columbia in *The Humane Society of the United States v Dirk Kempthorne*, civil action no. 07-0677 (D.C.C. September 29, 2008), and permits the final rule of the United States fish and wildlife service in 72 FR p. 6052 (February 8, 2007) removing gray wolves located in this state from the list of endangered and threatened wildlife established under the federal endangered species act of 1973 to take effect.

(b) The United States fish and wildlife service promulgates a final rule dated after March 12, 2007 that removes gray wolves located in this state from the list of endangered and threatened wildlife established under the federal endangered species act of 1973 and that final rule takes effect.

(2) Upon sections 1 and 3 becoming operational and enforceable pursuant to subsection (1), the department shall post a notice on the department's website that includes all of the following:

(a) The date sections 1 and 3 are operational and enforceable pursuant to subsection (1).

(b) A summary of the provisions of sections 1 and 3.

History: Add. 2008, Act 317, Imd. Eff. Dec. 18, 2008

Compiler's Notes: For transfer of powers and duties of department of natural resources and environment to department of natural resources, see E.R.O. No. 2011-1, compiled at MCL 324.99921.