

DEPARTMENT OF NATURAL RESOURCES

LAW ENFORCEMENT DIVISION

REGULATION OF LANDS ADMINISTERED BY THE DEPARTMENT OF NATURAL RESOURCES

(By authority conferred on the department of natural resources by section 504 of 1994 PA 451, MCL 324.504)

R 299.921 Definitions.

Rule 21. As used in these rules:

(a) "Camp" means any of the following:

(i) The erection of a tent.

(ii) The opening or setting up of a tent-type camper.

(iii) The parking and occupancy of a travel or house trailer.

(iv) Sleeping in any type motor vehicle, sleeping bag, or sleeping in any other manner between the hours of 10 pm and 8 am.

(b) "Commercial operations" means any activity that involves, directly or indirectly, the buying or selling of goods or services, or the exchange or attempt or offer to exchange goods or services for money, barter, or for anything of value.

(c) "Day-use area" means a specific area of a state park or recreation area which is developed and maintained as an area to be used by the public for picnics, playground use, swimming, organized meetings, or social gatherings, and educational displays and exhibits and which has a 450-foot buffer zone around the area. "Day-use area" also includes all park and recreation area offices, out-buildings, garages, maintenance shops, museums, the 450-foot buffer zone around all such buildings, and any area of a state park or recreation area that the chief of the parks and recreation division designates as a "day-use area," either on a temporary or permanent basis, by posting the boundaries of that area as a "day-use area."

(d) "Designated" means listed in a director's order, posted with a sign or signs at the site, or reasonably identified for a particular use.

(e) "Designated area" means an area that has been properly signed on the ground for cross-country ORV use.

(f) "Designated route" means forest roads that have been properly signed on the ground for ORV use.

(g) "Designated trail" means a 1-track path or way which is capable of travel by a 2- to 4-wheel vehicle that is less than 50 inches in width and which has been properly signed on the ground for ORV use.

(h) "Event" means a single, structured, organized, consolidated, scheduled meeting or occurrence which is on state-owned lands and to which 1 or both of the following apply:

(i) A fee or donation is required for participation.

(ii) The number of people involved is 20 or more individuals.

(i) "Forest road" means a hard surfaced road, a gravel or dirt road, or another route capable of being traveled by a 2-wheel drive 4-wheeled conventional vehicle designated for highway use, but does not include an interstate, state, or county highway.

(j) "ORV" means a motor-driven off-road recreational vehicle capable of cross-country travel without benefit of a road or trail, on or immediately over land, snow, ice, marsh, swampland, or other natural terrain. "ORV" includes, but is not limited to, any of the following:

(i) A multitrack or multiwheel drive or low pressure tire vehicle.

(ii) A motorcycle or related 2-wheel or 3-wheel vehicle.

(iii) An amphibious machine.

(iv) A ground effect air cushion vehicle.

(v) Another means of transportation deriving motive power from a source other than muscle or wind. "ORV" does not include a registered snowmobile, a farm vehicle being used for farming, a vehicle used for military, fire, emergency, or law enforcement purposes, a construction or logging vehicle used in performance of its common function, or a registered aircraft.

(k) "Permit or proper written permission" means a written permit issued by the department.

- (l) "Person" has the same meaning as defined in section 301 of 1994 PA 451, MCL 324.301.
- (m) "Properly signed on the ground" means that signs have been posted by the department to mark the location or boundary of a designated trail, route, or area.
- (n) "State forest officer" means a person commissioned by the director under section 83107 of 1994 PA 451, MCL 324.83107.
- (o) "State park officer or state park and recreation enforcement officer" means a person commissioned by the director under section 74124 of 1994 PA 451, MCL 324.72124.

History: 2001 AACCS.

R 299.922 Unlawful acts generally.

Rule 22. On lands owned or under the control of the department, it is unlawful for a person or persons to do any of the following:

- (a) To enter, use, or occupy state-owned lands for any purpose when they are posted against entry, use, or occupancy, as ordered by the department.
- (b) To dispose of refuse, rubbish, trash, or garbage not resulting from the use of state-owned lands in receptacles provided on state-owned lands.
- (c) To set fire to the contents of a trash container.
- (d) To place or burn garbage in a fire ring or stove, or bury refuse, rubbish, trash, or garbage, regardless of its origin.
- (e) To engage in any violent, abusive, loud, boisterous, vulgar, lewd, or otherwise disorderly conduct, or to lounge, sit, or lie upon walks, roads, or paths obstructing the free passage of another person.
- (f) To place or erect a fence or barrier, to construct or occupy improvements, or to enclose the lands.
- (g) To move, remove, destroy, mutilate, or deface posters, notices, signs, or markers of the department of natural resources or any other agency of government.
- (h) To destroy, damage, or remove trees, shrubs, wildflowers, grasses, or other vegetation. Except in wildlife food plots, this subdivision does not apply to picking and removing mushrooms, berries, and edible fruits or nuts for personal use.
- (i) To peddle or systematically solicit business of any nature; distribute or post any handbills or other advertising matter; post signs; paint or otherwise mark any tree or rock on any lands, waters, structures, or property.
- (j) To possess a glass container within any land or water area that is designated as a bathing beach or a land or water area that is regularly used for sunbathing, swimming, or wading.
- (k) To obstruct any road or trail in a manner that hinders public access to the lands.
- (l) To park vehicles of any type in areas posted as no parking; or, where designated parking areas exist, to park vehicles of any type in an area other than the designated parking area. If a motor vehicle is found parked on state lands, then the license plate displayed on the motor vehicle shall constitute prima facie evidence that the person who parked it there is the owner of the vehicle.
- (m) To hold events including, but not limited to, races, endurance contests, tournaments, or trail rides, unless the events are conducted pursuant to a permit. The permit may include a charge to the sponsor or permittee for the use of the land. An event may require a performance bond to ensure permit compliance and may require public liability insurance. The department may waive the requirement for a permit for events where the number of participants is 20 or more individuals if the department determines that the event will not require department oversight, and the event will have a minimal impact on the resource and on the use of the lands by others.
- (n) To use a loudspeaker, public address system, or sound-amplifying equipment of any kind, except for an electronic game-calling device that is lawfully used while hunting, or to operate a motor, motorboat, motor vehicle, radio, television, generator, or any other device in a manner that produces excessive noise.
- (o) To use or operate any wheeled, motorized vehicle in the Upper Peninsula of this state, except on a designated route, a designated trail, a designated area, or a forest road not otherwise posted as closed to the use of motorized vehicles or entry.
- (p) To use or operate any wheeled, motorized vehicle in the Lower Peninsula of this state, except on a designated route, a designated trail, or a designated area. A wheeled, motorized vehicle that is

properly registered under 1949 PA 300, MCL 257.1 et seq. may be operated on a forest road not otherwise posted as closed to the use of motorized vehicles or entry.

(q) To camp in a state park, recreation area, public access site, or designated campground on other than a designated site.

(r) To camp in any designated campground, access site, or location in a state forest or state game area for more than 15 consecutive nights in a calendar year. To be considered a new camp, the location shall be not less than 1/2 mile from the previous camp.

(s) To leave a campsite unoccupied for more than a 24-hour period after the camp is established. A campsite is considered to be occupied if at least 1 member of the camping party is in attendance during the nighttime hours.

(t) To store or leave a watercraft, fish shanty, or other property on state lands for more than 24 hours. This subdivision does not apply to lawfully occupied designated camping sites or to ground blinds and tree stands that meet legal requirements.

(u) For more than 1 single family or more than 4 unrelated persons to camp on 1 designated campsite. For the purposes of this subdivision, a single family includes parents or guardians and their children. A single family may include other relatives if not more than 1 recreational vehicle, camping trailer, or pickup camper is used and if there are fewer than 9 individuals.

(v) To ride or lead a horse, pack animal, or other riding animal, or any animal-driven vehicle on any area, except on roads that are open to the use of motor vehicles, trails, bridle paths, and campgrounds designated for such use by the department and on state forest lands not posted closed to such use or entry.

(w) To operate the motor or motors of a vessel at more than idle speed at any boat launch ramp administered by the department, unless the propeller is disengaged.

(x) To use such areas for commercial operations unless the commercial operations are conducted pursuant to a permit. The department may waive the requirement for a permit for commercial operations where the department determines that the commercial operation will not require department oversight and the commercial operation will have a minimal impact on the resource and the use of lands by others.

History: 2001 AACS; 2004 AACS.

R 299.923 Public access sites and harbors; unlawful acts.

Rule 23. In addition to the unlawful acts specified in R 299.922, at state-owned public access sites and harbors, it is unlawful for a person or persons to do any of the following:

(a) To moor or raft off a state dock without having paid the docking fees authorized by the department for use of the facility.

(b) To enter, use, or occupy the premises during the hours of 11 pm to 4 am daily where such closing hours are posted on the premises; or to swim, wade, or bathe when specifically prohibited by notices posted on the premises.

History: 2001 AACS.

R 299.924 State lands other than parks, recreation areas, game and wildlife areas, designated campgrounds and access sites; unlawful acts.

Rule 24. In addition to the unlawful acts specified in R 299.922, on state lands owned or under the control of the department other than state parks, recreation areas, game and wildlife areas, designated campgrounds, and public access sites, it is unlawful for a person or persons to do either of the following:

(a) To park any wheeled, motorized vehicle more than 50 feet from the traveled portion of a road, forest road, parking lot, or trail open to such vehicle use.

(b) To use, operate, or possess a motorized vehicle on a designated state forest pathway.

History: 2001 AACS.

R 299.925 Designated campgrounds; unlawful acts.

Rule 25. In addition to the unlawful acts specified in R 299.922, in designated department of natural resources-administered campgrounds, other than those in state parks, recreation areas, and access sites, it is unlawful for a person or persons to do any of the following:

(a) To camp or place a camp of any type in a designated campground without first properly filling out the camp registration tag, which includes the payment of the posted camping fee, as directed on the camp registration tag. The camp registration tag is not considered properly filled out until the registration and fees are deposited in a receptacle as directed and the proper portion of the tag is posted at the campsite. The tag shall be furnished by the department and be available at the campground.

(b) For an unregistered camper or campground visitor to enter or remain in a campground, day use area, beach, or parking lot between 10 pm and 8 am.

(c) To discharge firearms, air guns, bow-and-arrow, crossbow, gas guns, spring-loaded guns, or sling shots.

(d) To operate an ORV, snowmobile, or any motorized device, except for entrance to and departure from a designated campground.

(e) To allow, place, or drive more than 2 motor vehicles onto 1 campsite or into a campground, except that 4 motorcycles are permitted if each is operated by a registered camper.

(f) To build fires, except in designated places or except in stoves or grills that are approved by an authorized representative of the department.

(g) To possess a dog or other animal, unless it is under immediate control on a leash that is not more than 6 feet in length.

History: 2001 AACCS.

R 299.926 Game areas; unlawful acts.

Rule 26. In addition to the unlawful acts specified in R 299.922, on state-owned lands in a state game area, it is unlawful for a person or persons to do any of the following:

(a) To camp between May 15 and September 10, except in areas specifically designated for camping.

(b) To park any wheeled, motorized vehicle more than 20 feet from the traveled portion of a road, forest road, parking lot, or trail open to wheeled, motorized vehicle use.

(c) To operate any self-propelled motor or mechanically driven vehicle, including snowmobiles and bicycles, on other than a designated established road open to the public, a trail or area properly signed by the department as being open to such use, or a parking lot.

History: 2001 AACCS.

R 299.927 State parks and recreation areas; unlawful acts.

Rule 27. In addition to the unlawful acts specified in R 299.922, in state parks and state recreation areas, it is unlawful for a person or persons to do any of the following:

(a) To enter or remain in a campground, outdoor center, cabin area, or day campsite between the hours of 10 pm and 8 am, unless the person is a lawfully registered occupant. A person shall not enter or remain in a day-use area between the hours of 10 pm to 8 am.

(b) To carry or have in his or her possession a firearm, unless unloaded in both barrel and magazine; to shoot an air gun, gas gun, spring-loaded gun, or slingshot; or to shoot with a bow and arrow or crossbow, except during established hunting seasons on lands designated open to hunting under the authority of an order issued under sections 40107 and 40113a of 1994 PA 451, MCL 324.40107 and 324.40113a. This subdivision does not apply to a target range or archery range officially established by the department or to an officially sanctioned field trial. A person shall not engage in target shooting, except on designated shooting ranges.

(c) To obtain a camping permit for use by a camping party of which the person is not a member.

(d) To camp for more than 15 consecutive nights in any separately administered campground in a park or recreation area between May 15 and September 15. If a camping party is required to leave

a campground upon reaching the 15-night limit, then the party is not eligible to return until 5 nights have elapsed.

(e) To use a campground for a permanent or semipermanent residence.

(f) To ride a bicycle of any kind, except on paved and nonpaved roads, parking lots, and designated, signed bicycle trails.

(g) To allow, place, or drive more than 2 motor vehicles onto 1 campsite or into a campground, except 4 motorcycles are permitted if each is operated by a registered camper.

(h) To build fires, except in designated places or except in stoves or grills that are approved by an authorized representative of the department.

(i) To walk into, or drive a vehicle into or through, a controlled camping area. This provision does not apply to registered campers and their vehicles or to persons legitimately visiting a specific, registered camper.

(j) To allow a dog or other animal within a water or land area designated as a bathing beach or in any other water area used for swimming or wading; to bring a dog, except leader dogs for the blind, or other animal into an enclosed park building or leave a dog or other animal unattended at any time; to permit a dog or other animal to run loose or create a disturbance unless the dog is being used in hunting, or in field trials, or while being trained, when upon lands open to such uses; or to fail to properly control a dog or other animal. Any dog found not in the possession of, or under the immediate control of, its owner or the owner's agent, or any dog creating a nuisance or disturbance, may be removed from the park.

(k) To possess a dog or other animal unless it is under immediate control on a leash that is not more than 6 feet in length. This provision does not apply to a dog being used for hunting, or in field trials, or while being trained, when upon lands open to such uses.

(l) To ride, permit, or allow a horse or other riding animal in any area, except for a designated bridle trail or horseperson's campground, or when in compliance with a permit issued for a field dog trial.

(m) To camp without a camping permit issued by an authorized representative of the department of natural resources.

History: 2001 AACS.

R 299.928 Rose lake wildlife area; unlawful use of skis; area defined.

Rule 28. (1) In addition to the unlawful acts specified in R 299.922 and R 299.926, on the rose lake wildlife area, it is unlawful for a person to use skis from November 1 through January 1.

(2) For the purpose of this rule, "rose lake wildlife area" means the state-owned lands and waters in sections 13, 14, 21, 22, 23, 24, 25, 26, 27, and 34 of T5N, R1W, and sections 17, 20, 21, 22, 28, and 29 of T5N, R1E.

History: 2001 AACS.

R 299.929 Violation of rules; revocation of permit or eviction.

Rule 29. In addition to any other penalty prescribed by law, violation of any of these rules may result in the revocation of a camping permit or eviction from the state park, recreation area, access site, game area, or designated campground, or both.

History: 2001 AACS.

R 299.930 Persons exempt from rules.

Rule 30. Department employees acting in the line of duty, and persons performing specific acts or conducting activity authorized by written permission are exempt from these rules.

History: 2001 AACS.

R 299.931 Enforcement authority; state park officer; state park and recreation officer.

Rule 31. A state park officer and a state park and recreation officer may enforce any of the following acts or parts of acts:

- (a) Sections 255, 311, 624a, 624b, 674, 904, and 904a of 1949 PA 300, MCL 257.255, 257.311, 257.624a, 257.624b 257.674, 257.904, and 257.904a.
- (b) Section 703 of 1998 PA 58, MCL 436.1703.
- (c) Chapter 48 of 1931 PA 328, MCL 750.335 to 750.347.
- (d) Chapter 52 of 1931 PA 328, MCL 750.356 to 750.367C.
- (e) Section 377a of 1931 PA 328, MCL 750.377A.
- (f) Sections 7403 and 7404 of 1978 PA 368, MCL 333.7403 and 333.7404.
- (g) Section 243a to 243e of 1931 PA 328, MCL 750.243a to 750.243e.
- (h) Part 89 of 1994 PA 451, MCL 324.8901 to 324.8907.
- (i) Section 167 of 1931 PA 328, MCL 750.167.

History: 2001 AACS.

R 299.932 Enforcement authority; state forest officer.

Rule 32. A state forest officer may enforce any of the following acts or parts of acts:

- (a) Sections 255, 311, 624a, 624b, 674, 904, and 904a of 1949 PA 300, MCL 257.255, 257.311, 257.624a, 257.624b 257.674, 257.904, and 257.904a.
- (b) Section 703 of 1998 PA 58, MCL 436.1703.
- (c) Chapter 48 of 1931 PA 328, MCL 750.335 to 750.347.
- (d) Chapter 52 of 1931 PA 328, MCL 750.356 to 750.367c.
- (e) Section 377a of 1931 PA 328, MCL 750.377a.
- (f) Sections 7403 and 7404 of 1978 PA 368, MCL 333.7403 and 333.7404.
- (g) Section 243a to 243e of 1931 PA 328, MCL 750.243a to 750.243e.
- (h) Part 89 of 1994 PA 451, MCL 324.8901 to 324.8907.
- (i) Section 167 of 1931 PA 451, MCL 750.167.
- (j) Part 515 of 1994 PA 451, MCL 324.51501 to 324.51514.
- (k) Part 742 of 1994 PA 451, MCL 324.74201 to 324.74207.
- (l) Part 811 of 1994 PA 451, MCL 324.81101 to 324.81150.
- (m) Part 821 of 1994 PA 451, MCL 324.82101 to 324.82160.

History: 2001 AACS.

R 299.933 Rescissions.

Rule 33. R 299.291a, R 299.301 to R 299.303, R 299.321 to R 299.328, R 299.331 to R 299.335, R 299.661 to R 299.667, and R 299.1001 to R 299.1004 of the Michigan Administrative Code, appearing on pages 1417 to 1425, 1438 to 1440, 1456, and 1457 of the 1979 Michigan Administrative Code, pages 55 and 56 of the 1980 Annual Supplement to the Code, and pages 173 and 174 of the 1986 Annual Supplement to the Code, are rescinded.

History: 2001 AACS.