

SENATE BILL No. 314

By Committee on Natural Resources

1-20

Balloun Amendments for SB 314  
March 9, 2012  
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Office of the Revisor of Statutes

1 AN ACT concerning the department of wildlife, parks and tourism;  
2 relating to licenses: amending K.S.A. 2011 Supp. 32-906 and 32-919  
3 and repealing the existing sections.

K.S.A. 32-988 and

4 *Be it enacted by the Legislature of the State of Kansas:*

5 ~~Section 1~~ K.S.A. 2011 Supp. 32-906 is hereby amended to read as  
6 follows: 32-906. (a) Except as otherwise provided by law or rules and  
7 regulations of the secretary, a valid Kansas fishing license is required to  
8 fish or to take any bullfrog in this state.

9 (b) The provisions of subsection (a) do not apply to fishing by:  
10 (1) A person, or a member of a person's immediate family domiciled  
11 with such person, on land owned by such person or on land leased or  
12 rented by such person for agricultural purposes;

13 (2) a resident of this state person who is less than 16 years of age or  
14 who is 65 or more years of age;

15 (3) ~~a nonresident who is less than 16 years of age;~~  
16 (4)(3) a person fishing in a private water fishing impoundment unless  
17 waived pursuant to K.S.A. 32-975, and amendments thereto;

18 (5)(4) a resident of an adult care home, as defined by K.S.A. 39-923,  
19 and amendments thereto, licensed by the secretary of aging;

20 (6)(5) an inmate in an honor camp operated by the secretary of  
21 corrections, pursuant to an agreement between the secretary of corrections  
22 and the secretary of wildlife ~~and parks, parks and tourism~~;

23 (7)(6) a person on dates designated pursuant to subsection (f);

24 (8)(7) a person fishing under a valid institutional group fishing  
25 license issued pursuant to subsection (g); or

26 (9)(8) a participant in a fishing clinic sponsored or cosponsored by  
27 the department, during the period of time that the fishing clinic is being  
28 conducted.

29 (c) The fee for a fishing license shall be the amount prescribed  
30 pursuant to K.S.A. 32-988, and amendments thereto.

31 (d) Unless otherwise provided by law or rules and regulations of the  
32 secretary, a fishing license is valid throughout the state.

33 (e) Unless otherwise provided by law or rules and regulations of the  
34 secretary, a fishing license is valid from the date of issuance and expires  
35 on December 31 following its issuance, except that the secretary may issue  
36

New Section 1. The Kansas department of wildlife,  
parks and tourism shall offer a resident senior  
hunting and fishing pass to residents of this state who  
are 65 years of age or more. The fee for such pass  
shall be an amount not to exceed 1/8 the fee for a  
general combination lifetime hunting and fishing  
license.

Sec. 2.

- 1 a:
- 2 (1) Permanent license pursuant to K.S.A. 32-929, and amendments
- 3 thereto;
- 4 (2) lifetime license pursuant to K.S.A. 32-930, and amendments
- 5 thereto;
- 6 (3) nonresident fishing license valid for a period of five days; and
- 7 (4) resident or nonresident fishing license valid for a period of 24
- 8 hours.

9 (f) The secretary may designate by resolution two days each calendar  
 10 year during which persons may fish by legal means without having a valid  
 11 fishing license.

12 (g) The secretary shall issue an annual institutional group fishing  
 13 license to each facility operating under the jurisdiction of or licensed by  
 14 the secretary of social and rehabilitation services and to any veterans  
 15 administration medical center in the state of Kansas upon application by  
 16 such facility or center to the secretary of wildlife ~~and parks, parks and~~  
 17 ~~tourism~~ for such license.

18 All applications for facilities under the jurisdiction of the secretary of  
 19 social and rehabilitation services shall be made with the approval of the  
 20 secretary of social and rehabilitation services and shall provide such  
 21 information as the secretary of wildlife ~~and parks, parks and tourism~~  
 22 requires. All applications for any veterans administration medical center  
 23 shall be made with the approval of the director of such facility and shall  
 24 provide such information as the secretary of wildlife ~~and parks, parks and~~  
 25 ~~tourism~~ requires. Persons who have been admitted to and are currently  
 26 residing at the facility or center, not to exceed 20 at any one time, may fish  
 27 under an institutional group fishing license within the state while on a  
 28 group trip, group outing or other group activity which is supervised by the  
 29 facility or center. Persons fishing under an institutional group fishing  
 30 license shall not be required to obtain a fishing license but shall be subject  
 31 to all other laws and to all rules and regulations relating to fishing.

32 The staff personnel of the facility or center supervising the group trip,  
 33 group outing or other group activity shall have in their possession the  
 34 institutional license when engaged in supervising any activity requiring the  
 35 license. Such staff personnel may assist group members in all aspects of  
 36 their fishing activity.

37 (h) The secretary may issue a special nonprofit group fishing license  
 38 to any community, civic or charitable organization which is organized as a  
 39 not-for-profit corporation, for use by such community, civic or charitable  
 40 organization for the sole purpose of conducting group fishing activities for  
 41 handicapped or developmentally disabled individuals. All applications for  
 42 a special nonprofit group fishing license shall be made to the secretary or  
 43 the secretary's designee and shall provide such information as required by

1 the secretary:

2 Handicapped or developmentally disabled individuals; not to exceed 20  
3 at any one time, may fish under a special nonprofit group fishing license  
4 while on a group trip, outing or activity which is supervised by the  
5 community, civic or charitable organization. Individuals fishing under a  
6 special nonprofit group fishing license shall not be required to obtain a  
7 fishing license but shall be subject to all other laws and rules and  
8 regulations relating to fishing.

9 The staff personnel of the community, civic or charitable organization  
10 supervising the group trip, outing or activity shall have in their possession  
11 the special nonprofit group fishing license when engaged in supervising  
12 any activity requiring the special nonprofit group fishing license. Such  
13 staff personnel may assist group members in all aspects of their fishing  
14 activity.

15 Sec [2] K.S.A. 2011 Supp. 32-919 is hereby amended to read as  
16 follows: 32-919. (a) Except as otherwise provided by law or rules and  
17 regulations of the secretary, a valid Kansas hunting license is required to  
18 hunt in this state.

19 (b) The provisions of subsection (a) do not apply to hunting by:

20 (1) A person, or a member of a person's immediate family domiciled  
21 with such person, on land owned by such person or on land leased or  
22 rented by such person for agricultural purposes;

23 (2) a resident of this state who is less than 16 years of age ~~or who is~~  
24 ~~65 or more years of age;~~

25 (3) a nonresident who is participating in a field trial for dogs,  
26 recognized by rules and regulations adopted by the secretary in accordance  
27 with K.S.A. 32-805, and amendments thereto, if such field trial is not  
28 conducted on a controlled shooting area.

29 (4) a person who holds a valid permit issued to such person pursuant  
30 to subsection (f) and who hunts only waterfowl; or

31 (5) a resident of this state hunting only prairie dogs, moles or  
32 gophers.

33 (c) The fee for a hunting license shall be the amount prescribed  
34 pursuant to K.S.A. 32-988, and amendments thereto.

35 (d) Unless otherwise provided by law or rules and regulations of the  
36 secretary, a hunting license is valid throughout the state, except that the  
37 secretary may issue a special controlled shooting area license which is  
38 valid only for licensed controlled shooting areas:

39 (e) Unless otherwise provided by law or rules and regulations of the  
40 secretary, a hunting license is valid from the date of issuance and expires  
41 on December 31 following its issuance, except that:

42 (1) The secretary may issue a permanent license pursuant to K.S.A.  
43 32-920, and amendments thereto;

3.

(2) the secretary may issue a lifetime license pursuant to K.S.A. 32-930, and amendments thereto.

(f) A 48-hour waterfowl permit may be issued which authorizes hunting of waterfowl in this state subject to all other provisions of law and rules and regulations of the secretary. The fee for such permit shall be the amount prescribed pursuant to K.S.A. 32-988, and amendments thereto. Such permit is valid throughout the state, is valid from the time designated on the permit and expires 48 hours after such time. Purchase of such permit shall not affect the requirement to purchase any federal migratory bird hunting and conservation stamp or state migratory waterfowl habitat stamp.

Sec. 4. See attached insert

Sec. [3] [K.S.A. 2011 Supp. 32-906 and 32-919 are hereby repealed.

5. K.S.A. 32-988 and

Sec. [4] This act shall take effect and be in force from and after

6.

January 1, 2013 and its publication in the statute book.

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Sec. 3. K.S.A. 32-988 is hereby amended to read as follows: 32-988 (a) The secretary is authorized to adopt, in accordance with K.S.A. 32-805, and amendments thereto, rules and regulations fixing the amount of fees for the following items, subject to the following limitations and subject to the requirement that no such rules and regulations shall be adopted as temporary rules and regulations:

### Big game permits

Resident (other than elk permit): maximum \$100

Nonresident (other than elk permit): maximum \$400

Elk permit: maximum \$350

Nonresident mule deer stamp: maximum \$150

Nonresident applications: maximum \$25

### Combination hunting and fishing licenses

Resident: maximum \$50

Lifetime: maximum \$1,000; or 8 quarterly payments, each maximum \$150

Nonresident: maximum \$200

### Commercial dog training permits: maximum \$25

### Commercial guide permit or associate guide permit

Resident: maximum \$250

Nonresident: maximum \$1,000

### Commercial harvest or dealer permits: maximum \$200

### Commercial prairie rattlesnake harvesting permits

Resident or nonresident with valid hunting license: maximum \$5

Resident or nonresident nonfirearm without valid hunting license: maximum \$20

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Controlled shooting area operator license: maximum \$400

Duplicate licenses, permits, stamps and other issues of the department: maximum \$10

### Falconry

Permits: maximum \$300

Examinations: maximum \$100

Field trial permits: maximum \$25

### Fishing licenses

Resident: maximum \$25

Lifetime: maximum \$500; or 8 quarterly payments, each maximum \$75

Nonresident: maximum \$75

Five-day nonresident: maximum \$25

Institutional group: maximum \$200

Special nonprofit group: maximum \$200

Twenty-four-hour: maximum \$10

### Fur dealer licenses

Resident: maximum \$200

Nonresident: maximum \$400

### Furharvester licenses

Resident: maximum \$25

Lifetime: maximum \$500; or 8 quarterly payments, each maximum \$75

Nonresident: maximum \$400

Game breeder permits: maximum \$15

Handicapped hunting and fishing permits: maximum \$5

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Hound trainer-breeder running permits: maximum \$25

### Hunting licenses

Resident: maximum \$25

Lifetime: maximum \$500; or 8 quarterly payments, each maximum \$75

Nonresident 16 or more years of age: maximum \$125

Nonresident under 16 years of age: maximum \$75

Controlled shooting area: maximum \$25

Forty-eight-hour waterfowl permits: maximum \$25

Migratory waterfowl habitat stamps: maximum \$8

### Mussel fishing licenses

Resident: maximum \$200

Nonresident: maximum \$1,500

### Rabbit permits

Live trapping: maximum \$200

Shipping: maximum \$400

Raptor propagation permits: maximum \$100

Rehabilitation permits: maximum \$50

Scientific, educational or exhibition permits: maximum \$10

Wildlife damage control permits: maximum \$10

Wildlife importation permits: maximum \$10

### Wild turkey permits

Resident: maximum \$100

Nonresident: maximum \$400

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Resident turkey tag: maximum \$20

Nonresident turkey tag: maximum \$30

Special permits under K.S.A. 32-961: maximum \$100

Miscellaneous fees

Special events on department land or water: maximum \$200

Special departmental services, materials or supplies: no maximum

Other issues of department: no maximum

Vendor bond: no maximum

(b) The fee for a landowner-tenant resident big game or wild turkey hunting permit shall be an amount equal to  $\frac{1}{2}$  the fee for a general resident big game or wild turkey hunting permit.

(c) The fee for a big game or wild turkey hunting permit for a resident under 16 years of age shall be an amount equal to  $\frac{1}{2}$  the fee for a general resident big game or wild turkey hunting permit.

(d) The fee for a furharvester license for a resident under 16 years of age shall be an amount equal to  $\frac{1}{2}$  the fee for a resident furharvester license.

(e) For a resident who is 65 years of age or more:

(1) The fee for an annual hunting license shall be an amount equal to  $\frac{1}{2}$  the fee for a general annual hunting license;

(2) the fee for an annual fishing license shall be an amount equal to  $\frac{1}{2}$  the fee for a general annual fishing license; and



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(3) the fee for an annual combination hunting and fishing license shall be an amount equal to ½ the fee for a general annual combination hunting and fishing license.

(f) The secretary may establish, by rules and regulations adopted in accordance with K.S.A. 32-805 and amendments thereto, different fees for various classes and types of licenses, permits, stamps and other issuances of the department which may occur within each item as described under subsection (a).