

**Testimony on SB 113 relating to KDWPT Electronic Licensing and the Courts
To
The House Committee on Judiciary**

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SB 113 seeks to amend K.S.A. 32-1001 and K.S.A. 32-1041. **The Department requested introduction of the bill.** The provisions of the bill would be effective upon publication in the statute book.

The overall impetus of the bill is a movement towards electronic licensing by the Department. Therefore, the first proposed change deals with possession of licenses, permits, stamps and other issues of the department when regarding a violation. Given the fact that hunting and fishing licenses and permits are available online, an alleged violator could purchase a license or permit in between being contacted and being written a citation or in the case of being charged by a county attorney, in between the time contacted by an officer and when subsequently charged with a violation. Further, the term arrest probably does not adequately describe modern day practices.

The second proposed change deals with electronic licensing as well. The Department, and all of society for that matter, is moving towards more mobile platforms for licensing. The Department is proposing clarifying that only physical copies of licenses would be forfeited rather than electronic ones. One could only imagine great surprise when a judge would order, upon conviction of a violation, forfeiture of a smartphone or tablet because it contains the electronic version of the license or permit.

The Department appreciates the opportunity to address the Committee and requests favorable passage of the bill.