

SENATE BILL No. 496

By Committee on Natural Resources

2-10

AN ACT concerning hunting; relating to the revocation or suspension of hunting licenses; amending K.S.A. 32-1013 and repealing the existing section.

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

Section 1. K.S.A. 32-1013 is hereby amended to read as follows: 32-1013. (a) Any landowner or person in lawful possession of any land may post such land with signs stating that hunting, trapping or fishing on such land shall be by written permission only. It is unlawful for any person to take wildlife on land which is posted as provided in this subsection, without having in the person's possession the written permission of the owner or person in lawful possession thereof.

(b) Instead of posting land as provided in subsection (a), any landowner or person in lawful possession of any land may post such land by placing identifying purple paint marks on trees or posts around the area to be posted. Each paint mark shall be a vertical line of at least eight inches in length and the bottom of the mark shall be no less than three feet nor more than five feet high. Such paint marks shall be readily visible to any person approaching the land. Land posted as provided in this subsection shall be considered to be posted by written permission only as provided in subsection (a).

(c) A person licensed to hunt or furharvest who is following or pursuing a wounded animal on land as provided in this section posted without written permission of the landowner or person in lawful possession thereof shall not be in violation of this section while in such pursuit, except that the provisions of this subsection shall not authorize a person to remain on such land if instructed to leave by the owner or person in lawful possession of the land. Any person who fails to leave such land when instructed is subject to the provisions of K.S.A. 21-3721 and 21-3728, and amendments thereto.

(d) (1) *Any person convicted of a violation of this section committed while hunting, or who has entered into a diversion agreement for charges brought on a violation of this section committed while hunting, shall be subject to the trespass violation system established in subsection (3).*

(2) *Any person convicted of a violation of K.S.A. 21-3721 or 21-3728,*

1 *and amendments thereto, committed while hunting, or who has entered*
2 *into a diversion agreement for charges brought on a violation of K.S.A.*
3 *21-3721 or 21-3728, and amendments thereto, committed while hunting,*
4 *shall be subject to the trespass violation system established in subsection*
5 *(3).*

6 *(3) The secretary of wildlife and parks shall establish and administer*
7 *the trespass violation system, by rules and regulations. Such system shall*
8 *include provisions where: (A) After one conviction or diversion a person*
9 *shall have the application for a hunting license denied or the person's*
10 *current hunting license revoked for not more than one year; (B) after two*
11 *convictions or diversions a person shall have the application for a hunting*
12 *license denied or the person's hunting license revoked for not more than*
13 *five years; and (C) after three convictions or diversions shall have the*
14 *application for a hunting license denied permanently or the hunting li-*
15 *cence permanently revoked.*

16 *Sec. 2. K.S.A. 32-1013 is hereby repealed.*

17 *Sec. 3. This act shall take effect and be in force from and after its*
18 *publication in the statute book.*

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