

HOUSE BILL No. 2076

By Committee on Veterans, Military and Homeland Security

1-23

1 AN ACT concerning wildlife, parks and tourism; relating to hunting and
2 fishing; relating to licenses for disabled veterans; amending K.S.A.
3 2012 Supp. 32-906, 32-919 and 32-988 and repealing the existing
4 sections.
5

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

7 Section 1. K.S.A. 2012 Supp. 32-906 is hereby amended to read as
8 follows: 32-906. (a) Except as otherwise provided by law or rules and
9 regulations of the secretary, a valid Kansas fishing license is required to
10 fish or to take any bullfrog in this state.

11 (b) The provisions of subsection (a) do not apply to fishing by:

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

15 (2) a person who is less than 16 years of age;

16 (3) a resident of this state who is 75 years of age or more;

17 (4) a person fishing in a private water fishing impoundment unless
18 waived pursuant to K.S.A. 32-975, and amendments thereto;

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

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

22 (7) a person fishing under a valid institutional group fishing license
23 issued pursuant to subsection (g); ~~or~~

24 (8) a participant in a fishing clinic sponsored or cosponsored by the
25 department, during the period of time that the fishing clinic is being
26 conducted; *or*

27 (9) *a disabled veteran who resides in Kansas.*

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

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

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

36 (1) Permanent license pursuant to K.S.A. 32-929, and amendments

1 thereto;

2 (2) lifetime license pursuant to K.S.A. 32-930, and amendments
3 thereto;

4 (3) nonresident fishing license valid for a period of five days; and

5 (4) resident or nonresident fishing license valid for a period of 24
6 hours.

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

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

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

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

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

43 Handicapped or developmentally disabled individuals, not to exceed 20

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

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

13 (i) *As used in this section, "disabled veteran" means a person who:*

14 (1) *Was a member of the armed services;*

15 (2) *has separated from the armed services under honorable*
16 *conditions;*

17 (3) *has a disability certified by the Kansas commission on veterans*
18 *affairs as being service-connected and such service-connected disability is*
19 *equal to or greater than 30%; and*

20 (4) *submits proof thereof in the form of documentation from the*
21 *federal veterans administration or from a branch of the armed services.*

22 ~~(j)~~ The provisions of paragraph (b)(3) shall expire on June 30,
23 2020.

24 Sec. 2. K.S.A. 2012 Supp. 32-919 is hereby amended to read as
25 follows: 32-919. (a) Except as otherwise provided by law or rules and
26 regulations of the secretary, a valid Kansas hunting license is required to
27 hunt in this state.

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

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

32 (2) a resident of this state who is less than 16 years of age;

33 (3) a resident of this state who is 75 years of age or more;

34 (4) a nonresident who is participating in a field trial for dogs,
35 recognized by rules and regulations adopted by the secretary in accordance
36 with K.S.A. 32-805, and amendments thereto, if such field trial is not
37 conducted on a controlled shooting area;

38 (5) a person who holds a valid permit issued to such person pursuant
39 to subsection (f) and who hunts only waterfowl; ~~or~~

40 (6) a resident of this state hunting only prairie dogs, moles or
41 gophers; *or*

42 (7) *a disabled veteran who resides in Kansas.*

43 (c) The fee for a hunting license shall be the amount prescribed

1 pursuant to K.S.A. 32-988, and amendments thereto.

2 (d) Unless otherwise provided by law or rules and regulations of the
3 secretary, a hunting license is valid throughout the state, except that the
4 secretary may issue a special controlled shooting area license which is
5 valid only for licensed controlled shooting areas.

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

9 (1) The secretary may issue a permanent license pursuant to K.S.A.
10 32-929, and amendments thereto;

11 (2) the secretary may issue a lifetime license pursuant to K.S.A. 32-
12 930, and amendments thereto.

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

22 (g) *As used in this section, "disabled veteran" means a person who:*

23 (1) *Was a member of the armed services;*

24 (2) *has separated from the armed services under honorable*
25 *conditions;*

26 (3) *has a disability certified by the Kansas commission on veterans*
27 *affairs as being service connected and such service connected disability is*
28 *equal to or greater than 30%; and*

29 (4) *submits proof thereof in the form of documentation from the*
30 *federal veterans administration or from a branch of the armed services.*

31 ~~(g)~~(h) The provisions of paragraph (b)(3) shall expire on June 30,
32 2020.

33 Sec. 3. K.S.A. 2012 Supp. 32-988 is hereby amended to read as
34 follows: 32-988. (a) The secretary is authorized to adopt, in accordance
35 with K.S.A. 32-805, and amendments thereto, rules and regulations fixing
36 the amount of fees for the following items, subject to the following
37 limitations and subject to the requirement that no such rules and
38 regulations shall be adopted as temporary rules and regulations:

39 Big game permits

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

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

42 Elk permit: maximum \$350

43 Nonresident mule deer stamp: maximum \$150

- 1 Nonresident applications: maximum \$25
- 2 Combination hunting and fishing licenses
- 3 Resident: maximum \$50
- 4 Lifetime: maximum \$1,000; or 8 quarterly payments, each
- 5 maximum \$150
- 6 Nonresident: maximum \$200
- 7 Commercial dog training permits: maximum \$25
- 8 Commercial guide permit or associate guide permit
- 9 Resident: maximum \$250
- 10 Nonresident: maximum \$1,000
- 11 Commercial harvest or dealer permits: maximum \$200
- 12 Commercial prairie rattlesnake harvesting permits
- 13 Resident or nonresident with valid hunting license: maximum \$5
- 14 Resident or nonresident nonfirearm without valid hunting license:
- 15 maximum \$20
- 16 Controlled shooting area operator license: maximum \$400
- 17 Duplicate licenses, permits, stamps and other issues of the department:
- 18 maximum \$10
- 19 Falconry
- 20 Permits: maximum \$300
- 21 Examinations: maximum \$100
- 22 Field trial permits: maximum \$25
- 23 Fishing licenses
- 24 Resident: maximum \$25
- 25 Lifetime: maximum \$500; or 8 quarterly payments, each
- 26 maximum \$75
- 27 Nonresident: maximum \$75
- 28 Five-day nonresident: maximum \$25
- 29 Institutional group: maximum \$200
- 30 Special nonprofit group: maximum \$200
- 31 Twenty-four-hour: maximum \$10
- 32 Fur dealer licenses
- 33 Resident: maximum \$200
- 34 Nonresident: maximum \$400
- 35 Furharvester licenses
- 36 Resident: maximum \$25
- 37 Lifetime: maximum \$500; or 8 quarterly payments, each
- 38 maximum \$75
- 39 Nonresident: maximum \$400
- 40 Game breeder permits: maximum \$15
- 41 Handicapped hunting and fishing permits: maximum \$5
- 42 Hound trainer-breeder running permits: maximum \$25
- 43 Hunting licenses

- 1 Resident: maximum \$25
- 2 Lifetime: maximum \$500; or 8 quarterly payments, each
- 3 maximum \$75
- 4 Nonresident 16 or more years of age: maximum \$125
- 5 Nonresident under 16 years of age: maximum \$75
- 6 Controlled shooting area: maximum \$25
- 7 Forty-eight-hour waterfowl permits: maximum \$25
- 8 Migratory waterfowl habitat stamps: maximum \$8
- 9 Mussel fishing licenses
- 10 Resident: maximum \$200
- 11 Nonresident: maximum \$1,500
- 12 Rabbit permits
- 13 Live trapping: maximum \$200
- 14 Shipping: maximum \$400
- 15 Raptor propagation permits: maximum \$100
- 16 Rehabilitation permits: maximum \$50
- 17 Scientific, educational or exhibition permits: maximum \$10
- 18 Wildlife damage control permits: maximum \$10
- 19 Wildlife importation permits: maximum \$10
- 20 Wild turkey permits
- 21 Resident: maximum \$100
- 22 Nonresident: maximum \$400
- 23 Resident turkey tag: maximum \$20
- 24 Nonresident turkey tag: maximum \$30
- 25 Special permits under K.S.A. 32-961: maximum \$100
- 26 Miscellaneous fees
- 27 Special events on department land or water: maximum \$200
- 28 Special departmental services, materials or supplies: no maximum
- 29 Other issues of department: no maximum
- 30 Vendor bond: no maximum

31

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

35 (c) The fee for a big game or wild turkey hunting permit for a resident
36 under 16 years of age shall be an amount not to exceed $\frac{1}{2}$ the fee for a
37 general resident big game or wild turkey hunting permit.

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

41 (e) For a resident who is at least 65 years of age, but less than 75
42 years of age:

43 (1) The fee for an annual hunting license shall be an amount equal to

1 1/2 the fee for a general annual hunting license;

2 (2) the fee for an annual fishing license shall be an amount equal to 1/2
3 the fee for a general annual fishing license; and

4 (3) the fee for an annual combination hunting and fishing license
5 shall be an amount equal to 1/2 the fee for a general annual combination
6 hunting and fishing license.

7 *(f) Any person who is a resident of this state and satisfies the*
8 *requirements to be considered a disabled veteran under K.S.A. 32-906 and*
9 *32-919, and amendments thereto, shall be exempt from the license fees*
10 *listed in subsection (a).*

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

16 ~~(g)~~(h) The provisions of subsection (e) shall expire on June 30, 2020.

17 Sec. 4. K.S.A. 2012 Supp. 32-906, 32-919 and 32-988 are hereby
18 repealed.

19 Sec. 5. This act shall take effect and be in force from and after its
20 publication in the statute book.