

SENATE BILL No. 301

By Committee on Ways and Means

1-18

1 AN ACT concerning the department of wildlife, parks and tourism;
2 relating to hunting; outfitters and guides.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. (a) As used in this section:

6 (1) "Department" means the Kansas department of wildlife, parks and
7 tourism.

8 (2) "Guide" means a person who *offers or* provides direct service to
9 individuals hunting in the field. A "guide" may offer or provide hunting
10 guide services for monetary compensation or be retained by an outfitter for
11 monetary compensation.

12 (3) "Landowner" means the owner of 80 acres or more land located in
13 the state of Kansas.

14 (4) "Outfitter" means an owner and operator of a hunting guide
15 business who provides individuals guided, semi-guided or unguided
16 hunting opportunities for game animals or game birds, as defined in
17 K.S.A. 32-701, and amendments thereto, or migratory birds, as defined in
18 K.S.A. 32-1008, and amendments thereto, in the state of Kansas for
19 monetary compensation.

20 (5) "Secretary" means the secretary of wildlife, parks and tourism.

21 (b) (1) Except as provided in ~~paragraph (3)~~ **subsection (g)**, any
22 person who desires to provide guide services or outfitter services in this
23 state shall annually register with the department. Such registration shall
24 include an annual registration fee of \$100.

25 (2) The department shall issue a unique registration number to each
26 guide and outfitter registered in this state. Each guide and outfitter shall
27 provide their unique registration number to anyone upon request.

28 ~~(3) A landowner providing guide services or outfitter services~~
29 ~~exclusively on land owned by such landowner shall be exempt from the~~
30 ~~registration requirements of this section.~~

31 (c) The department shall maintain a list of registered guides and
32 registered outfitters on its website. For each registered guide, the list shall
33 include the individual name of such guide; the name of the hunting guide
34 business, if such guide is retained by an outfitter; and the unique
35 registration number of such guide. For each registered outfitter, the list
36 shall include the individual name of the outfitter, the hunting guide

1 business name of the outfitter and the unique registration number of such
2 outfitter.

3 ~~(d) The secretary shall fine any person providing guide services or~~
4 ~~outfitter services who fails to register as provided in this section \$1,000~~
5 ***Failure to register pursuant to this section shall be a class C nonperson***
6 ***misdemeanor.***

7 (e) (1) All moneys collected under this section shall be remitted to the
8 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
9 amendments thereto. Upon receipt of each such remittance, the state
10 treasurer shall deposit the entire amount in the conservation officer fund.

11 (2) There is hereby established in the state treasury the conservation
12 officer fund which shall be administered by the secretary. All expenditures
13 from such fund shall be used to maintain the list required by subsection (c)
14 and to provide compensation, training and equipment for conservation
15 officers and deputy conservation officers employed by the secretary. All
16 expenditures from the conservation officer fund shall be made in
17 accordance with appropriation acts upon warrants of the director of
18 accounts and reports pursuant to vouchers approved by the secretary or the
19 designee of the secretary.

20 (f) The secretary is hereby authorized to promulgate rules and
21 regulations necessary to implement and administer the provisions of this
22 section.

23 ***(g) The provisions of this section shall not apply to:***

24 ***(1) A landowner providing guide services or outfitter services***
25 ***exclusively on land owned by such landowner; or***

26 ***(2) activity occurring exclusively on land owned, leased or operated***
27 ***under K.S.A. 32-943 et seq., and amendments thereto.***

28 Sec. 2. This act shall take effect and be in force from and after its
29 publication in the statute book.