

SENATE BILL No. 347

By Committee on Agriculture and Natural Resources

1-16

1 AN ACT concerning wildlife and parks; relating to the wildlife and parks
2 commission; requiring senate confirmation of appointees thereto;
3 amending K.S.A. 2023 Supp. 32-805 and repealing the existing section.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2023 Supp. 32-805 is hereby amended to read as
7 follows: 32-805. (a) There is hereby created *the Kansas wildlife and parks*
8 *commission* within and as a part of the *Kansas* department ~~the Kansas of~~
9 ~~wildlife and parks commission, and~~. Such commission shall be composed
10 of seven members. The governor shall appoint residents of this state to be
11 members of the commission, *subject to confirmation by the senate as*
12 *provided in K.S.A. 75-4315b, and amendments thereto. Except as provided*
13 *in K.S.A. 46-2601, and amendments thereto, no person appointed to the*
14 *commission shall exercise any power, duty or function as a member of the*
15 *commission until confirmed by the senate. Confirmation by the senate is to*
16 *preserve the rights guaranteed by section 21 of the bill of rights of the*
17 *constitution of the state of Kansas.* One member of the commission shall
18 be chosen from each fish and wildlife administration region as established
19 by the department. In the appointment of members of the commission, the
20 governor shall give consideration to the appointment of licensed hunters,
21 fishermen and furharvesters, park users and to nonconsumptive users of
22 wildlife and park resources. ~~No~~ *Not* more than a majority of the members
23 shall be of the same political party. Each member of the commission shall
24 hold office for a term of four years and until a successor is appointed and
25 qualified. The governor shall fill any vacancy on the commission prior to
26 the expiration of a term by appointment for the unexpired term.

27 (b) Each member of the commission shall take and subscribe an oath
28 or affirmation as required by law before taking office.

29 (c) The governor may remove a commissioner after opportunity for a
30 hearing in accordance with the provisions of the Kansas administrative
31 procedure act. If the commissioner is removed, the governor shall file in
32 the office of the secretary of state a complete statement of all charges made
33 against such commissioner and the governor's findings thereon, together
34 with a complete record of the proceedings.

35 (d) The commission shall have such powers, duties and functions as
36 prescribed by law. Other than rules and regulations pertaining to personnel

1 matters of the department, the secretary shall submit to the commission all
2 proposed rules and regulations. The commission shall either approve,
3 modify and approve, or reject such proposed rules and regulations. The
4 secretary shall adopt such rules and regulations so approved or so modified
5 and approved. Fees established for licenses, permits, stamps and other
6 issues of the department shall be subject to the approval of the
7 commission. It also shall be the duty of the commission to serve in an
8 advisory capacity to the governor and the secretary in the formulation of
9 policies and plans relating to the department.

10 (e) The governor shall designate one commission member to serve as
11 chairperson of the commission. Members of the commission attending
12 meetings of the commission, or attending a subcommittee meeting thereof
13 authorized by the commission, shall be paid compensation, subsistence
14 allowances, mileage and other expenses as provided in K.S.A. 75-3223,
15 and amendments thereto. A majority of the members of the commission
16 shall constitute a quorum for the transaction of business. Meetings may be
17 called by the chairperson and shall be called on the request of a majority of
18 the members of the commission.

19 Sec. 2. K.S.A. 2023 Supp. 32-805 is hereby repealed.

20 Sec. 3. This act shall take effect and be in force from and after its
21 publication in the Kansas register.