

[As Amended by House Committee of the Whole]

As Amended by House Committee

Session of 2006

HOUSE BILL No. 2894

By Representative Brown

2-13

12 AN ACT concerning hunting and fishing; relating to licenses for veterans;
13 amending K.S.A. 32-919 and K.S.A. 2005 Supp. 32-906 [and 32-988]
14 and repealing the existing sections.

15

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

17 Section 1. K.S.A. 2005 Supp. 32-906 is hereby amended to read as
18 follows: 32-906. (a) Except as otherwise provided by law or rules and
19 regulations of the secretary, a valid Kansas fishing license is required to
20 fish or to take any bullfrog in this state.

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

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

25 (2) a resident of this state who is less than 16 years of age or who is
26 65 or more years of age;

27 (3) a nonresident who is less than 16 years of age;

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

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

32 (6) an inmate in an honor camp operated by the secretary of correc-
33 tions, pursuant to an agreement between the secretary of corrections and
34 the secretary of wildlife and parks;

35 (7) a person on dates designated pursuant to subsection (f);

36 (8) a person fishing under a valid institutional group fishing license
37 issued pursuant to subsection (g); ~~or~~

38 (9) a participant in a fishing clinic sponsored or cosponsored by the
39 department, during the period of time that the fishing clinic is being
40 conducted; or

41 (10) a veteran who resides in the state of Kansas.

42 (c) The fee for a fishing license shall be the amount prescribed pur-
43 suant to K.S.A. 32-988 and amendments thereto.

- 1 (d) Unless otherwise provided by law or rules and regulations of the
2 secretary, a fishing license is valid throughout the state.
- 3 (e) Unless otherwise provided by law or rules and regulations of the
4 secretary, a fishing license is valid from the date of issuance and expires
5 on December 31 following its issuance, except that the secretary may
6 issue a:
- 7 (1) Permanent license pursuant to K.S.A. 32-929 and amendments
8 thereto;
- 9 (2) lifetime license pursuant to K.S.A. 32-930 and amendments
10 thereto;
- 11 (3) nonresident fishing license valid for a period of five days; and
12 (4) resident or nonresident fishing license valid for a period of 24
13 hours.
- 14 (f) The secretary may designate by resolution two days each calendar
15 year during which persons may fish by legal means without having a valid
16 fishing license.
- 17 (g) The secretary shall issue an annual institutional group fishing li-
18 cense to each facility operating under the jurisdiction of or licensed by
19 the secretary of social and rehabilitation services and to any veterans ad-
20 ministration medical center in the state of Kansas upon application by
21 such facility or center to the secretary of wildlife and parks for such
22 license.
- 23 All applications for facilities under the jurisdiction of the secretary of
24 social and rehabilitation services shall be made with the approval of the
25 secretary of social and rehabilitation services and shall provide such in-
26 formation as the secretary of wildlife and parks requires. All applications
27 for any veterans administration medical center shall be made with the
28 approval of the director of such facility and shall provide such information
29 as the secretary of wildlife and parks requires. Persons who have been
30 admitted to and are currently residing at the facility or center, not to
31 exceed 20 at any one time, may fish under an institutional group fishing
32 license within the state while on a group trip, group outing or other group
33 activity which is supervised by the facility or center. Persons fishing under
34 an institutional group fishing license shall not be required to obtain a
35 fishing license but shall be subject to all other laws and to all rules and
36 regulations relating to fishing.
- 37 The staff personnel of the facility or center supervising the group trip,
38 group outing or other group activity shall have in their possession the
39 institutional license when engaged in supervising any activity requiring
40 the license. Such staff personnel may assist group members in all aspects
41 of their fishing activity.
- 42 (h) The secretary may issue a special nonprofit group fishing license
43 to any community, civic or charitable organization which is organized as

1 a not-for-profit corporation, for use by such community, civic or chari-
2 table organization for the sole purpose of conducting group fishing activ-
3 ities for handicapped or developmentally disabled individuals. All appli-
4 cations for a special nonprofit group fishing license shall be made to the
5 secretary or the secretary's designee and shall provide such information
6 as required by the secretary.

7 Handicapped or developmentally disabled individuals, not to exceed
8 20 at any one time, may fish under a special nonprofit group fishing
9 license while on a group trip, outing or activity which is supervised by the
10 community, civic or charitable organization. Individuals fishing under a
11 special nonprofit group fishing license shall not be required to obtain a
12 fishing license but shall be subject to all other laws and rules and regu-
13 lations relating to fishing.

14 The staff personnel of the community, civic or charitable organization
15 supervising the group trip, outing or activity shall have in their possession
16 the special nonprofit group fishing license when engaged in supervising
17 any activity requiring the special nonprofit group fishing license. Such
18 staff personnel may assist group members in all aspects of their fishing
19 activity.

20 **(i) As used in this section, "veteran" means a person who was**
21 **a member of the armed services, who separated from the armed**
22 **services under honorable conditions, and who submits proof**
23 **thereof in the form of documentation from the federal veterans**
24 **administration or from a branch of the armed services.**

25 Sec. 2. K.S.A. 32-919 is hereby amended to read as follows: 32-919.

26 (a) Except as otherwise provided by law or rules and regulations of the
27 secretary, a valid Kansas hunting license is required to 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 or who is
33 65 or more years of age;

34 (3) a nonresident participating in a field trial for dogs, recognized by
35 rules and regulations adopted by the secretary in accordance with K.S.A.
36 32-805 and amendments thereto;

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

39 (5) a person hunting only moles or gophers; *or*

40 (6) *a veteran who resides in the state of Kansas.*

41 (c) The fee for a hunting license shall be the amount prescribed pur-
42 suant to K.S.A. 32-988 and amendments thereto.

43 (d) Unless otherwise provided by law or rules and regulations of the

1 secretary, a hunting license is valid throughout the state, except that the
2 secretary may issue a special controlled shooting area license which is
3 valid only for licensed controlled shooting areas.

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

7 (1) The secretary may issue a permanent license pursuant to K.S.A.
8 32-929 and amendments thereto;

9 (2) the secretary may issue a lifetime license pursuant to K.S.A. 32-
10 930 and amendments thereto.

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

20 (g) **As used in this section, “veteran” means a person who was**
21 **a member of the armed services, who separated from the armed**
22 **services under honorable conditions, and who submits proof**
23 **thereof in the form of documentation from the federal veterans**
24 **administration or from a branch of the armed services.**

25 [(h) The secretary shall issue a temporary hunting license for
26 residents who are active-duty military personnel home on leave.
27 The fee for such temporary hunting license shall not exceed \$10.

28 [Sec. 3. K.S.A. 2005 Supp. 32-988 is hereby amended to read
29 as follows: 32-988. (a) The secretary is authorized to adopt, in ac-
30 cordance with K.S.A. 32-805 and amendments thereto, rules and
31 regulations fixing the amount of fees for the following items, sub-
32 ject to the following limitations and subject to the requirement that
33 no such rules and regulations shall be adopted as temporary rules
34 and regulations:

35 [Big game permits

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

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

38 [Elk permit: maximum \$350

39 [Resident big game tag: maximum \$20

40 [Nonresident big game tag: maximum \$30

41 [Nonresident applications: maximum \$25

42 [Combination hunting and fishing licenses

43 [Resident: maximum \$50

- 1 [Lifetime: maximum \$1,000; or 8 quarterly payments, each maximum \$150
- 2 [Nonresident: maximum \$200
- 3 [Commercial dog training permits: maximum \$25
- 4 [Commercial guide permit or associate guide permit
- 5 [Resident: maximum \$250
- 6 [Nonresident: maximum \$1,000
- 7 [Commercial harvest or dealer permits: maximum \$200
- 8 [Commercial prairie rattlesnake harvesting permits
- 9 [Resident or nonresident with valid hunting license: maximum \$5
- 10 [Resident or nonresident nonfirearm without valid hunting license: maximum \$20
- 11 [Controlled shooting area operator license: maximum \$400
- 12 [Duplicate licenses, permits, stamps and other issues of the department: maximum
- 13 \$10
- 14 [Falconry
- 15 [Permits: maximum \$300
- 16 [Examinations: maximum \$100
- 17 [Field trial permits: maximum \$25
- 18 [Fishing licenses
- 19 [Resident: maximum \$25
- 20 [Lifetime: maximum \$500; or 8 quarterly payments, each maximum \$75
- 21 [Nonresident: maximum \$75
- 22 [Five-day nonresident: maximum \$25
- 23 [Institutional group: maximum \$200
- 24 [Special nonprofit group: maximum \$200
- 25 [Twenty-four-hour: maximum \$10
- 26 [Fur dealer licenses
- 27 [Resident: maximum \$200
- 28 [Nonresident: maximum \$400
- 29 [Furharvester licenses
- 30 [Resident: maximum \$25
- 31 [Lifetime: maximum \$500; or 8 quarterly payments, each maximum \$75
- 32 [Nonresident: maximum \$400
- 33 [Game breeder permits: maximum \$15
- 34 [Handicapped hunting and fishing permits: maximum \$5
- 35 [Hound trainer-breeder running permits: maximum \$25
- 36 [Hunting licenses
- 37 [Resident: maximum \$25
- 38 [*Resident active-duty military personnel: maximum \$10*
- 39 [Lifetime: maximum \$500; or 8 quarterly payments, each maximum \$75
- 40 [Nonresident 16 or more years of age: maximum \$125
- 41 [Nonresident under 16 years of age: maximum \$75
- 42 [Controlled shooting area: maximum \$25
- 43 [Forty-eight-hour waterfowl permits: maximum \$25

- 1 [Migratory waterfowl habitat stamps: maximum \$8
2 [Mussel fishing licenses
3 [Resident: maximum \$200
4 [Nonresident: maximum \$1,500
5 [Rabbit permits
6 [Live trapping: maximum \$200
7 [Shipping: maximum \$400
8 [Raptor propagation permits: maximum \$100
9 [Rehabilitation permits: maximum \$50
10 [Scientific, educational or exhibition permits: maximum \$10
11 [Wildlife damage control permits: maximum \$10
12 [Wildlife importation permits: maximum \$10
13 [Wild turkey permits
14 [Resident: maximum \$100
15 [Nonresident: maximum \$400
16 [Resident turkey tag: maximum \$20
17 [Nonresident turkey tag: maximum \$30
18 [Special permits under K.S.A. 32-961: maximum \$100
19 [Miscellaneous fees
20 [Special events on department land or water: maximum \$200
21 [Special departmental services, materials or supplies: no maximum
22 [Other issues of department: no maximum
23 [Vendor bond: no maximum
24 **[(b) The fee for a landowner-tenant resident big game or wild**
25 **turkey hunting permit shall be an amount equal to 1/2 the fee for**
26 **a general resident big game or wild turkey hunting permit.**
27 **[(c) The fee for a furharvester license for a resident under 16**
28 **years of age shall be an amount equal to 1/2 the fee for a resident**
29 **furharvester license.**
30 **[(d) The secretary may establish, by rules and regulations**
31 **adopted in accordance with K.S.A. 32-805 and amendments**
32 **thereto, different fees for various classes and types of licenses,**
33 **permits, stamps and other issuances of the department which may**
34 **occur within each item as described under subsection (a).]**
35 ~~Sec. 4.~~ **[4.]** K.S.A. 32-919 and K.S.A. 2005 Supp. 32-906 are hereby
36 repealed.
37 ~~Sec. 5.~~ **[5.]** This act shall take effect and be in force from and after
38 its publication in the statute book.