

MINUTES OF THE Senate COMMITTEE ON Energy and Natural Resources

The meeting was called to order by Senator Charlie L. Angell at
Chairperson

8:00 a.m. ~~PM~~ on Wednesday, March 16, 1983 in room 123-S of the Capitol.

All members were present except:
Senator Paul Hess

Committee staff present:
Ramon Powers, Research Department
Don Hayward, Revisor's Office
LaVonne Mumert, Secretary to the Committee

Conferees appearing before the committee:
Representative David Heinemann
Kent Jackson, Kansas Fish and Game Commission
Darrell Montei, Kansas Fish and Game Commission
Representative Richard Harper
Senator Jim Allen
Ted Cunningham, Kansas Outdoors Unlimited
Bill Slade, Flint Hills Coonhunters Association
Bill Hanzlick, Kansas Fish and Game Commission

The minutes of the March 15, 1983 meeting were approved.

S.B. 2373 - Fish and game; penalties for violations

Representative David Heinemann said this bill takes out the word "misdemeanor" from a series of statutes dealing with fish and game penalties. It has the effect of taking away the right to request a jury trial for what are basically minor crimes. The bill also adds two sections which now have no penalty provisions. (See Attachment 1).

Kent Jackson said the Fish and Game Commission has no problem with this bill. This bill would clarify the statutes by specifying the application of the penalty rather than just a general statement.

S.B. 2493 - Fish and game; hunting, fishing and trapping licenses

Darrell Montei said this bill is in response to problems which arose after the passage of the furharvester bill last session. It would provide that non-residents may sell furs in Kansas if they have a trapping, furharvester or other license from the state in which the furs were obtained without having to buy a Kansas license. The bill also provides that a person having a hunting license may accompany and hunt with another person who has a hunting and furharvester license. Mr. Montei said they are concerned this may lead to large groups hunting together and only one person actually possessing the necessary furharvester license. He also mentioned the problem of children having to have a license and the problem of distinguishing between a casual participant and a regular participant. They suggest one of the following amendments: "Individuals under 14 years of age shall not hunt or trap furbearing animals or trap coyotes except when accompanied by an individual in possession of a furharvester license or have a junior furharvester license" or "Individuals under 14 years of age shall not hunt or trap furbearing animals or to trap coyotes". Mr. Montei said the Fish and Game Commission prefers the first amendment, and he also pointed out the age of 14 years could be any age the Committee desires.

Representative Richard Harper testified concerning the problems of one-time participants going hunting and being required to obtain a furharvester license.

Senator Jim Allen told the Committee he has had complaints from constituents about the requirements for a furharvester license for children accompanying their father, and said he would be agreeable to either amendment proposed.

Ted Cunningham said they are concerned that the proposed amendments could result in groups of 8 to 12 people hunting together with only one member of the party possessing a license. He suggested that perhaps the number of people in the party should be limited.

CONTINUATION SHEET

MINUTES OF THE Senate COMMITTEE ON Energy and Natural Resources,

room 123-S, Statehouse, at 8:00 a.m. ~~PM~~ on Wednesday, March 16, 1983.

Bill Slade also raised the problem of children going hunting with adults and being required to have a license.

H.B. 2459 - Illegal trapping of furbearing animals

Bill Hanzlick said this is a clean up bill and updates the fines on furbearer violations. The bill sets a minimum fine of \$100 for illegal taking of a furbearing animal.

H.B. 2464 - Fish and game; hunting licenses

Bill Hanzlick said people who are not required to have a hunting license must have a hunter safety certificate in their possession to hunt. For this reason they have a problem with people requesting duplicate certificates. The following sentence was omitted from line 31 of the bill: "This act shall not apply to any person who has attained the age of twenty-six years."

The meeting was adjourned at 9:55 a.m. by the Chairman. The next meeting of the Committee will be at 8:00 a.m. on March 17, 1983.

Senate Energy + Natural Resources

Mar. 16, 1983

Name

Organization

Bill Hanzlich

Ks Fish & Game

DARRELL MONTEI

Ks " " "

Joe HARKINS

KWO

Ted Cunningham

Kansas Outdoors Unlimited

Bill Mick

Kansas Federation of Houndsmen

Bill Steele

Flint Hills Coonhunters Assn

Attachment 1

HOUSE BILL 2373

1. 32-101 - No - Powers & Duties of Director
 2. 32-103 - No - Authority to Examine Licenses
 3. 32-104 - Yes - License Requirement and Aircraft Hunting
 4. 32-106 - Yes - License Exhibit - Hunting, Trapping
 5. 32-107 - No - Declares Wildlife State Property
 6. 32-114 - Yes - Destroy Bird Nests
 7. 32-120 - Yes - Obstructing Fish
 8. 32-123 - Yes - Scientific Collectors
 9. 32-126 - Yes - Unlawful Dealings
 10. 32-127 - Yes - Common Carriers
 11. 32-128 - No - Complaint Procedures
 12. 32-130 - No - Power to Seize Unlawful Devices
 13. 32-131 - Yes - Duty to Prosecute
 14. 32-132 - No - Appointment of Attorney to Prosecute
 15. 32-133 - - Penalty Prescribed in this Section
 16. 32-134 - Yes - Failure to Allow Inspection
 17. 32-135 - Yes - Illegal Fishing
 18. 32-140 - No - Power of Officers to Enforce
- Need to Add
1. 32-106b - Furharvesters Cert. Required
 2. 32-106a - Exhibit Fish License

Atch. 1