

SESSION OF 2008

**SUPPLEMENTAL NOTE ON
HOUSE CONCURRENT RESOLUTION NO. 5037**

As Recommended by House Committee on
Agriculture and Natural Resources

Brief*

HCR 5037 would propose an amendment to the *Kansas Constitution*. Specifically, the Resolution would place before the voters of the State a proposition to amend the *Kansas Bill of Rights* to preserve constitutionally the right of the public to hunt, fish, and trap wildlife subject to the governing laws and regulations. The right of the public to hunt, fish, and trap would not modify any provision of common law or statutes relating to trespass, eminent domain, or any other private property rights.

Background

This Resolution was introduced by the House Committee on Federal and State Affairs. At the hearing on the Resolution before the House Committee on Agriculture and Natural Resources, Representative Carlson appeared as a proponent and indicated that there were some groups in the United States which advocated the end to hunting. Also appearing in support was a spokesperson from the National Rifle Association. A representative of the Kansas Department of Wildlife and Parks appeared as a neutral conferee. This conferee noted the legal standards differences between a constitutional right and a privilege.

No fiscal note was available on this Resolution.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>