

SESSION OF 2010

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 380**

As Amended by House Committee on  
Agriculture and Natural Resources

**Brief\***

SB 380 would change existing law to allow the Secretary of Wildlife and Parks to directly set fees for the use of cabins owned or operated by Kansas Department of Wildlife and Parks (KDWP). Current law requires the Secretary to set cabin fees through the administrative rules and regulations process. The bill, therefore, would exempt the setting of cabin fees from the Administrative Rules and Regulations Filing Act (KSA 77-415 through 77-437). The maximum fees for use of KDWP cabins could not exceed \$250 per night; \$1,500 per week; and \$5,000 per month.

In addition, the bill would make the public cabins of KDWP subject to the transient guest tax of KSA 12-1692 through 12-16,100. The bill also would require KDWP to disclose any extra tax, fee, charge, or surcharge at the time a reservation is made for a public cabin.

Further, the bill would amend existing law related to clothing requirements when hunting deer or elk. The bill would remove language combining the clothing requirements for deer and elk hunting, so that each requirement, while the same, would be listed individually. The law would continue to only apply in areas where hunting with firearms is occurring.

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\*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>

## **Background**

SB 380 was introduced by the Senate Committee on Natural Resources at the request of the Kansas Department of Wildlife and Parks.

An official with the KDWP testified in support of the bill. No neutral or opposition testimony was provided.

The House Committee on Agriculture and Natural Resources amended the bill to add the requirement for payment of the transient guest tax and the disclosure of any extra tax, fee, charge, or surcharge at the time of reservation of a public cabin. In addition, the Committee added the provisions of 2009 SB 51 dealing with clothing requirements during the deer and elk hunting season.

The fiscal note on the original bill (SB 380) indicated the change in law was likely to result in increased revenue for the KDWP, but no specific amount was given. Additionally, any increased revenue resulting from the passage of SB 380 was not accounted for in the Governor's FY 2011 budget.

SB 51 was introduced by the Senate Committee on Natural Resources in the 2009 Session at the request of a spokesperson for the Kansas Department of Wildlife and Parks. At the hearing on the bill before the Senate Committee, the only conferee was a representative of the Kansas Department of Wildlife and Parks who appeared as a proponent. There were no opponents to the bill. The fiscal note indicated that SB 51 would have no fiscal impact.