

HOUSE BILL No. 2268

By Committee on Federal and State Affairs

Requested by Representative W. Carpenter

2-5

AN ACT concerning wildlife; relating to hunting; prohibiting nonresidents from hunting migratory waterfowl during the hunting season except on Sundays, Mondays and Tuesdays; applying such restriction to department lands and waters, federal lands and waters managed by the United States army corps of engineers at specified reservoirs, the bureau of reclamation at certain reservoirs and the United States fish and wildlife service at designated refuges; exempting properties designated as walk-in hunting access areas, navigable rivers in Kansas and the conservation order for light geese season from such restriction; reducing fees for migratory waterfowl habitat stamps; amending K.S.A. 32-939 and K.S.A. 2024 Supp. 32-988 and repealing the existing sections.

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

Section 1. K.S.A. 32-939 is hereby amended to read as follows: 32-939. (a) As used in this section;

(1) "Department lands and waters" means lands, waters and facilities that are under the jurisdiction and control of the secretary through ownership, lease, license, cooperative agreement, memorandum of understanding or other arrangement, including, but not limited to, state parks, state lakes, recreational grounds, wildlife areas, sanctuaries, fish hatcheries, natural areas and historic sites;

(2) "migratory waterfowl" means any wild goose, duck or merganser; and

(3) "nonresident" means any person who has not been a bona fide resident of this state for the immediately preceding 60 days. "Nonresident" does not include:

(A) A nonresident lifetime license holder pursuant to K.S.A. 32-930, and amendments thereto; or

(B) a nonresident entitled to resident licenses, permits, stamps and other issues as authorized by K.S.A. 32-980, and amendments thereto.

(b) (1) Except as otherwise provided by law or rules and regulations of the secretary and in addition to any other license, permit or stamp required by law or rules and regulations of the secretary, a valid state migratory waterfowl habitat stamp is required to hunt any migratory

1 waterfowl in this state.

2 ~~(e)(2)~~ The provisions of ~~subsection (b)~~ *paragraph (1)* do not apply to
3 hunting, by legal means, by a person not required by K.S.A. 32-919, *and*
4 *amendments thereto*, to hold a hunting license.

5 ~~(d)(c)~~ The stamp required by this section is valid throughout the state.

6 ~~(e)(d)~~ The stamp required by this section is valid from the date of
7 issuance and expires at 12 midnight on June 30 following ~~its~~ *the* issuance
8 *of such stamp*.

9 ~~(f)(e)~~ Each migratory waterfowl habitat stamp shall be validated by
10 the signature of the stamp holder written across the face of such stamp.

11 *(f) The fee for a waterfowl stamp shall be the amount prescribed*
12 *pursuant to K.S.A. 32-988, and amendments thereto.*

13 *(g) Nonresidents shall not hunt or take migratory waterfowl except*
14 *on Sundays, Mondays and Tuesdays during any established hunting*
15 *season for migratory waterfowl.*

16 *(h) The restriction set forth by subsection (g) shall apply to:*

17 *(1) Department lands and waters;*

18 *(2) federal lands and waters owned by the United States and*
19 *administered by:*

20 *(A) The secretary of the army, United States army corps of engineers*
21 *at:*

22 *(i) The Big Hill, Clinton, Council Grove, El Dorado, Elk City, Fall*
23 *River, Hillsdale, John Redmond, Kanopolis, Marion, Melvern, Milford,*
24 *Perry, Pomona, Toronto, Tuttle Creek and Wilson reservoirs; and*

25 *(ii) Missouri river fish and wildlife mitigation lands, including, but*
26 *not limited to, Benedictine Bottoms, Burr Oak, Dalbey, Elwood and Oak*
27 *Mills;*

28 *(B) the United States department of the interior, bureau of*
29 *reclamation at Cedar Bluff, Cheney, Glen Elder, Lovewell, Norton and*
30 *Webster reservoirs; and*

31 *(C) the United States department of the interior, United States fish*
32 *and wildlife service at Flint Hills national wildlife refuge, Quivira*
33 *national refuge, Marais Des Cygnes national wildlife refuge and Kirwin*
34 *national wildlife refuges.*

35 *(i) The restriction set forth by subsection (g) shall not apply to:*

36 *(1) Property enrolled and designated as either a walk-in hunting*
37 *access area or an interactive walk-in hunting access area;*

38 *(2) navigable rivers in Kansas; or*

39 *(3) the conservation order for light geese season as provided in 50*
40 *C.F.R. § 21.180.*

41 Sec. 2. K.S.A. 2024 Supp. 32-988 is hereby amended to read as
42 follows: 32-988. (a) The secretary is authorized to adopt, in accordance
43 with K.S.A. 32-805, and amendments thereto, rules and regulations fixing

- 1 the amount of fees for the following items, subject to the following
2 limitations and subject to the requirement that no such rules and
3 regulations shall be adopted as temporary rules and regulations:
- 4 Big game permits
- 5 Resident (other than elk permit): maximum \$100
 - 6 Nonresident (other than elk permit): maximum \$400
 - 7 Elk permit: maximum \$350
 - 8 Nonresident mule deer stamp: maximum \$150
 - 9 Nonresident applications: maximum \$25
- 10 Combination hunting and fishing licenses
- 11 Resident: maximum \$50
 - 12 Lifetime: maximum \$1,000; or 8 quarterly payments, each maximum
13 \$150
 - 14 Nonresident: maximum \$200
- 15 Commercial dog training permits: maximum \$25
- 16 Commercial guide permit or associate guide permit
- 17 Resident: maximum \$250
 - 18 Nonresident: maximum \$1,000
- 19 Commercial harvest or dealer permits: maximum \$200
- 20 Commercial prairie rattlesnake harvesting permits
- 21 Resident or nonresident with valid hunting license: maximum \$5
 - 22 Resident or nonresident nonfirearm without valid hunting license:
23 maximum \$20
- 24 Controlled shooting area operator license: maximum \$400
- 25 Duplicate licenses, permits, stamps and other issues of the department:
26 maximum \$10
- 27 Falconry
- 28 Permits: maximum \$300
 - 29 Examinations: maximum \$100
- 30 Field trial permits: maximum \$25
- 31 Fishing licenses
- 32 Resident: maximum \$25
 - 33 Lifetime: maximum \$500; or 8 quarterly payments, each maximum
34 \$75
 - 35 Nonresident: maximum \$75
 - 36 Five-day nonresident: maximum \$25
 - 37 Institutional group: maximum \$200
 - 38 Special nonprofit group: maximum \$200
 - 39 Twenty-four-hour: maximum \$10
- 40 Fur dealer licenses
- 41 Resident: maximum \$200
 - 42 Nonresident: maximum \$400
- 43 Furharvester licenses

- 1 Resident: maximum \$25
- 2 Lifetime: maximum \$500; or 8 quarterly payments, each maximum
- 3 \$75
- 4 Nonresident: maximum \$400
- 5 Game breeder permits: maximum \$15
- 6 Persons with a physical or developmental disability hunting and fishing
- 7 permits: maximum \$5
- 8 Hound trainer-breeder running permits: maximum \$25
- 9 Hunting licenses
- 10 Resident: maximum \$25
- 11 Lifetime: maximum \$500; or 8 quarterly payments, each maximum
- 12 \$75
- 13 Nonresident 16 or more years of age: maximum \$125
- 14 Nonresident under 16 years of age: maximum \$75
- 15 Controlled shooting area: maximum \$25
- 16 Forty-eight-hour waterfowl permits: maximum \$25
- 17 Migratory waterfowl habitat stamps: ~~maximum \$8~~
- 18 ~~Muskrat fishing licenses~~
- 19 Resident: maximum ~~\$200~~ \$20
- 20 Nonresident: maximum ~~\$1,500~~ \$100
- 21 Rabbit permits
- 22 Live trapping: maximum \$200
- 23 Shipping: maximum \$400
- 24 Raptor propagation permits: maximum \$100
- 25 Rehabilitation permits: maximum \$50
- 26 Scientific, educational or exhibition permits: maximum \$10
- 27 Wildlife damage control permits: maximum \$10
- 28 Wildlife importation permits: maximum \$10
- 29 Wild turkey permits
- 30 Resident: maximum \$100
- 31 Nonresident: maximum \$400
- 32 Resident turkey tag: maximum \$20
- 33 Nonresident turkey tag: maximum \$30
- 34 Special permits under K.S.A. 32-961, and amendments thereto: maximum
- 35 \$100
- 36 Miscellaneous fees
- 37 Special events on department land or water: maximum \$200
- 38 Special departmental services, materials or supplies: no maximum
- 39 Other issues of department: no maximum
- 40 Vendor bond: no maximum
- 41
- 42 (b) The fee for a landowner-tenant resident big game or wild turkey
- 43 hunting permit shall be an amount equal to $\frac{1}{2}$ the fee for a general resident

1 big game or wild turkey hunting permit.

2 (c) The fee for a big game or wild turkey hunting permit for a resident
3 under 16 years of age shall be an amount not to exceed $\frac{1}{2}$ the fee for a
4 general resident big game or wild turkey hunting permit.

5 (d) The fee for a furharvester license for a resident under 16 years of
6 age shall be an amount equal to $\frac{1}{2}$ the fee for a resident furharvester
7 license.

8 (e) For a resident who is at least 65 years of age; but less than 75
9 years of age:

10 (1) The fee for an annual hunting license shall be an amount equal to
11 $\frac{1}{2}$ the fee for a general annual hunting license;

12 (2) the fee for an annual fishing license shall be an amount equal to $\frac{1}{2}$
13 the fee for a general annual fishing license; and

14 (3) the fee for an annual combination hunting and fishing license
15 shall be an amount equal to $\frac{1}{2}$ the fee for a general annual combination
16 hunting and fishing license.

17 (f) Any person who is a resident of this state and satisfies the
18 requirements to be considered a disabled veteran under K.S.A. 2024 Supp.
19 32-934, and amendments thereto, shall be exempt from the hunting and
20 fishing license fees listed in subsection (a).

21 (g) The secretary may establish, by rules and regulations adopted in
22 accordance with K.S.A. 32-805, and amendments thereto, different fees for
23 various classes and types of licenses, permits, stamps and other issuances
24 of the department which may occur within each item as described under
25 subsection (a).

26 Sec. 3. K.S.A. 32-939 and K.S.A. 2024 Supp. 32-988 are hereby
27 repealed.

28 Sec. 4. This act shall take effect and be in force from and after its
29 publication in the statute book.