

HOUSE BILL No. 2479

By Representatives Gartner, Amyx, Ballard, Curtis, Kuether, Miller, Neighbor,
Probst, L. Ruiz, S. Ruiz and Victors

1-13

1 AN ACT concerning wildlife; relating to unlawful actions; making
2 unlawful the capture or possession of ornate box turtles; amending
3 K.S.A. 32-1015 and repealing the existing section.

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

6 Section 1. K.S.A. 32-1015 is hereby amended to read as follows: 32-
7 1015. (a) It is unlawful for any person to:

8 (1) Destroy any muskrat house, beaver dam, mink run or any hole,
9 den or runway of any furbearing animal, or cut down or destroy any tree
10 that is the home, habitat or refuge of any furbearing animal;

11 (2) hunt deer in this state in an area where a firearms season for the
12 taking of deer is occurring, or hunt elk in this state in an area where a
13 firearms season for the taking of elk is occurring, unless such person is
14 wearing clothing of a highly visible nature in a color, an amount worn and
15 a location on such person's body prescribed by rules and regulations
16 adopted by the secretary pursuant to K.S.A. 32-805, and amendments
17 thereto;

18 (3) do any act or engage in any activity within any state park, state
19 lake, recreational ground, wildlife area or sanctuary, natural area or other
20 area under the control of the secretary ~~which~~ that is in violation of or
21 contrary to law or rules and regulations of the secretary;

22 (4) use any manner or means of taking fish ~~which~~ that may escape
23 from a private water fishing impoundment and kill or endanger fish in
24 another such impoundment or in public waters;

25 (5) remove fish from a private water fishing impoundment without
26 the consent of the owner or tenant having possession and control of such
27 impoundment; ~~or~~

28 (6) place, erect or cause to be placed or erected any seine, screen, net,
29 weir, fishdam or other obstruction in or across any of the waters, rivers,
30 creeks, ponds, streams, sloughs or other watercourses within the
31 jurisdiction of this state in such a manner as will obstruct the free passage
32 of fish up and down and through such watercourses; *or*

33 (7) *capture or possess an ornate box turtle.*

34 (b) Subsection (a)(1) shall not be construed to prohibit a legal owner
35 or occupant of land from cutting trees on such land.

1 Sec. 2. K.S.A. 32-1015 is hereby repealed.

2 Sec. 3. This act shall take effect and be in force from and after its
3 publication in the Kansas register.