

Notice of Public Hearing

A public hearing will be conducted by the Wildlife, Parks, and Tourism Commission at 6:30 p.m., Thursday, November 19, 2020 at the Buffalo Bill Cultural Center, 3083 US Highway 83, Oakley, Kansas, to consider the approval and adoption of the proposed regulations of the Kansas Department of Wildlife, Parks, and Tourism.

A general discussion and workshop meeting on the business of the Wildlife, Parks, and Tourism Commission will begin at 1:30 p.m., November 19 at the location listed above. The meeting will recess at approximately 5:00 p.m. and then resume at 6:30 p.m. at the same location for the regulatory hearing and more business. There will be public comment periods at the beginning of the afternoon and evening meeting for any issues not on the agenda and additional comment periods will be available during the meeting on agenda items. Old and new business may also be discussed at this time. If necessary to complete business matters, the Commission will reconvene at 9:00 a.m. November 20 at the location listed above.

Any individual with a disability may request accommodation in order to participate in the public meeting and may request the meeting materials in an accessible format. Requests for accommodation to participate in the meeting should be made at least five working days in advance of the meeting by contacting Sheila Kemmis, Commission Secretary, at (620) 672-5911. Persons with a hearing impairment may call the Kansas Commission for the Deaf and Hard of Hearing at 1-800-432-0698 to request special accommodations.

This 60-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed administrative regulations.

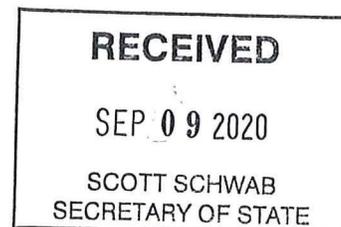
All interested parties may submit written comments prior to the hearing to the Chairman of the Commission, Kansas Department of Wildlife, Parks, and Tourism, 1020 S. Kansas Ave., Suite 200, Topeka, KS 66612 or to [sheila.kemmis@ks.gov](mailto:sheila.kemmis@ks.gov) if electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations. To provide all parties with an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

The regulations that will be heard during the regulatory hearing portion of the meeting is as follows:

**K.A.R. 115-1-1.** This permanent regulation establishes definitions. The proposed changes would clean up and clarify language about the definition of carp.

**Economic Impact Summary:** No substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-2-1.** This permanent regulation establishes amounts of fees. The proposed



changes would establish a price for nonresident landowner and tenant elk permits, reduce resident and nonresident calendar day fishing licenses, and create a reduced price youth trout permit.

**Economic Impact Summary:** The changes collectively could result in a reduction to the wildlife fee fund in the amount of \$72,355. Otherwise, no substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-4-4a.** This permanent regulation establishes legal equipment and taking methods for wild turkeys. The proposed changes would allow the use of draw locking devices, similar to recent changes for big game legal equipment.

**Economic Impact Summary:** No substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-7-3.** This permanent regulation establishes provisions for the taking and use of baitfish or minnows. The proposed changes would allow the use of silver carp and bighead carp larger than 12 inches in total length to be used as baitfish, provided the two carp types are not transported from the water live.

**Economic Impact Summary:** No substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-7-10.** This permanent regulation establishes special provisions for fishing. The proposed changes would update the reference document in relation to designated aquatic nuisance species waters.

**Economic Impact Summary:** No substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

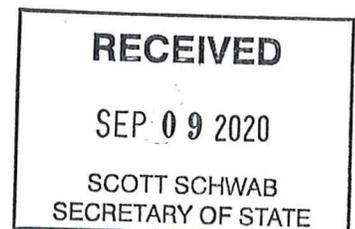
**K.A.R. 115-18-7.** This permanent regulation establishes the application, permit and general provisions for the use of crossbows and locking draws for big game and wild turkey hunting by persons with disabilities. The regulation is proposed for revocation as those equipment types are now authorized for general use.

**Economic Impact Summary:** No substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-18-10.** This permanent regulation establishes prohibitions, permit requirements and restrictions for importation and possession of certain wildlife. The proposed changes would add species already listed as injurious by federal law, which already prohibits possession of these species.

**Economic Impact Summary:** No substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-18-12.** This permanent regulation establishes requirements, restrictions and



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permit duration for the trout permit. The proposed changes would remove the exemption for persons under 16 from obtaining a trout permit in conjunction with changes in other regulations for take and price structure.

**Economic Impact Summary:** The economic impact is contained in K.A.R. 115-2-1. Otherwise, no substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

**K.A.R. 115-25-14.** This exempt regulation establishes creel limits, size limits, possession limits and open seasons for fishing. The proposed version of the regulation would update the reference document for size and length limits at various waterbodies throughout the state and adjust the trout creel limit for youths.

**Economic Impact Summary:** If fishing license and permit sales are similar to 2019, the proposal would generate approximately \$6,794,800 to the agency and an additional \$292,962,000 to the Kansas economy. Otherwise, no substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

Copies of the complete text of each regulation and its respective economic impact statement may be obtained by writing the chairman of the Commission at the address above, electronically on the department's website at [ksoutdoors.com](http://ksoutdoors.com), or by calling (785) 296-2281.

Gerald Lauber, Chairman

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115-1-1. **Definitions.** (a) Except as specified in subsection (b), the following definitions shall apply to all of the department's regulations.:

(1) "Arrow" means a missile shot from a bow or a crossbow.

(2) "Artificial lure" means a man-made fish-catching device used to mimic a single prey item. Artificial lures may be constructed of natural, nonedible, or synthetic materials. Multiple hooks, if present, shall be counted as a single hook on an artificial lure.

(3) "Bag limit" means the maximum number of any species, except fish and frogs, that may be taken by a person in a calendar day.

(4) "Bait fish" means a member of the minnow or carp family (*Cyprinidae*), sucker family (*Catostomidae*), top minnows or killifish family (*Cyprinodontidae*), shad family (*Clupeidae*), and sunfish family (*Centrarchidae*), but excluding black basses and crappie. The fish listed in K.A.R. 115-15-1 and in K.A.R. 115-15-2 shall not be considered as bait fish.

(5) "Bird dog" means a dog used to point, flush, or retrieve game birds, migratory birds, or both.

(6) "Bow" means a handheld device with a cord that connects both of its two ends and that is designed to propel an arrow. This term shall include long, recurve, and compound bows.

(7) "Bridle path" means an established, maintained, and marked pathway for the riding of animals.

(8) "Camping" means erecting a shelter or arranging bedding, or both, or parking a recreation vehicle or other vehicle for the purpose of remaining overnight.

(9) "Camping unit" means any vehicle or shelter specifically used for sleeping upon a portion of department lands or waters.

(10) "Cast net" means a circular or conical weighted net designed to be cast mouth-downward

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by hand and withdrawn by lines attached to its margin.

(11) "Creel limit" means the maximum total number of any species of fish or frogs that may be taken by a person in a calendar day.

(12) "Crossbow" means a transverse-mounted bow with a cord that connects the two ends and that is designed to propel an arrow, including compound crossbows. The arrow is released by a mechanical trigger.

(13) "Culling" means replacing one live fish held by an angler for another live fish of the same species if the daily creel limit for that species of fish has not been met.

(14) "Department lands and waters" means state parks, state lakes, recreational grounds, wildlife areas, sanctuaries, fish hatcheries, natural areas, historic sites, and other 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.

(15) "Depth finder" means an electronic device used to locate fish or determine underwater structures.

(16) "Dip net" means a handheld net that has rigid support about the mouth and is used to land fish.

(17) "Draft livestock" means horses, mules, donkeys, and oxen used singly or in tandem with other horses, mules, donkeys, and oxen for pulling purposes.

(18) "Drag event" means a competitive event in which hounds pursue a scent trail. The event may involve a caged, pen-raised furbearer that is not released from the cage during the event.

(19) "Dryland set" means any trapping device that is placed or set on land or is not in contact with water.

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- (20) "Eyass" means a young of the year raptor not yet capable of flight.
- (21) "Falconer" means the holder of a falconry permit.
- (22) "Falconry" means the taking of wildlife with a trained raptor.
- (23) "Field trial event for dogs" means a competitive event involving at least six dogs that are judged on hunting or running ability.
- (24) "Firearm" means a rimfire or centerfire rifle, handgun, or shotgun; a muzzleloading shotgun, rifle, or handgun; or a cap-and-ball pistol.
- (25) "Fire ring" means an open-topped, man-made, fire-retaining device.
- (26) "Fireplace" means an enclosed, man-made, fire-retaining device.
- (27) "Fishing line" means any hand-operated string or cord, utilizing hooks that may be used in conjunction with rods, poles, reels, bows, or spearguns.
- (28) "Fish trap" means a device for catching fish consisting of a net or other structure that diverts the fish into an enclosure arranged to make escape more difficult than entry.
- (29) "Fully automatic firearm" means a firearm capable of firing more than one round with a single trigger pull.
- (30) "Gaff" means a hook attached to a rigid pole.
- (31) "Gig" means a hand-operated spear with one or more prongs with or without barbs.
- (32) "Group camping area" means any area within a state park designated by posted notice for camping by organized groups.
- (33) "Haggard" means an adult raptor in mature plumage.
- (34) "Hook" means a device with a single shaft and one or more points with or without barbs, used for catching fish and frogs.

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(35) "Imping" means the repair of damaged feathers.

(36) "Kill site" means the location of the wildlife carcass as positioned in the field immediately after being harvested.

(37) "Length limit" means the minimum length of a fish allowed in order to take it and not release it to the waters water immediately. For the purpose of this paragraph, the length of the fish shall be measured from the tip of the snout to the end of the tail, with the mouth closed and the tail lobes pressed together.

(38) "Moorage site" means a location designated for the fastening or securing of a vessel.

(39) "Nonsport fish" means common carp, silver carp, bighead carp, black carp, grass carp, drum, white amur, threadfin and gizzard shad, goldfish, gar, suckers including carpsuckers and buffalo, eel, sturgeon, goldeye, white perch, and bowfin.

(40) "Orthopedic device" means a device that attaches to the body and is required to enable a handicapped person to walk.

(41) "Overflow camping area" means an area in a state park that is separate from the designated overnight camping area and that may be used for a maximum of 24 continuous hours of camping if no alternative camping facilities are available within reasonable driving distances.

(42) "Passage" means an immature raptor on first fall migration still in immature plumage.

(43) "Pen-raised wildlife" means any wildlife raised in captivity.

(44) "Pets" means domesticated wildlife, including dogs and cats.

(45) "Possession limit" means the maximum total number of a species that can be retained per person at any one time.

(46) "Prime camping site" means any site within a state park so designated by posted notice of

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the secretary and subject to an additional charge.

(47) "Raptors" means members of the order Falconiformes or Strigiformes and specifically falcons, hawks, and owls.

(48) "Raw pelt" means the undressed skin of an animal with its hair, wool, or fur in its natural state, without having undergone any chemical preservation converting the skin to a leather condition.

(49) "Recreational vehicle" means a vehicle or trailer unit that contains sleeping or housekeeping accommodations, or both.

(50) "Running" means the pursuing or chasing of furbearers or rabbits with hounds. This term shall not include the capturing, killing, injuring, or possessing of furbearers or rabbits, or having a firearm or other weapon in possession while running, except during established furbearer or rabbit hunting seasons.

(51) "Sanctioned or licensed coyote field trial" means a competitive event that involves only sight or trail hounds and that has been advertised in one of the national foxhound journals at least 30 days before the event.

(52) "Sanctioned or licensed furbearer field trial" means a competitive event in which dogs pursue unrestrained furbearers and that is sanctioned or licensed by any of the national kennel or field dog organizations for the express purpose of improving the quality of the breed through the awarding of points or credits toward specific class championships or other national recognition.

(53) "Seine" means a net with a float line and lead line designed to be pulled through the water for the purpose of catching fish.

(54) "Set line" means a string or cord that is anchored at one point by an anchor weighing at least 25 pounds or is attached to a fixed and immovable stake or object, does not have more than two

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hooks, and is not associated with a hand-operated mechanical reel.

(55) "Sight hound" means a dog used to pursue furbearers, rabbits, hares, or coyotes by sight.

(56) "Skin and scuba diving" means swimming or diving while equipped with a face mask or goggles, allowing underwater vision and possibly involving an underwater breathing apparatus.

(57) "Snagging" means the hooking of a fish in any part of its anatomy other than the inside of the mouth.

(58) "Speargun" means a device used to propel a spear through the water by mechanical means or compressed gas.

(59) "Sport fish" means northern pike, walleye, saugeye, sauger, yellow perch, striped bass, white bass, black bass including largemouth, spotted, and smallmouth bass, striped bass hybrid, trout, muskellunge, tiger muskie, channel catfish, blue catfish, flathead catfish, paddlefish, and panfish including bullhead, black and white crappie, bluegill, redear sunfish, green sunfish, warmouth, and rock bass.

(60) "State fishing lake" means a department facility that contains the words "state fishing lake" in the name of the area.

(61) "Tip-up" means an ice fishing device designed to signal the strike of a fish.

(62) "Trail hound" means a dog used to trail furbearers, rabbits, hares, or coyotes by scent.

(63) "Transfer" means any of the following:

(A) To reassign one's license, permit, or other issue of the department to another individual;

(B) to exchange any license, permit, or other issue of the department between individuals; or

(C) to carry another individual's license, permit, or other issue of the department when that individual is not present.

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(64) "Trot line" means a string or cord anchored at one or more points that does not have more than 25 hooks and is not associated with a hand-operated mechanical reel.

(65) "Turkey" means wild turkey.

(66) "Unattended fishing line" means any fishing line set to catch fish that is not marked or tagged as required by K.A.R. 115-7-2 or K.A.R. 115-17-11 and not immediately attended by the operator of the fishing line.

(67) "Wake" means the waves thrown by a vessel moving on water.

(68) "Water race" means a competitive event in which hounds pursue a scent device or a caged, pen-raised furbearer through water. The furbearer is not released during the event.

(69) "Water set" means any trapping device that has the gripping portion at least half-submerged when placed or set in flowing or pooled water and remains at least half-submerged in contact with the flowing or pooled water.

(b) Exceptions to the definitions in this regulation shall include the following:

(1) The context requires a different definition.

(2) The defined term is specifically defined differently within the department's other regulations. (Authorized by and implementing K.S.A. 2014 2019 Supp. 32-807; effective Dec. 26, 1989; amended June 8, 1992; amended Sept. 19, 1997; amended Nov. 21, 2003; amended July 22, 2011; amended Nov. 26, 2012; amended Nov. 30, 2015; amended P-\_\_\_\_\_.)

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**115-2-1. Amount of fees.** The following fees and discounts shall be in effect for the following licenses, permits, and other issues of the department: (a) Hunting licenses and permits.

|  |         |
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| Resident hunting license (valid for one year from date of purchase) .....  | \$25.00 |
| Resident hunting license (valid for five years from date of purchase) .....  | 100.00  |
| Resident disabled veteran hunting license (valid for one year from date of purchase,<br>30 percent or more service-connected disabled).....                | 12.50   |
| Resident senior hunting license (valid for one year from date of purchase, 65 years<br>of age through 74 years of age).....                                | 12.50   |
| Resident youth hunting license (one-time purchase, valid from 16 years of age through 20<br>years of age, expiring at the end of that calendar year) ..... | 40.00   |
| Nonresident hunting license (valid for one year from date of purchase).....  | 95.00   |
| Nonresident junior hunting license (under 16 years of age) .....   | 40.00   |
| Resident big game hunting permit:  |         |
| General resident: either-sex elk permit .....  | 300.00  |
| General resident: antlerless-only elk permit .....   | 150.00  |
| General resident youth (under 16 years of age): either-sex elk permit.....   | 125.00  |
| General resident youth (under 16 years of age): antlerless-only elk permit .....   | 50.00   |
| Landowner/tenant: either-sex elk permit .....  | 150.00  |
| Landowner/tenant: antlerless-only elk permit .....   | 75.00   |
| Hunt-on-your-own-land: either-sex elk permit.....  | 150.00  |
| Hunt-on-your-own-land: antlerless-only elk permit .....  | 75.00   |
| General resident: deer permit .....  | 40.00   |

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| General resident youth (under 16 years of age): deer permit .....                 | 10.00 |
| General resident: antlerless-only deer permit .....                               | 20.00 |
| General resident youth (under 16 years of age): antlerless-only deer permit ..... | 7.50  |
| Landowner/tenant: deer permit .....   | 20.00 |
| Hunt-on-your-own-land: deer permit .....  | 20.00 |
| Special hunt-on-your-own-land: deer permit .....                                  | 85.00 |
| General resident: antelope permit .....   | 50.00 |
| General resident youth (under 16 years of age): antelope permit .....             | 10.00 |
| Landowner/tenant: antelope permit .....   | 25.00 |
| Antelope preference point service charge .....                                    | 10.00 |
| Any-deer preference point service charge .....                                    | 10.00 |
| Application fee for elk permit.....   | 10.00 |

Wild turkey permit:

|  |       |
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| General resident: turkey permit (1-bird limit) .....                               | 25.00 |
| General resident youth (under 16 years of age): turkey permit (1-bird limit) ..... | 5.00  |
| Resident landowner/tenant: turkey permit (1-bird limit) .....                      | 12.50 |
| Nonresident: fall turkey permit (1-bird limit).....                                | 50.00 |
| Nonresident tenant: fall turkey permit (1-bird limit) .....                        | 25.00 |
| Nonresident: spring turkey permit (1-bird limit) .....                             | 60.00 |
| Nonresident tenant: spring turkey permit (1-bird limit) .....                      | 30.00 |
| Nonresident youth (under 16 years of age): turkey permit (1-bird limit).....       | 10.00 |

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| Resident: turkey preference point service charge .....  | 5.00  |
| Wild turkey game tag:   |       |
| Resident: turkey game tag (1-bird limit) .....  | 15.00 |
| Resident youth (under 16 years of age): turkey game tag (1-bird limit) .....  | 5.00  |
| Nonresident: turkey game tag (1-bird limit) .....   | 30.00 |
| Nonresident youth (under 16 years of age): turkey game tag (1-bird limit) .....                                     | 10.00 |
| Spring wild turkey permit and game tag combination (2-bird limit, must be purchased before April 1 of year of use): |       |
| General resident: turkey permit and game tag combination (2-bird limit) .....                                       | 35.00 |
| General resident youth (under 16 years of age): turkey permit and game tag combination (2-bird limit) .....         | 10.00 |
| Resident landowner/tenant: turkey permit and game tag combination (2-bird limit) .....                              | 17.50 |
| Nonresident: turkey permit and game tag combination (2-bird limit) .....  | 85.00 |
| Nonresident tenant: turkey permit and game tag combination (2-bird limit) .....                                     | 42.50 |
| Nonresident youth (under 16 years of age): turkey permit and game tag combination (2-bird limit) .....              | 20.00 |
| Nonresident big game hunting permit:  |       |
| Nonresident hunt-on-your-own-land: deer permit .....  | 85.00 |
| Nonresident tenant: deer permit .....   | 85.00 |

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| Nonresident: deer permit (antlered deer) .....   | 400.00        |
| Nonresident youth (under 16 years of age): deer permit (antlered deer) .....   | 75.00         |
| Nonresident: deer permit (antlerless only) .....   | 50.00         |
| Nonresident: combination 2-deer permit (antlered deer and<br>antlerless white-tailed deer) .....                               | 415.00        |
| Nonresident youth (under 16 years of age): combination 2-deer permit (antlered<br>deer and antlerless white-tailed deer) ..... | 90.00         |
| Nonresident: antelope permit (archery only) .....  | 300.00        |
| Nonresident tenant: antelope permit .....  | 85.00         |
| Nonresident youth (under 16 years of age): antelope (archery only) .....   | 100.00        |
| <u>Nonresident tenant: either-sex elk permit .....</u>   | <u>300.00</u> |
| <u>Nonresident tenant: antlerless-only elk permit .....</u>  | <u>150.00</u> |
| Nonresident: deer permit application fee .....   | 25.00         |
| Nonresident: mule deer stamp .....   | 150.00        |
| Field trial permit: game birds .....   | 20.00         |
| Lifetime hunting license .....   | 500.00        |
| or eight quarterly installment payments of .....   | 67.50         |
| Migratory waterfowl habitat stamp .....  | 8.00          |
| Sandhill crane hunting permit: validation fee .....  | 5.00          |
| Disabled person hunt-from-a-vehicle permit .....   | 0             |

(b) Fishing licenses and permits.

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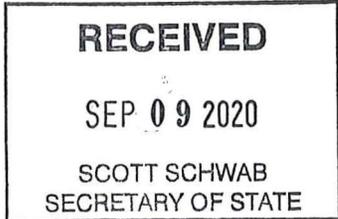
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|  |                       |
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| Resident fishing license (valid for one year from date of purchase) .....  | 25.00                 |
| Resident fishing license (valid for five years from date of purchase) .....  | 100.00                |
| Resident disabled veteran fishing license (valid for one year from date of purchase,<br>30 percent or more service-connected disabled).....                | 12.50                 |
| Resident senior fishing license (valid for one year from date of purchase, 65 years<br>of age through 74 years of age).....                                | 12.50                 |
| Resident youth fishing license (one-time purchase, valid from 16 years of age through 20<br>years of age, expiring at the end of that calendar year) ..... | 40.00                 |
| Nonresident fishing license (valid for one year from date of purchase).....  | 50.00                 |
| Resident calendar day fishing license .....  | <del>6.00</del> 3.50  |
| Nonresident calendar day fishing license .....   | <del>12.00</del> 7.50 |
| Three-pole permit (valid for one year from date of purchase).....  | 6.00                  |
| Tournament bass pass (valid for one year from date of purchase) .....  | 12.00                 |
| Paddlefish permit (six carcass tags).....  | 10.00                 |
| Paddlefish permit youth (under 16 years of age) (six carcass tags).....  | 5.00                  |
| Hand fishing permit .....  | 25.00                 |
| Lifetime fishing license .....   | 500.00                |
| or eight quarterly installment payments of .....   | 67.50                 |
| Five-day nonresident fishing license .....   | 25.00                 |
| Institutional group fishing license .....  | 100.00                |
| Special nonprofit group fishing license .....  | 50.00                 |

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Trout permit (valid for one year from date of purchase) .....12.00

Youth trout permit (under 16 years of age, valid for one year from date of purchase) .....4.50

(c) Combination hunting and fishing licenses and permits.

Resident combination hunting and fishing license (valid for one year from date of purchase) .....45.00

Resident combination hunting and fishing license (valid for five years from date of purchase)..... 180.00

Resident disabled veteran combination hunting and fishing license (valid for one year from date of purchase, 30 percent or more service-connected disabled).....22.50

Resident senior combination hunting and fishing license (valid for one year from date of purchase, 65 years of age through 74 years of age).....22.50

Resident combination youth hunting and fishing license (one-time purchase, valid from 16 years of age through 20 years of age, expiring at the end of that calendar year) .....70.00

Resident lifetime combination hunting and fishing license .....960.00  
or eight quarterly installment payments of .....130.00

Resident senior lifetime combination hunting and fishing license (one-time purchase, valid 65 years of age and older).....40.00

Nonresident combination hunting and fishing license (valid for one year from date of purchase).....135.00

(d) Furharvester licenses.

Resident furharvester license (valid for one year from date of purchase) .....25.00

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|  |        |
|--|--------|
| Resident junior furharvester license (valid for one year from date of purchase)..... | 12.50  |
| Lifetime furharvester license .....  | 500.00 |
| or eight quarterly installment payments of .....                                     | 67.50  |
| Nonresident furharvester license (valid for one year from date of purchase).....     | 250.00 |
| Nonresident bobcat permit (1-bobcat limit per permit) .....                          | 100.00 |
| Resident fur dealer license .....  | 100.00 |
| Nonresident fur dealer license .....   | 400.00 |
| Field trial permit: furbearing animals .....   | 20.00  |

(e) Commercial licenses and permits.

|  |          |
|--|----------|
| Controlled shooting area hunting license (valid for one year from date of purchase).....   | 25.00    |
| Resident mussel fishing license .....  | 75.00    |
| Nonresident mussel fishing license .....   | 1,000.00 |
| Mussel dealer permit .....   | 200.00   |
| Missouri river fishing permit .....  | 25.00    |
| Game breeder permit .....  | 10.00    |
| Controlled shooting area operator license .....  | 200.00   |
| Commercial dog training permit .....   | 20.00    |
| Commercial fish bait permit (three-year permit).....   | 50.00    |
| Commercial prairie rattlesnake harvest permit (without a valid Kansas hunting license) .....   | 20.00    |
| Commercial prairie rattlesnake harvest permit (with a valid Kansas hunting license or<br>exempt from this license requirement) ..... | 5.00     |

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Commercial prairie rattlesnake dealer permit.....50.00

Prairie rattlesnake round-up event permit .....25.00

(f) Collection, scientific, importation, rehabilitation, and damage-control permits.

Scientific, educational, or exhibition permit .....10.00

Raptor propagation permit .....0

Rehabilitation permit .....0

Wildlife damage-control permit .....0

Wildlife importation permit .....10.00

Threatened or endangered species: special permits .....0

(g) Falconry.

Apprentice permit .....75.00

General permit .....75.00

Master permit .....75.00

Testing fee .....50.00

(h) Miscellaneous fees.

Duplicate license, permit, stamp, and other issues of the department.....0.00 0

Special departmental services, materials, or supplies ..... At cost

Vendor bond

For bond amounts of \$5,000.00 and less .....50.00

For bond amounts of more than \$5,000.00 .....50.00

plus \$6.00 per additional \$1,000.00 coverage or any fraction thereof.

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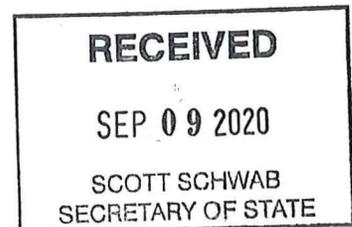
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(i) Discounts.

Discount for five or more licenses, permits, stamps, or other issues of the department purchased by an individual at the same time .....five percent of the total price

This regulation shall be effective on and after January 1, 2021. (Authorized by K.S.A. 2018 2019 Supp. 32-807 and K.S.A. 2018 2019 Supp. 32-988; implementing K.S.A. 2018 2019 Supp. 32-807, K.S.A. 2018 2019 Supp. 32-988, and K.S.A. 2018 2019 Supp. 32-9,100; effective Dec. 4, 1989; amended Sept. 10, 1990; amended Jan. 1, 1991; amended June 8, 1992; amended Oct. 12, 1992; amended April 11, 1994; amended Aug. 29, 1994; amended June 5, 1995; amended Aug. 21, 1995; amended Feb. 28, 1997; amended July 30, 1999; amended Jan. 2, 2002; amended Jan. 1, 2003; amended Jan. 1, 2004; amended Feb. 18, 2005; amended Jan. 1, 2006; amended May 1, 2006; amended Jan. 1, 2007; amended Jan. 1, 2008; amended Jan. 1, 2009; amended Jan. 1, 2010; amended Aug. 1, 2010; amended Jan. 1, 2011; amended Jan. 1, 2013; amended April 19, 2013; amended Nov. 15, 2013; amended Jan. 1, 2015; amended Jan. 1, 2016; amended Jan. 1, 2018; amended April 26, 2019; amended Sept. 20, 2019; amended P-\_\_\_\_\_.)

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**115-4-4a. Wild turkey; legal equipment and taking methods.** (a) Hunting equipment for the taking of wild turkey during a wild turkey archery season shall consist of the following:

(1) Archery equipment.

(A) ~~No bow shall have a mechanical device that locks the bow at full or partial draw.~~

~~(B)~~ No bow or arrow shall have any electronic device attached to the bow or arrow that controls the flight of the arrow. Devices that may be attached to a bow or arrow shall include lighted pin, dot, or holographic sights; illuminated nocks; rangefinders; film or video cameras; and radio-frequency location devices.

~~(C)~~ (B) Each arrow used for hunting shall be equipped with a broadhead point incapable of passing through a ring with a diameter of three-quarters of an inch when fully expanded. A wild turkey hunter using archery equipment may possess non-broadhead-tipped arrows while hunting if the arrows are not used to take or attempt to take wild turkeys.

(2) ~~Crossbows and locking draws as authorized under K.A.R. 115-18-7.~~

(3) Crossbows using arrows that are equipped with broadhead points incapable of passing through a ring with a diameter of three-quarters of an inch when fully expanded. A wild turkey hunter using crossbow equipment may possess non-broadhead-tipped arrows while hunting if the arrows are not used to take or attempt to take wild turkeys.

No crossbow or arrow shall have any electronic device attached to the crossbow or arrow that controls the flight of the arrow. Devices that may be attached to a crossbow or arrow shall include lighted pin, dot, or holographic sights; illuminated nocks; rangefinders; film or video cameras; and radio-frequency location devices.

(b) Hunting equipment for the taking of wild turkey during a wild turkey firearm season shall

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consist of the following:

- (1) Archery and crossbow equipment as authorized in subsection (a); and
- (2) shotguns and muzzleloading shotguns using only size two shot through size nine shot.
- (c) Legal accessory equipment for the taking of wild turkey during any wild turkey season shall

consist of the following:

- (1) Lures; decoys, except live decoys; and nonelectric calls;
- (2) blinds and stands;
- (3) range-finding devices, if the devices do not project visible light toward the target; and
- (4) optical scopes or sights that project no visible light toward the target and do not electronically amplify visible light or detect infrared light or thermal energy.

(d) Shooting hours for wild turkey during each day of any turkey hunting season shall be from one-half hour before sunrise to sunset.

(e) Each individual hunting turkey shall shoot or attempt to shoot a turkey only while the turkey is on the ground or in flight.

(f) Dogs may be used while hunting turkey, but only during the fall turkey season.

(g) Firearm report-suppressing devices may be used.

(h) Handguns may be possessed during all wild turkey seasons. However, no handgun shall be used to take wild turkeys. (Authorized by and implementing K.S.A. 2019 Supp. 32-807, as amended by ~~L. 2012, Ch. 47, Sec. 25,~~ and K.S.A. ~~2011~~ 2019 Supp. 32-969; effective April 22, 2005; amended April 13, 2007; amended April 11, 2008; amended May 21, 2010; amended April 20, 2012; amended April 19, 2013; amended P-\_\_\_\_\_.)

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**115-7-3. Fish; taking and use of baitfish or minnows.** (a) Baitfish may be taken for noncommercial purposes by any of the following means:

- (1) A seine not longer than 15 feet and four feet deep with mesh not larger than 1/4 inch;
  - (2) a fish trap with mesh not larger than 1/4 inch and a throat not larger than one inch in diameter;
  - (3) a dip or cast net with mesh not larger than one inch; or
  - (4) a fishing line.
- (b) Each fish trap shall be tagged with the operator's name and address when the fish trap is in use.
- (c) Baitfish taken, except gizzard shad, silver carp, and bighead carp, shall not exceed 12 inches in total length. Silver carp and bighead carp shall not be transported from the water alive.
- (d) The possession limit shall be 500 baitfish.
- (e) For the species specified in this subsection, the department's applicable creel and possession limits shall apply.

Live baitfish, crayfish, leeches, amphibians, and mussels, except for bluegill and green sunfish from non-designated aquatic nuisance waters and baitfish, crayfish, leeches, amphibians, and mussels from designated aquatic nuisance waters, may be caught and used as live bait only within the common drainage where caught. However, live baitfish, crayfish, leeches, amphibians, and mussels shall not be transported and used above any upstream dam or barrier that prohibits the normal passage of fish. Bluegill and green sunfish collected from non-designated aquatic nuisance waters may be possessed or used as live bait anywhere in the state. Live baitfish, crayfish, leeches, amphibians, and mussels collected from designated aquatic nuisance waters shall be possessed or used as live bait only while on

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that water and shall not be transported from the water alive.

(f) No person shall import live baitfish that does not meet the requirements of K.A.R. 115-17-2 and K.A.R. 115-17-2a.

This regulation shall be effective on and after January 1, 2021. (Authorized by and implementing K.S.A. 2019 Supp. 32-807; effective Sept. 10, 1990; amended Nov. 20, 2009; amended Jan. 1, 2012; amended Jan. 1, 2013; amended Jan. 1, 2015; amended Jan. 1, 2019; amended Dec. 20, 2019; amended P-\_\_\_\_\_.)

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115-7-10. Fishing; special provisions. (a) A person who takes any fish from a body of water shall not tag, mark, brand, clip any fin of, mutilate, or otherwise disfigure any fish in a manner that would prevent species identification, examination of fins, recovery of tags, or determination of sex, age, or length of the fish before releasing the fish back into the body of water, unless a permit authorizing this activity has been issued to that person by the department.

(b) No person may possess any live fish upon departure from any designated aquatic nuisance body of water, except during a department-permitted fishing tournament. During a department-permitted fishing tournament, any individual may possess live fish upon departure from designated aquatic nuisance waters along the most direct route to the weigh-in site if the individual possesses a department authorization certificate as a participant in the tournament. Designated aquatic nuisance species waters shall be those specified in the department’s “Kansas aquatic nuisance species designated waters,” dated July 19 August 4, 2019 2020, which is hereby adopted by reference.

(c) No person may fish or collect bait within, from, or over a fish passage, fish ladder, fish steps, or fishway. “Fish passage, fish ladder, fish steps, or fishway” shall mean a structure that facilitates the natural migration of fish upstream on, through, or around an artificial barrier or dam. (Authorized by and implementing K.S.A. 2018 2019 Supp. 32-807; effective Nov. 20, 2009; amended Jan. 1, 2012; amended Jan. 1, 2013; amended Nov. 15, 2013; amended Nov. 14, 2014; amended Nov. 30, 2015; amended Nov. 28, 2016; amended Dec. 22, 2017; amended Jan. 11, 2019; amended Dec. 20, 2019; amended P-\_\_\_\_\_.)

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**Proposed**

**115-18-7.** This regulation shall be revoked on and after January 1, 2021. (Authorized by K.S.A. 32-807, as amended by L. 2012, Ch. 47, Sec. 25, K.S.A. 2011 Supp. 32-919, as amended by L. 2012, Ch. 154, Sec. 5, and K.S.A. 2011 Supp. 32-932, as amended by L. 2012, Ch. 47, Sec. 48; implementing K.S.A. 2011 Supp. 32-932, as amended by L. 2012, Ch. 47, Sec. 48; effective Oct. 30, 1989; amended, T-115-9-9-97, Sept. 9, 1997; amended Dec. 29, 1997; amended Oct. 1, 1999; amended April 19, 2002; amended Feb. 18, 2005; amended April 11, 2008; amended May 21, 2010; amended April 19, 2013; revoked P-\_\_\_\_\_.)

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**115-18-10. Importation and possession of certain wildlife; prohibition, permit requirement, and restrictions.** (a) The importation, possession, or release in Kansas of the following live wildlife species shall be prohibited, except as authorized by terms of a wildlife importation permit issued by the secretary:

- (1) Walking catfish (*Clarias batrachus*);
- (2) silver carp (*Hypophthalmichthys molitrix*);
- (3) bighead carp (*Hypophthalmichthys nobilis*);
- (4) black carp (*Mylopharyngodon piceus*);
- (5) snakehead fish (all members of the family Channidae);
- (6) round goby (*Neogobius melanostomus*);
- (7) white perch (*Morone americana*);
- (8) zebra mussel (*Dreissena polymorpha*);
- (9) quagga mussel (*Dreissena bugensis*);
- (10) New Zealand mudsnail (*Potamopyrgus antipodarum*);
- (11) diploid grass carp (*Ctenopharyngodon idella*);
- (12) marbled crayfish (*Procambarus virginalis*);
- (13) monk parakeet (*Myiopsitta monachus*); and
- (14) Asian raccoon dog (*Nyctereutes procyonoides*);
- (15) crucian carp (*Carassius carassius*);
- (16) largescale silver carp (*Hypophthalmichthys harmandi*);
- (17) Prussian carp (*Carassius gibelio*);
- (18) wels catfish (*Silurus glanis*);

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(19) Eurasian minnow (*Phoxinus phoxinus*);

(20) stone moroko (*Pseudorasbora parva*);

(21) European perch (*Perca fluviatilis*);

(22) Nile perch (*Lates niloticus*);

(23) roach (*Rutilus rutilus*);

(24) amur sleeper (*Perccottus glenii*);

(25) zander (*Sander lucioperca*); and

(26) common yabby (*Cherax destructor*).

(b) Any live member of a wildlife species listed in subsection (a) and possessed before the following dates may be retained in possession, in closed confinement, by making application to the secretary that provides information detailing the circumstances, including the location, by which the animal came into the applicant's possession:

(1) February 1, 1978 for fish and bird species other than black carp, snakehead fish, round goby, white perch, zebra mussel, quagga mussel, New Zealand mudsnail, and diploid grass carp;

(2) February 1, 1986 for mammal species;

(3) October 1, 2000 for black carp;

(4) May 1, 2003 for snakehead fish;

(5) August 1, 2004 for round goby, quagga mussel, and zebra mussel;

(6) May 15, 2005 for New Zealand mudsnail;

(7) February 15, 2007 for white perch;

(8) January 1, 2008 for diploid grass carp; and

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(9) January 30, 2019 for marbled crayfish; and

(10) January 1, 2021 for crucian carp, largescale silver carp, Prussian carp, wels catfish, Eurasian minnow, stone moroko, European perch, Nile perch, roach, amur sleeper, zander, and common yabby.

The manner in which the animal is to be used shall be identified in the application.

(c) Any wildlife importation ~~permits~~ permit for the importation or possession of live members of the wildlife species listed in subsection (a) may be issued by the secretary for experimental, scientific, display, or other purposes subject to any conditions and restrictions contained or referenced in a the wildlife importation permit.

(d) Each individual ~~desiring~~ wanting to import or possess live members of the wildlife species listed in subsection (a) shall apply to the secretary for a wildlife importation permit. The application shall be submitted on forms provided by the department and shall contain the following information:

- (1) The name, address, and telephone number of applicant;
- (2) the wildlife species to be imported or possessed and the number of wildlife involved;
- (3) the purpose or purposes for importation or possession;
- (4) a description of the facilities for holding and using the wildlife species;
- (5) a description of plans to prevent the release of the wildlife species; and
- (6) other relevant information as requested by the secretary.

(e) Each wildlife importation permit, once issued, shall be valid during the time period specified on the permit.

(f) In addition to other penalties prescribed by law, any wildlife importation permit may be

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refused issuance or revoked by the secretary if any of the following conditions is met:

(1) The application is incomplete or contains false information.

(2) Issuance of a permit would not be in the best interest of the public or of the natural resources of Kansas.

(3) The permittee fails to meet permit requirements or violates permit conditions. (Authorized by K.S.A. 2018 2019 Supp. 32-807 and K.S.A. 32-956; implementing K.S.A. 32-956; effective Dec. 27, 1993; amended Sept. 22, 2000; amended April 18, 2003; amended July 23, 2004; amended May 20, 2005; amended Feb. 9, 2007; amended Nov. 16, 2007; amended Dec. 21, 2018; amended P-  
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# Proposed

**115-18-12. Trout permit; requirements, restrictions, and permit duration.** (a) Each individual ~~who is 16 years of age or older and~~ who wants to fish or to fish for and possess trout during those periods of time on those bodies of water established by K.A.R. 115-25-14 shall be required to have a trout permit.

(b) Each trout permit shall be valid statewide for one year from the date of purchase.

(c) Each trout permit shall be validated by the signature of the permit holder written across the face of the permit. A trout permit shall not be transferable. (Authorized by and implementing K.S.A. ~~2016~~ 2019 Supp. 32-807; effective Nov. 15, 1993; amended Jan. 30, 1995; amended July 24, 1998; amended Nov. 27, 2006; amended Nov. 16, 2007; amended Dec. 22, 2017; amended P-\_\_\_\_\_.)

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**115-25-14. Fishing; creel limit, size limit, possession limit, and open season.** (a) The open season for the taking of fish in Kansas shall be January 1 through December 31, with the following exceptions:

(1) The flowing portions and backwaters of the Missouri river and any oxbow lake through which the Kansas-Missouri boundary passes, for which the open snagging season for the taking of paddlefish shall be March 15 through May 15;

(2) the flowing portions of the Kansas river from its origin downstream to its confluence with the Missouri river and the flowing portions of the Arkansas river from its origin downstream to the Kansas-Oklahoma border and on federal reservoirs from 150 yards away from the dam to the upper end of the federal property, for which the open hand-fishing season for the taking of flathead catfish shall be from sunrise to sunset, June 15 through August 31;

(3) for floatline fishing, only on designated federal reservoirs; and

(4) those areas closed by posted notice.

(b) Pursuant to K.A.R. 115-18-12, a trout permit shall be required for each individual who wants to fish on the following waters during the specified time periods:

(1) November 1 through April 15 (type one waters):

(A) Dodge City Lake Charles;

(B) Coffeyville LeClere Lake;

(C) Eisenhower State Park Pond;

(D) Fort Scott Gun Park Lake;

(E) Garnett Crystal Lake;

(F) Glen Elder Reservoir Outlet;

(G) Glen Elder State Park Pond;

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(H) Kanopolis Seep Stream;

(I) KDOT East Lake, located in Wichita;

(J) Lake Henry, located in Clinton State Park;

(K) Pratt Centennial Pond;

(L) the following Sedgwick County Park waters:

(i) Vic's Lake; and

(ii) Slough Creek;

(M) Scott State Park Pond;

(N) Topeka Auburndale Park;

(O) Walnut River Area, located in El Dorado State Park;

(P) Webster Stilling Basin; and

(Q) Willow Lake, located in Tuttle Creek State Park; and

(2) November 1 through October 31: unit number 30, located in the Mined Land Wildlife Area.

(c) Pursuant to K.A.R. 115-18-12, a trout permit shall be required for each individual who wants to fish for and possess trout on the following waters from November 1 through April 15 (type two waters):

(1) Atchison City Lake No. 1;

(2) Belleville City Lake (Rocky Pond);

(3) Cameron Springs, located on Fort Riley;

(4) Cedar Bluff Stilling Basin;

(5) Cherryvale City Lake (Tanko);

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- (6) Cimarron Grasslands Pits;
- (7) Colby-Villa High Lake;
- (8) Great Bend Veterans Memorial Park Lake;
- (9) Great Bend Stone Lake;
- (10) Herington-Father Padilla Pond;
- (11) Holton-Elkhorn Lake;
- (12) Hutchinson Dillon Nature Center Pond;
- (13) Kanopolis State Park Pond;
- (14) Lake Shawnee, located in Shawnee County;
- (15) Meade State Fishing Lake;
- (16) Moon Lake, located on Fort Riley;
- (17) Salina Lakewood Lake;
- (18) Sandsage Bison Range and Wildlife Area Sandpits;
- (19) Scott State Fishing Lake;
- (20) the following Sedgwick County Park waters:
  - (A) Moss Lake; and
  - (B) Horseshoe Lake;
- (21) Sherman County Smoky Gardens Lake;
- (22) Solomon River between Webster Reservoir and Rooks County #2 Road; and
- (23) Syracuse-Sam's Pond.

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(d) The following daily creel limits and size limits shall apply to each pond, lake, impoundment, and other water of the state that is open to public fishing access and to all perennial and intermittent watercourses of the state, unless special creel limits and size limits apply pursuant to subsection (f).

| <u>Species</u>                                       | <u>Creel Limit</u> | <u>Size Limit</u> |
|--|--------------------|-------------------|
| Black bass: largemouth, spotted, or smallmouth       | 5*                 | 15"               |
| Channel catfish (fewer than 30 rays in the anal fin) | 10                 | --                |
| Blue catfish (30 or more rays in the anal fin)       | 5                  | --                |
| Trout  | 5*                 | --                |
| Flathead catfish                                     | 5                  | --                |
| Walleye, sauger, saugeye                             | 5*                 | 15"***            |
| Pike family: northern pike, tiger, or muskellunge    | 2*                 | 30"               |
| Striped bass   | 5                  | --                |
| Wiper: striped bass hybrid                           | 5                  | --                |
| Paddlefish   | 2**/2#             | --                |
| Crappie: white or black                              | 50*                | --                |
| All other species                                    | No limit           | --                |

\* The daily creel limit shall be composed of a single listed species or a combination of the species in the listed species group.

\*\* The total snagging creel limit of paddlefish per calendar year shall be six paddlefish.

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\*\*\* The 15" length limit on walleye, sauger, and saugeye shall not apply to streams, rivers, and tailwaters.

# Any individual younger than 16 years of age may use an adult's paddlefish permit while accompanied by that adult with at least one unused carcass tag in possession. Each paddlefish snagged and kept by the individual younger than 16 years of age shall be included as part of the daily creel limit of the permit holder.

(e) The possession limit shall be three daily creel limits.

(f) Special size limits, creel limits, and bait restrictions for designated waters shall be those limits and restrictions specified in the department's "Kansas special size limits, creel limits, and bait restriction tables," dated August 3, 2020, which is hereby adopted by reference. All fish caught from these designated waters that are of a size or number that is illegal to possess shall be released unrestrained to the water immediately.

This regulation shall be effective on and after January 1, 2021. (Authorized by and implementing K.S.A. 2019 Supp. 32-807.)

APPROVED

AUG 26 2020

DIVISION OF THE BUDGET

APPROVED

AUG 26 2020

DEPT. OF ADMINISTRATION

APPROVED

SEP 04 2020

ATTORNEY GENERAL

RECEIVED

SEP 09 2020

SCOTT SCHWAB  
SECRETARY OF STATE

**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

**Proposed**

KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-1-1  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

The proposed changes to the regulation would better define nonsport fish.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

There is no federal mandate and Colorado, Nebraska, Missouri and Oklahoma all have varying regulations on what constitutes a nonsport fish.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The regulation would likely not enhance or restrict business activities.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

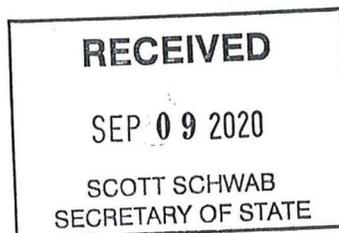
There is no economic effect to the proposed changes in the regulation.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The proposed amendments to the regulation are designed to reduce barriers to possible uses of dead nonsport fish that are also prohibited species to possess live.



**E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;**

There is no cost or impact to businesses, local governments or individuals from this proposal.

**F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

\$0.

**An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

\$0.

**Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES  NO

**Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

The proposed amendments to the regulation are designed to reduce barriers to possible uses of dead nonsport fish that are also prohibited species to possess live.

**Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.**

YES  NO

The agency held a public hearing on this regulation on June 25 via teleconference, where 26 members of the public attended. The agency will also hold hearings on August 20 via teleconference, September 25 in Topeka, and November 19 in Oakley.

**G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.**

Not applicable.

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DIVISION OF THE BUDGET

**H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

**I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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DOB APPROVAL STAMP  
**APPROVED**  
AUG 17 2020  
DIVISION OF THE BUDGET

**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-2-1  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

This proposed amendments to the regulation would reduce the price of daily resident and nonresident fishing licenses, create a price category for nonresident tenant elk permits and create a youth trout permit at a reduced price.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

This is not a federal mandate. Missouri, Oklahoma, Nebraska and Colorado all have varying fees dealing with licenses and permits.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The proposed amendments will not enhance or restrict business activities or growth.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

The proposed amendments will reduce costs for resident and nonresident anglers when purchasing daily fishing permits, add a category of elk permits for nonresident tenants and create a youth trout permit at a reduced cost.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.

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**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The proposed benefit is a reduction in fees for resident and nonresident anglers, a reduced price youth trout permit and allow elk hunting opportunities for nonresident tenants.

**E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;**

There are no costs to business and economic development associated with this proposal.

**F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal. Reducing the fees for resident and nonresident daily permits will result in a reduction to the wildlife fee fund in the amount of \$79,335 annually. It is estimated that the nonresident tenant elk permit will generate approximately \$4,200. It is also estimated that the youth trout permit will generate approximately \$2,800.

**An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal. Reducing the fees for resident and nonresident daily permits will result in a reduction to the wildlife fee fund in the amount of \$79,335 annually. It is estimated that the nonresident tenant elk permit will generate approximately \$4,200. It is also estimated that the youth trout permit will generate approximately \$2,800.

**Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES  NO

**Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

In 2019, the agency sold 10,899 resident and 11,575 nonresident daily fishing permits.  $10,899 \times 2.50 = 27,247.50 + 11,575 \times 4.50 = 52,087.50$  resulting in a total reduction to the WFF of 79,335.00. It is estimated that 14 nonresident tenant elk permits will be sold  $\times 300 = \$4200$ . It is estimated that 622 youth trout permits will be sold  $\times 4.50 = \$2,799$ .

**Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.**

YES  NO

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DIVISION OF THE BUDGET

The agency held a public hearing on this regulation on June 25 via teleconference, where 26 members of the public attended. The agency will also hold hearings on August 20 via teleconference, September 25 in Topeka, and November 19 in Oakley.

- G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.**

Not applicable.

- H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

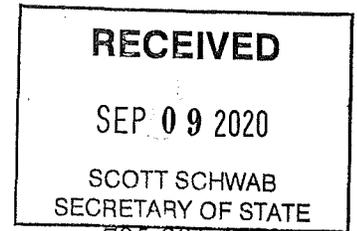
- I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**



KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-4-4a  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

This proposed amendments to the regulation would allow the use of locking draws on archery equipment.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

This is not a federal mandate. Missouri, Oklahoma, Nebraska and Colorado all have varying regulations dealing with legal equipment for big game.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The proposed amendments may enhance business growth as a technology will be authorized for use in big game hunting.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

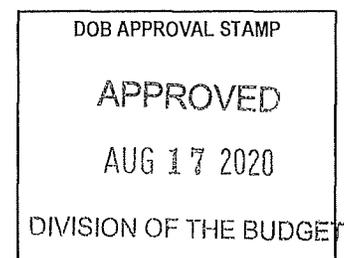
The proposed amendments will have no negative economic effect on any sector.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

Locking draw manufacturers.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The proposed benefits to allowing the equipment would give some archers another option to harvest big game. The equipment is currently authorized for individuals with disabilities that prevent them from drawing a bow.



**Proposed**

**E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;**

There are no negative costs associated with this proposal.

**F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal. This proposal provides an alternative equipment choice for personal use in big game hunting.

**An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal. This proposal provides an alternative equipment choice for personal use in big game hunting

**Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES  NO

**Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

There are no implementation or compliance costs with this proposal.

**Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.**

YES  NO

The agency will hold hearings on August 20 via teleconference, September 25 in Topeka, and November 19 in Oakley.

**G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.**

Not applicable.

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- H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

- I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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AUG 17 2020  
DIVISION OF THE BUDGET

**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

**Proposed**

KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-7-3  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

The proposed changes to the regulation would align certain types of nonsport fish uses.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

There is no federal mandate and Colorado, Nebraska, Missouri and Oklahoma all have varying regulations on what is a nonsport fish and how they may be used.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The regulation would likely not enhance or restrict business activities.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

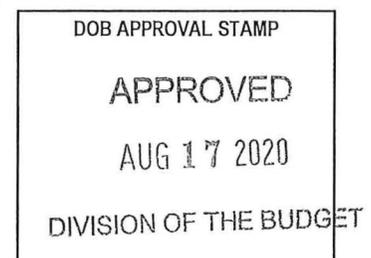
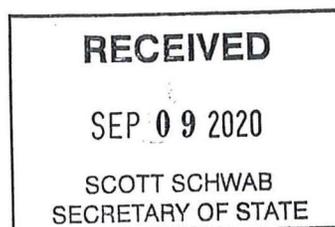
There is no economic effect to the proposed changes in the regulation.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The proposed amendments to the regulation are designed to reduce barriers to possible uses of dead nonsport fish that are also prohibited species to possess live.



E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

There is no cost or impact to businesses, local governments or individuals from this proposal.

F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

\$0.

An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

\$0.

Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?

YES  NO

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

The proposed amendments to the regulation are designed to reduce barriers to possible uses of dead nonsport fish that are also prohibited species to possess live..

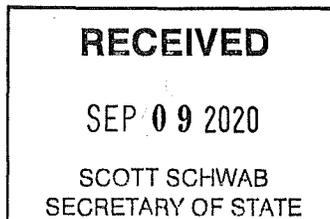
Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.

YES  NO

The agency held a public hearing on this regulation on June 25 via teleconference, where 26 members of the public attended. The agency will also hold hearings on August 20 via teleconference, September 25 in Topeka, and November 19 in Oakley.

G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

Not applicable.



**H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

**I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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AUG 17 2020  
DIVISION OF THE BUDGET

**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-7-10  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to: Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

This proposed amendments to the regulation would update the list of known properties with aquatic nuisance species through adoption of a reference document.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

This is not a federal mandate. Missouri, Oklahoma, Nebraska and Colorado all have varying regulations dealing with the movement of invasive species.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The proposed amendments will not enhance or restrict business activities or growth.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

The proposed amendments will have no economic effect on any sector.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

Introducing invasive species has significant cost management implications. To allow transportation of invasive species from known vectors is ill advised at best. The regulation is designed to protect water bodies.

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SECRETARY OF STATE

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# Proposed

**E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;**

There are no costs associated with this proposal.

**F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal. Fish can still be removed from lakes, just not live or using local water.

**An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal. Fish can still be removed from lakes, just not live or using local water.

**Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES  NO

**Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

There are no implementation or compliance costs with this proposal.

**Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.**

YES  NO

The agency held a public hearing on this regulation on June 25 via teleconference, where 26 members of the public attended. The agency will also hold hearings on August 20 via teleconference, September 25 in Topeka, and November 19 in Oakley.

**G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.**

Not applicable.

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**H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

**I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-18-7  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to: Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

This permanent regulation provides for use of crossbows and locking draws for big game and wild turkey hunting by persons with disabilities. The regulation is proposed for revocation as the equipment types the regulation allows for persons with disabilities are allowed generally now.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

This is not a federal mandate. Missouri, Oklahoma, Nebraska and Colorado all have varying regulations dealing with big game legal equipment.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The proposed revocation will neither enhance nor restrict business activities and growth.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

The proposed revocation will have no negative economic effect on any sector.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The proposed benefits include removing an unnecessary regulation.

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SCOTT SCHWAB  
SECRETARY OF STATE

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**E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;**

There are no negative costs associated with this proposal.

**F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal.

**An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

There are no implementation or compliance costs with this proposal.

**Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES  NO

**Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

There are no implementation or compliance costs with this proposal.

**Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.**

YES  NO

The agency will hold hearings on August 20 virtually, September 25 in Topeka, and November 19 in Oakley.

**G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.**

Not applicable.

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**H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

**I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

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KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-18-10  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to: Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

The proposed amendments to the regulation include adding species already listed as injurious species under federal law and possession is already prohibited.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

The federal government already prohibits the possession of the species proposed for listing. The species are already prohibited from possession in the surrounding states.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The ban on possession of the proposed species will not enhance or restrict business activities and growth because the species are already prohibited from possession under federal law.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

None.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The species are already prohibited from possession under federal law. The listing of species under state law provide one source of information for our constituents.

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E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

The prohibited possession of the proposed species is already in effect under federal law so there is no impact in Kansas.

F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

\$0

An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

\$0

Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?

YES  NO

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

The species are not currently offered within the state for sale. Therefore, there is no methodology or data to be used in estimating the above cost estimate.

Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.

YES  NO

The agency held a public hearing on this regulation on June 25 virtually, where 26 members of the public attended. The agency will also hold hearings on August 20 virtually, September 25 in Topeka, and November 19 in Oakley.

G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

Not applicable

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**H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

**I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not applicable.

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DIVISION OF THE BUDGET

**Kansas Administrative Regulations  
Economic Impact Statement  
For the Kansas Division of the Budget**

**Proposed**

KDWPT  
Agency

Christopher J Tymeson  
Agency Contact

785-296-1032  
Contact Phone Number

K.A.R. 115-18-12  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

This permanent regulation relates to the trout permit, requirements, restrictions, and permit duration. The proposed amendments to the regulation would require every angler fishing for trout to have a trout permit. Anglers under 16 would still be exempt from the licensing requirements.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

This is not a federal mandate. Missouri, Oklahoma, Nebraska and Colorado all have varying regulations dealing with fishing and permits. Missouri requires a trout permit for all anglers but exempts anglers under 16 from having a license. Colorado requires a fishing license for nonresidents under 18 but not residents. Nebraska and Oklahoma do not have trout permits and exempt all anglers under 16 from having a license.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

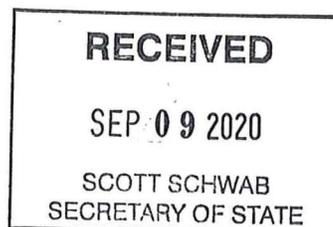
The proposed revocation will neither enhance nor restrict business activities and growth.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

Anglers under 16 would be required to have a reduced price trout permit.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

None.



**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The proposed benefits include increasing the base to pay for the trout program and being able to count those anglers in the federal sportfish and restoration program as an angler.

**E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;**

The agency has proposed a reduced price for the permit associated with this proposal.

**F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

Although the fee structure for permits is contained in K.A.R. 115-2-1 and the information is contained in that economic analysis, the change in permit structure will generate \$2799 approximately.

**An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

Although the fee structure for permits is contained in K.A.R. 115-2-1 and the information is contained in that economic analysis, the change in permit structure will generate \$2,799 approximately.

**Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES  NO

**Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

It is estimated that 622 youth trout permits will be sold x 4.50=\$2,799.

**Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.**

YES  NO

The agency will hold hearings on August 20 virtually, September 25 in Topeka, and November 19 in Oakley.

**G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal**

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liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

Not applicable.

- H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

- I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).

Not applicable.

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Economic Impact Statement  
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KDWPT  
Agency

Christopher J Tymeson  
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785-296-1032  
Contact Phone Number

K.A.R. 115-25-14  
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to: Division of the Budget  
900 SW Jackson, Room 504-N  
Topeka, KS 66612

**I. Brief description of the proposed rule(s) and regulation(s).**

This proposed exempt regulation establishes fishing seasons. The proposed version would add adjust length and creel limits within the reference document. The proposed version would also change the creel limit for anglers under 16 in relation to other proposed regulation changes.

**II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)**

This is not a federal mandate. Missouri, Oklahoma, Colorado and Nebraska all have fishing opportunities managed by dates, times, species and locations.

**III. Agency analysis specifically addressing following:**

**A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;**

The regulation proposal would not likely restrict business activities and growth.

**B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

The version of the proposed regulation already allows various types of fishing by species and location. The proposed changes would not have any significant compliance costs.

**C. Businesses that would be directly affected by the proposed rule and regulation;**

Guide businesses, bait retailers, state parks.

**D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

Fishing is funded by user fees. License buyers pay the way for public fishing opportunities within Kansas.

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E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

Again, the proposal and potential alternatives would likely have no substantial measure on the economic impact on businesses because fishing seasons already exist.

F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

There are no implementation or compliance costs expected to be incurred by business or local governments.

An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

There are no implementation or compliance costs expected to be incurred by business or local governments.

Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?

YES [x] NO [ ]

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

The total number of active fishing licenses was approximately 314,000 in 2019. A like number of participants is expected in 2020. This generates approximately \$6,794,800 for the agency, all of which accrues to the wildlife fee fund, and is paid by user fees. Additionally, each individually identifiable angler (314,000) goes 8 days afield per year and spends approximately \$933 per year, generating \$292,962,000 for the Kansas economy, based on economic studies provided by the USFWS.

Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.

YES [x] NO [ ]

The agency held a public hearing on this regulation on June 25 virtually, where 26 members of the public attended. The agency will also hold hearings on August 20 virtually, September 25 in Topeka, and November 19 in Oakley.

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G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal

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liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

Not applicable.

- H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).

News releases to every newspaper in the state, discussion at prior public hearings and meetings which are broadcast online, publication in the Kansas Register and publication on the Department's website.

- I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).

Not applicable.

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