

SENATE BILL No. 314

By Committee on Natural Resources

1-20

1 AN ACT concerning the department of wildlife, parks and tourism;
2 relating to licenses; amending K.S.A. 2011 Supp. 32-906 and 32-919
3 and repealing the existing sections.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2011 Supp. 32-906 is hereby amended to read as
7 follows: 32-906. (a) Except as otherwise provided by law or rules and
8 regulations of the secretary, a valid Kansas fishing license is required to
9 fish or to take any bullfrog in this state.

10 (b) The provisions of subsection (a) do not apply to fishing by:

11 (1) A person, or a member of a person's immediate family domiciled
12 with such person, on land owned by such person or on land leased or
13 rented by such person for agricultural purposes;

14 (2) a ~~resident of this state~~ *person* who is less than 16 years of age ~~or~~
15 ~~who is 65 or more years of age;~~

16 ~~(3) a nonresident who is less than 16 years of age;~~

17 ~~(4)~~(3) a person fishing in a private water fishing impoundment unless
18 waived pursuant to K.S.A. 32-975, and amendments thereto;

19 ~~(5)~~(4) a resident of an adult care home, as defined by K.S.A. 39-923,
20 and amendments thereto, licensed by the secretary of aging;

21 ~~(6)~~(5) an inmate in an honor camp operated by the secretary of
22 corrections, pursuant to an agreement between the secretary of corrections
23 and the secretary of wildlife ~~and parks,~~ *parks and tourism;*

24 ~~(7)~~(6) a person on dates designated pursuant to subsection (f);

25 ~~(8)~~(7) a person fishing under a valid institutional group fishing
26 license issued pursuant to subsection (g); or

27 ~~(9)~~(8) a participant in a fishing clinic sponsored or cosponsored by
28 the department, during the period of time that the fishing clinic is being
29 conducted.

30 (c) The fee for a fishing license shall be the amount prescribed
31 pursuant to K.S.A. 32-988, and amendments thereto.

32 (d) Unless otherwise provided by law or rules and regulations of the
33 secretary, a fishing license is valid throughout the state.

34 (e) Unless otherwise provided by law or rules and regulations of the
35 secretary, a fishing license is valid from the date of issuance and expires
36 on December 31 following its issuance, except that the secretary may issue

1 a:

2 (1) Permanent license pursuant to K.S.A. 32-929, and amendments
3 thereto;

4 (2) lifetime license pursuant to K.S.A. 32-930, and amendments
5 thereto;

6 (3) nonresident fishing license valid for a period of five days; and

7 (4) resident or nonresident fishing license valid for a period of 24
8 hours.

9 (f) The secretary may designate by resolution two days each calendar
10 year during which persons may fish by legal means without having a valid
11 fishing license.

12 (g) The secretary shall issue an annual institutional group fishing
13 license to each facility operating under the jurisdiction of or licensed by
14 the secretary of social and rehabilitation services and to any veterans
15 administration medical center in the state of Kansas upon application by
16 such facility or center to the secretary of wildlife ~~and parks~~, *parks and*
17 *tourism* for such license.

18 All applications for facilities under the jurisdiction of the secretary of
19 social and rehabilitation services shall be made with the approval of the
20 secretary of social and rehabilitation services and shall provide such
21 information as the secretary of wildlife ~~and parks~~, *parks and tourism*
22 requires. All applications for any veterans administration medical center
23 shall be made with the approval of the director of such facility and shall
24 provide such information as the secretary of wildlife ~~and parks~~, *parks and*
25 *tourism* requires. Persons who have been admitted to and are currently
26 residing at the facility or center, not to exceed 20 at any one time, may fish
27 under an institutional group fishing license within the state while on a
28 group trip, group outing or other group activity which is supervised by the
29 facility or center. Persons fishing under an institutional group fishing
30 license shall not be required to obtain a fishing license but shall be subject
31 to all other laws and to all rules and regulations relating to fishing.

32 The staff personnel of the facility or center supervising the group trip,
33 group outing or other group activity shall have in their possession the
34 institutional license when engaged in supervising any activity requiring the
35 license. Such staff personnel may assist group members in all aspects of
36 their fishing activity.

37 (h) The secretary may issue a special nonprofit group fishing license
38 to any community, civic or charitable organization which is organized as a
39 not-for-profit corporation, for use by such community, civic or charitable
40 organization for the sole purpose of conducting group fishing activities for
41 handicapped or developmentally disabled individuals. All applications for
42 a special nonprofit group fishing license shall be made to the secretary or
43 the secretary's designee and shall provide such information as required by

1 the secretary.

2 Handicapped or developmentally disabled individuals, not to exceed 20
3 at any one time, may fish under a special nonprofit group fishing license
4 while on a group trip, outing or activity which is supervised by the
5 community, civic or charitable organization. Individuals fishing under a
6 special nonprofit group fishing license shall not be required to obtain a
7 fishing license but shall be subject to all other laws and rules and
8 regulations relating to fishing.

9 The staff personnel of the community, civic or charitable organization
10 supervising the group trip, outing or activity shall have in their possession
11 the special nonprofit group fishing license when engaged in supervising
12 any activity requiring the special nonprofit group fishing license. Such
13 staff personnel may assist group members in all aspects of their fishing
14 activity.

15 Sec. 2. K.S.A. 2011 Supp. 32-919 is hereby amended to read as
16 follows: 32-919. (a) Except as otherwise provided by law or rules and
17 regulations of the secretary, a valid Kansas hunting license is required to
18 hunt in this state.

19 (b) The provisions of subsection (a) do not apply to hunting by:

20 (1) A person, or a member of a person's immediate family domiciled
21 with such person, on land owned by such person or on land leased or
22 rented by such person for agricultural purposes;

23 (2) a resident of this state who is less than 16 years of age ~~or who is~~
24 ~~65 or more years of age~~;

25 (3) a nonresident who is participating in a field trial for dogs,
26 recognized by rules and regulations adopted by the secretary in accordance
27 with K.S.A. 32-805, and amendments thereto, if such field trial is not
28 conducted on a controlled shooting area;

29 (4) a person who holds a valid permit issued to such person pursuant
30 to subsection (f) and who hunts only waterfowl; or

31 (5) a resident of this state hunting only prairie dogs, moles or
32 gophers.

33 (c) The fee for a hunting license shall be the amount prescribed
34 pursuant to K.S.A. 32-988, and amendments thereto.

35 (d) Unless otherwise provided by law or rules and regulations of the
36 secretary, a hunting license is valid throughout the state, except that the
37 secretary may issue a special controlled shooting area license which is
38 valid only for licensed controlled shooting areas.

39 (e) Unless otherwise provided by law or rules and regulations of the
40 secretary, a hunting license is valid from the date of issuance and expires
41 on December 31 following its issuance, except that:

42 (1) The secretary may issue a permanent license pursuant to K.S.A.
43 32-929, and amendments thereto;

1 (2) the secretary may issue a lifetime license pursuant to K.S.A. 32-
2 930, and amendments thereto.

3 (f) A 48-hour waterfowl permit may be issued which authorizes
4 hunting of waterfowl in this state subject to all other provisions of law and
5 rules and regulations of the secretary. The fee for such permit shall be the
6 amount prescribed pursuant to K.S.A. 32-988, and amendments thereto.
7 Such permit is valid throughout the state, is valid from the time designated
8 on the permit and expires 48 hours after such time. Purchase of such
9 permit shall not affect the requirement to purchase any federal migratory
10 bird hunting and conservation stamp or state migratory waterfowl habitat
11 stamp.

12 Sec. 3. K.S.A. 2011 Supp. 32-906 and 32-919 are hereby repealed.

13 Sec. 4. This act shall take effect and be in force from and after
14 January 1, 2013 and its publication in the statute book.