

HOUSE BILL No. 2395

By Representative Faber

2-7

AN ACT concerning game breeders; amending K.S.A. 32-951 and re-pealing the existing section.

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

Section 1. K.S.A. 32-951 is hereby amended to read as follows: 32-951. (a) Except as provided further, a game breeder permit is required to engage in the business of raising and selling game birds, game animals, furbearing animals or such other wildlife as required by rules and regulations adopted by the secretary in accordance with K.S.A. 32-805 and amendments thereto.

(b) Any person who desires to engage in the business described in subsection (a) may apply to the secretary for a game breeder permit. The application shall give the name and residence of the applicant, the description of the premises, the number and kind of birds or animals which it is proposed to propagate and any other information required by the secretary. The fee prescribed pursuant to K.S.A. 32-988 and amendments thereto shall accompany the application.

(c) If the secretary determines that the application is made in good faith and that the premises are suitable for engaging in the business described in subsection (a), the secretary may issue such permit. The permit shall expire on June 30 of each year.

(d) Game breeders shall make such reports of their activities to the secretary as required by rules and regulations adopted by the secretary in accordance with K.S.A. 32-805 and amendments thereto. In addition to any other penalty prescribed by law, failure to make such reports or to comply with the laws of the state of Kansas or rules and regulations of the secretary shall be grounds for the secretary to refuse to issue, refuse to renew, suspend or revoke such permit.

(e) The secretary shall adopt, in accordance with K.S.A. 32-805 and amendments thereto, such rules and regulations as necessary to implement the provisions of this section.

(f) *The following shall not be required to have a game breeder permit:*

(1) Any person who is engaged in the business of raising domesticated deer ~~shall not be required to have a game breeder permit as required by this section.~~ As used in this section, "domesticated deer" means any mem-

1 ber of the family cervidae which was legally obtained and is being sold or
2 raised in a confined area for breeding stock; for any carcass, skin or part
3 of such animal; for exhibition; or for companionship.

4 (2) *Any person who incubates wild turkey eggs or pheasant eggs, and*
5 *raises the hatchlings, from a nest which was accidentally damaged or*
6 *destroyed in the course of accepted agricultural practices.*

7 (g) The secretary, on a quarterly basis, shall transmit to the livestock
8 commissioner a current list of persons issued a game breeder permit
9 issued pursuant to this section who are raising or selling any member of
10 the family cervidae.

11 Sec. 2. K.S.A. 32-951 is hereby repealed.

12 Sec. 3. This act shall take effect and be in force from and after its
13 publication in the statute book.

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