

SENATE BILL No. 148

AN ACT concerning fishing licenses; amending K.S.A. 32-906 and 32-988 and repealing the existing sections.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

The staff personnel of the facility or center supervising the group trip, group outing or other group activity shall have in their possession the

institutional license when engaged in supervising any activity requiring the license. Such staff personnel may assist group members in all aspects of their fishing activity.

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

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

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

Sec. 2. K.S.A. 32-988 is hereby amended to read as follows: 32-988. (a) The secretary is authorized to adopt, in accordance with K.S.A. 32-805 and amendments thereto, rules and regulations fixing the amount of fees for the following items, subject to the following limitations and subject to the requirement that no such rules and regulations shall be adopted as temporary rules and regulations:

Big game permits

Resident: minimum \$10, maximum \$100

Nonresident: minimum \$30, maximum \$400

Big game tag: maximum \$10

Nonresident applications: maximum \$5

Combination hunting and fishing licenses

Resident: minimum \$10, maximum \$30

Lifetime: minimum \$400, maximum \$600; or 8 quarterly payments, each minimum \$55, maximum \$80

Nonresident: minimum \$75, maximum \$125

Commercial dog training permits: minimum \$10, maximum \$25

Commercial guide permit or associate guide permit: maximum \$50

Commercial harvest or dealer permits: minimum \$10, maximum \$200

Commercial prairie rattlesnake harvesting permits

Resident or nonresident with valid hunting license: maximum \$5

Resident or nonresident nonfirearm without valid hunting license: maximum \$20

Controlled shooting area operator license: minimum \$200, maximum \$400

Duplicate licenses, permits, stamps and other issues of the department: maximum \$10

Falconry

Permits: minimum \$50, maximum \$300

Examinations: minimum \$25, maximum \$100

Field trial permits: minimum \$10, maximum \$25

Fishing licenses

Resident: minimum \$5, maximum \$15

Lifetime: minimum \$200, maximum \$300; or 8 quarterly payments, each minimum \$30, maximum \$45

Nonresident: minimum \$15, maximum \$50

Five-day nonresident: minimum \$5, maximum \$15

Institutional group: minimum \$100, maximum \$200

Special nonprofit group: minimum \$50, maximum \$200

Twenty-four-hour: maximum \$3

Fur dealer licenses

Resident: minimum \$50, maximum \$200

Nonresident: minimum \$50, maximum \$400

Furharvester licenses

Resident: minimum \$10, maximum \$20

Lifetime: minimum \$200, maximum \$300; or 8 quarterly payments, each minimum \$30, maximum \$45

Nonresident: minimum \$50, maximum \$400

Game breeder permits: minimum \$2, maximum \$15

Handicapped hunting and fishing permits: maximum \$5

Hound trainer-breeder running permits: minimum \$10, maximum \$25

Hunting licenses

Resident: minimum \$5, maximum \$15

Lifetime: minimum \$200, maximum \$300; or 8 quarterly payments, each minimum \$30, maximum \$45

Nonresident: minimum \$25, maximum \$75

Controlled shooting area: minimum \$5, maximum \$15

Forty-eight-hour waterfowl permits: maximum \$25

Migratory waterfowl habitat stamps: minimum \$3, maximum \$5

Mussel fishing licenses

Resident: minimum \$25, maximum \$200

Nonresident: minimum \$50, maximum \$1,500

Rabbit permits

Live trapping: maximum \$200

Shipping: minimum \$25, maximum \$400

Raptor propagation permits: maximum \$100

Rehabilitation permits: maximum \$50

Scientific, educational or exhibition permits: maximum \$10

Wildlife damage control permits: maximum \$10

Wildlife importation permits: maximum \$10

Special permits under K.S.A. 32-961: maximum \$100

Miscellaneous fees

Special events on department land or water: maximum \$200

Special departmental services, materials or supplies: no maximum

Other issues of department: no maximum

Vendor bond: no maximum

(b) The fee for a landowner-tenant resident big game hunting permit shall be an amount equal to $\frac{1}{2}$ the fee for a general resident big game hunting permit.

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

~~(d) For a resident 65 or more years of age the fee for a hunting license, fishing license, combination hunting and fishing license, lifetime hunting license, lifetime fishing license or lifetime combination hunting and fishing license shall be an amount equal to $\frac{1}{2}$ the fee for a resident license.~~

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

Sec. 3. K.S.A. 32-906 and 32-988 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

I hereby certify that the above BILL originated in the SENATE, and passed that body

President of the Senate.

Secretary of the Senate.

Passed the HOUSE _____

Speaker of the House.

Chief Clerk of the House.

APPROVED _____

Governor.