

Wildlife, Parks, and Tourism Commission

Notice of Public Hearing

A public hearing will be conducted by the Wildlife, Parks, and Tourism Commission at 6:30 p.m., Thursday, April 25, 2019 at the Colby Community Building, 285 E. 5<sup>th</sup> St, Colby, Kansas to consider the approval and adoption of proposed regulations of the Kansas Department of Wildlife, Parks, and Tourism.

A general discussion and workshop meeting on business of the Wildlife, Parks, and Tourism Commission will begin at 1:30 p.m., April 25 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. April 26 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.

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

**K.A.R. 115-5-1.** This permanent regulation establishes legal equipment, taking methods and general provisions for furbearers and coyotes. The proposed amendments would clarify existing law relating to measuring of jawsread on traps.

**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. 115-5-2.** This permanent regulation establishes possession, disposal and general

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

provisions for furbearers and coyotes. The proposed amendments to the regulation would negate certain biological reporting requirements for trapping.

**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. 115-5-4.** This permanent regulation establishes tagging, disposal, legal equipment, shooting hours, and general provisions for nonresident bobcat hunting permits. The proposed amendments to the regulation would remove outdated provisions related to tagging and effective dates on nonresident bobcat hunting permits

**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. 115-6-1.** This permanent regulation establishes applications, authority, possession of furs, records, and revocation for fur dealer licenses. The proposed amendments to the regulation would allow the sale of swift fox pelts from states that don't have tagging requirements for swift foxes.

**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. 115-8-1.** This permanent regulation establishes requirements for hunting, furharvesting, and discharge of firearms on department lands and waters. The proposed amendments would make adjustments to various properties.

**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. 115-13-4.** This permanent regulation establishes requirements for furbearer and coyote field trial permits. The proposed amendments to the regulation would remove mapping requirements for field trial permits.

**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. 115-20-7.** This permanent regulation establishes legal equipment, taking methods, and possession for migratory doves. The proposed amendments to the regulation would remove pellet guns as a legal method of take for migratory doves.

**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. 115-25-11.** This exempt regulation establishes open seasons and bag limits for furbearers. The proposed version of the regulation increases the season long otter bag limit and adjusts the season start time by 6 hours.

**Economic Impact Summary:** No substantial economic impact to the department, other

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

**Proposed**

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 [www.kdwpt.state.ks.us](http://www.kdwpt.state.ks.us), or by calling (785) 296-2281.

Gerald Lauber, Chairman

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

**115-5-1. Furbearers and coyotes; legal equipment, taking methods, and general provisions. (a)**

Hunting equipment permitted during furbearer hunting seasons and during coyote hunting seasons shall consist of the following:

- (1) Firearms, except fully automatic firearms;
- (2) archery equipment;
- (3) crossbows; and
- (4) optical scopes or sights that project no visible light toward the target and do not electronically

amplify visible or infrared light.

(b) Trapping equipment permitted during furbearer and coyote trapping seasons shall consist of the following:

(1) Smooth-jawed foothold traps, except that all types of foothold traps may be used in water sets;

- (2) body-gripping traps;
- (3) box traps;
- (4) cage traps;
- (5) colony traps;
- (6) snares; and
- (7) deadfalls.

(c) The following general provisions shall apply to the taking of furbearers and coyotes:

(1) Calls may be used in the taking of furbearers and coyotes.

(2) Handheld, battery-powered flashlights, hat lamps, and handheld lanterns may be used while trapping furbearers or coyotes or while running furbearers.

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

(3) Any .22 or .17 caliber rimfire rifle or handgun may be used to take trapped furbearers or trapped coyotes when using a light to check traps.

(4) Any .22 or .17 caliber rimfire rifle or handgun may be used while using a handheld, battery-powered flashlight, hat lamp, or handheld lantern to take furbearers treed with the aid of dogs.

(5) Lures, baits, and decoys may be used in the taking of furbearers and coyotes.

(6) The use of horses and mules shall be permitted while hunting, trapping, or running furbearers and coyotes.

(7) The use of motor vehicles for taking coyotes shall be permitted while hunting coyotes.

(8) The use of radios in land or water vehicles shall be permitted for the taking of coyotes.

(9) The use of dogs for hunting and during running seasons shall be permitted.

(10) Each body-gripping trap with a an inside jawspread of eight inches or greater, when measured across the jaws at a 90-degree angle, shall be used only in a water set.

(11) Only landowners or tenants of land immediately adjacent to the right-of-way of a public road, or their immediate family members or authorized agents, may set slide-locking wire or snare-type cable traps as dryland sets within five feet of a fence bordering a public road or within 50 feet of the outside edge of the surface of a public road. Only these landowners or tenants, or their immediate family members or authorized agents, may possess the fur, pelt, skin, or carcass of any furbearer or coyote removed from these devices located within these specified limits.

(12) A person shall not have in possession any equipment specified in subsection (a) while pursuing or chasing furbearers with hounds during the running season.

APPROVED  
FEB 08 2019

DIVISION OF THE BUDGET

APPROVED  
FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED  
FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE



# Proposed

K.A.R. 115-5-1

Page 3

(13) All trapping devices included in subsection (b) shall be tagged with either the user's name and address or the user's department-issued identification number and shall be tended and inspected at least once every calendar day.

(14) Each foothold trap that has an outside jawspread greater than seven inches, when measured across the jaws at a 90-degree angle, shall be used only in a water set. (Authorized by and implementing K.S.A. ~~2012~~ 2018 Supp. 32-807; ~~implementing K.S.A. 2012 Supp. 32-807, K.S.A 2012 Supp. 32-1002,~~ and ~~K.S.A. 2012 Supp. 32-1003~~; effective March 19, 1990; amended Nov. 15, 1993; amended July 19, 2002; amended Feb. 18, 2005; amended Sept. 4, 2009; amended July 22, 2011; amended July 26, 2013; amended P-\_\_\_\_\_.)

APPROVED

FEB 13 2019

DIVISION OF THE BUDGET

APPROVED

FEB 13 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 13 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

**115-5-2. Furbearers and coyotes; possession, disposal, and general provisions.** (a) Legally taken raw furs, pelts, skins, carcasses, or meat of furbearers may be possessed without limit in time.

(b) Live furbearers legally taken during a furbearer season may be possessed only through the last day of the season in which taken.

(c) Legally acquired skinned carcasses and meat of furbearers may be sold or given to and possessed by another, and legally acquired raw furs, pelts, and skins of furbearers may be given to and possessed by another, if a written notice that includes the seller's or donor's name, address, and furharvester license number accompanies the carcass, pelt, or meat. A bobcat, otter, or swift fox tag as described in subsection (f) shall meet the requirements of written notice.

(d) Legally taken raw furs, pelts, skins, or carcasses of coyotes or legally taken live coyotes may be possessed without limit in time.

(e) Any person in lawful possession of raw furbearer or coyote furs, pelts, skins, or carcasses may sell or ship or offer for sale or shipment the same to licensed fur dealers or any person legally authorized to purchase raw furbearer or coyote furs, pelts, skins, or carcasses.

(f) Each bobcat, otter, or swift fox pelt legally taken in Kansas shall be submitted to the department so that an export tag provided by the department can be affixed to the pelt.

(1) The pelt of any bobcat, otter, or swift fox taken in Kansas shall be presented to the department for tagging within seven days following closure of the bobcat, otter, or swift fox hunting and trapping season.

(2) ~~The lower canine teeth of any otter presented to the department for tagging shall be permanently surrendered to the department at the time of presentation.~~

(3) Each pelt presented for tagging shall be accompanied by the furharvester license number

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

**Proposed**

**K.A.R. 115-5-2**

**Page 2**

under which the pelt was taken.

(g) Properly licensed persons may legally salvage furbearers and coyotes found dead during the established open seasons for hunting or trapping of furbearers or coyotes. Salvaged furbearers and coyotes may be possessed or disposed of as authorized by this regulation. (Authorized by and implementing K.S.A. ~~2012~~ 2018 Supp. 32-807 and K.S.A. 32-942; effective March 19, 1990; amended Oct. 17, 1994; amended Nov. 29, 1999; amended July 19, 2002; amended Sept. 4, 2009; amended July 22, 2011; amended July 26, 2013; amended P-\_\_\_\_\_.)

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**

**APPROVED**

**FEB 08 2019**

**DEPT. OF ADMINISTRATION**

**APPROVED**

**FEB 11 2019**

**ATTORNEY GENERAL**

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**



**115-5-4. Nonresident bobcat hunting permit; tagging, disposal, legal equipment, shooting hours, and general provisions.** (a) Each permittee shall sign, record the county, date, and time of kill, and attach the carcass tag to the carcass immediately following the kill and before moving the carcass from the site of the kill.

(b) The carcass tag shall remain attached to the carcass or pelt until presented to the department for tagging with an export tag. The export tagging shall occur within seven calendar days of the harvest of the bobcat.

(c) Nonresident bobcat hunting permits shall be valid only for the hunting season specified in K.A.R. 115-25-11.

~~(d) Nonresident bobcat hunting permits purchased during the open season shall not be valid until the next calendar day.~~

(e) Nonresident bobcat hunting permits shall not be transferred to another person.

~~(f) Removal of the carcass tag from the nonresident bobcat hunting permit shall invalidate the permit for hunting, unless otherwise authorized by law or regulation.~~

~~(g)~~ (e) Legally acquired, skinned carcasses and meat of bobcats taken with a nonresident bobcat hunting permit may be sold or given to and possessed by another, and legally acquired raw furs, pelts, and skins of bobcats may be given to and possessed by another, if a written notice that includes the seller's or donor's name, address, and nonresident bobcat hunting permit number accompanies the carcass, pelt, or meat. A bobcat export tag as described in subsection (b) shall meet the requirements of written notice.

~~(h)~~ (f) Hunting equipment permitted during bobcat hunting season for use with a nonresident bobcat hunting permit shall consist of the following:

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

- (1) Firearms, except fully automatic firearms;
- (2) archery equipment;
- (3) crossbows; and
- (4) optical scopes or sights that project no visible light toward the target and do not electronically amplify visible or infrared light.

(i) (g) The following general provisions shall apply to the hunting of bobcats with a nonresident bobcat hunting permit:

- (1) Calls, lures, baits, and decoys may be used in the hunting of bobcats.
- (2) Shooting hours shall be one-half hour before sunrise to one-half hour after sunset.
- (3) The bag limit shall be one bobcat for each nonresident bobcat hunting permit purchased.

(Authorized by and implementing K.S.A. 2018 Supp. 32-807; implementing K.S.A. 32-807 and K.S.A. 32-1002; effective May 20, 2005; amended P-\_\_\_\_\_.)

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

**115-6-1. Fur dealer license; application, authority, possession of furs, records, and revocation. (a)**

Each application shall be submitted on a form provided by the department. Each applicant shall provide the following information:

- (1) Name of applicant;
  - (2) residential address;
  - (3) the address of each business location;
  - (4) an inventory of raw furs, pelts, skins, and carcasses of furbearing animals and coyotes on hand at time of application; and
  - (5) any other relevant information as required by the secretary.
- (b) Each fur dealer license shall expire on June 30 following the date of issuance.
- (c) Each fur dealer shall deal only with properly licensed persons and only at authorized fur dealer business locations.
- (d) Any fur dealer may buy, purchase, or trade in the furs, pelts, skins, or carcasses of coyotes.
- (e) Any fur dealer may possess legally acquired furs, pelts, skins, or carcasses of furbearing animals for no more than 30 days after the expiration date of the fur dealer's license. Coyote furs, pelts, skins, or carcasses may be possessed without limit in time.
- (f) Each fur dealer shall purchase or acquire only those bobcat, otter, and swift fox pelts that have been tagged with a department export tag or with the official export tag provided by the wildlife agency of another state, except for any legally harvested swift fox pelt originating from a state that does not require an official export tag.
- (g) Each fur dealer shall maintain a furharvester record book and a fur dealer book provided by the department. Entries shall be made in the appropriate record book whenever receiving, shipping, or

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

otherwise disposing of furs, pelts, skins, or carcasses of furbearing animals or coyotes. Each record book, all receipts, and all furs, pelts, skins, and carcasses in the fur dealer's possession shall be subject to inspection upon demand by any conservation officer. Each record book and all receipts shall be subject to copying upon demand by any conservation officer. Each fur dealer shall forward all record books to the department annually on or before May 1.

(1) The furharvester record book shall include the following information:

(A) The name of the fur dealer;

(B) residential address;

(C) fur dealer license number;

(D) the date of each receipt of furs, pelts, skins, or carcasses;

(E) name, address, and license number of each person from whom furs, pelts, skins, or carcasses

were acquired;

(F) name of the state where the furs, pelts, skins, or carcasses were harvested;

(G) number of each species of furs, pelts, skins, or carcasses acquired; and

(H) any other relevant information as required by the secretary.

(2) The fur dealer record book shall include the following information:

(A) The name of the fur dealer;

(B) residential address;

(C) fur dealer license number;

(D) date of each receipt or disposal of furs, pelts, skins, or carcasses;

(E) name, address, and fur dealer license number of each fur dealer from which furs, pelts, skins,

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE



or carcasses are acquired or to which they are sold;

(F) number and species of furs, pelts, skins, or carcasses acquired or sold; and

(G) any other relevant information as required by the secretary.

(h) In addition to other penalties prescribed by law, a fur dealer's license may be refused issuance or revoked by the secretary under any of the following circumstances:

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

(2) The fur dealer fails to meet reporting requirements.

(3) The fur dealer violates license conditions.

(4) The fur dealer has violated department laws or regulations or has had any other department license or permit revoked or suspended. (Authorized by and implementing K.S.A. ~~2012~~ 2018 Supp. 32-807 and K.S.A. 32-942; effective March 19, 1990; amended Sept. 4, 2009; amended July 26, 2013; amended P-\_\_\_\_\_.)

APPROVED

FEB 08 2019

VISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

**115-8-1. Department lands and waters: hunting, furharvesting, and discharge of firearms. (a)**

Subject to provisions and restrictions as established by posted notice or as specified in the document adopted by reference in subsection (e), the following activities shall be allowed on department lands and waters:

- (1) Hunting during open seasons for hunting on lands and waters designated for public hunting;
- (2) furharvesting during open seasons for furharvesting on lands and waters designated for public hunting and other lands and waters as designated by the department;
- (3) target practice in areas designated as open for target practice; and
- (4) noncommercial training of hunting dogs.

(b) Other than as part of an activity under subsection (a), the discharge of firearms and other sport hunting equipment capable of launching projectiles shall be allowed on department lands and waters only as specifically authorized in writing by the department.

(c) The discharge of fully automatic rifles or fully automatic handguns on department lands and waters shall be prohibited.

(d) Department lands and waters shall be open neither for commercial rabbit and hare furharvesting nor for commercial harvest of amphibians and reptiles.

(e) The department's "KDWPT public lands division special use restrictions," dated ~~February 13, 2018~~ January 30, 2019, is hereby adopted by reference. (Authorized by and implementing K.S.A. ~~2017~~ 2018 Supp. 32-807; effective Dec. 4, 1989; amended July 13, 2001; amended May 16, 2008; amended May 15, 2009; amended July 23, 2010; amended Nov. 14, 2011; amended Jan. 1, 2013; amended July 26, 2013; amended July 18, 2014; amended April 22, 2016; amended May 19, 2017; amended July 20, 2018; amended P-\_\_\_\_\_.)

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

115-13-4. Field trial permit; furbearers and coyotes. (a) ~~The~~ Each application for a furbearer or coyote field trial permit shall be submitted on a form provided by the department. Each applicant shall provide the following information:

- (1) The name of the applicant;
- (2) the address of the applicant;
- (3) the telephone number of the applicant;
- (4) ~~a map of the area in which the furbearer or coyote field trial will be held. The map shall identify the site to be used as the location of the event headquarters and , shall be drawn on a scale of not less than 1/4 inch to the mile, and shall show the following:~~

- ~~(A) County and township roads;~~
- ~~(B) stream drainages; and~~
- ~~(C) the specific areas counties where the furbearer or coyote field trial will occur;~~
- (5) the estimated number of individuals and dogs participating;
- (6) the requested dates of the furbearer or coyote field trial;
- (7) the daily starting time or times;
- (8) a description of the furbearer or coyote field trial event, including information on the proposed use of wildlife during the event; and
- (9) a copy of the furbearer or coyote sanction or license authorization if the event has been sanctioned or licensed; and
- (10) ~~other information as required by the secretary.~~

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE



(b) Each application for a furbearer or coyote field trial permit shall be submitted at least 15 days before an event. This application deadline may be waived by the secretary for extenuating circumstances, if all other application requirements are met. "Extenuating circumstances" shall mean any condition that is caused by an unexpected event that is beyond the applicant's control.

(c) ~~Each~~ Any applicant for a furbearer or coyote field trial permit may include in the application a listing of all field trial events for the calendar year if the information required under subsection (a) is provided for each event.

(d) Issuance of a furbearer or coyote field trial permit may be denied by the secretary, or approval for a specific furbearer or coyote field trial event requested by the applicant under the furbearer or coyote field trial permit may be withheld by the secretary, under any of the following circumstances:

- (1) The permit application is unclear or incomplete.
- (2) The requirements of K.A.R. 115-8-21 are not met.
- (3) The event does not conform to the requirements of a furbearer or coyote field trial event.
- (4) Issuance of a furbearer or coyote field trial permit would pose an inordinate risk to the public or to wildlife resources.

(e) Subject to all federal and state laws, ~~rules~~, and regulations, wildlife may be used during a furbearer or coyote field trial event as follows:

- (1) Pen-raised red fox, gray fox, raccoon, opossum, and coyotes may be released and pursued, but

APPROVED

FEB 08 2019

COMMISSIONER OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE



shall not be shot, killed, or possessed except during established seasons for the taking and possession of that species by hunting methods.

(2) Wild or legally trapped and released red fox, gray fox, raccoon, opossum, and coyotes may be pursued, but shall not be shot, killed, or possessed except during established seasons for the taking and possession of that species by hunting methods.

(f) Each separate furbearer or coyote field trial event conducted under a furbearer or coyote field trial permit shall be no longer than seven days in duration and shall be conducted only within the area defined specified in the permit.

(g) Each permittee shall keep a register of the names and addresses of all participants in each field trial event and, upon demand, shall make this register available for inspection to the department and any law enforcement officer authorized to enforce the laws of this state or the regulations of the secretary.

(h) No furbearer field trial event shall be held between the close of the fall running season established by K.A.R. 115-25-11 and the opening of the season established by K.A.R. 115-25-11 for the taking and possession of red fox, gray fox, raccoon, or opossum by hunting methods.

(i) No individual participating in a furbearer field trial shall possess a firearm except during the seasons established by K.A.R. 115-25-11 for the taking and possession of that species of furbearer.

(j) A coyote field trial event shall not be held during any closed season for the pursuing, shooting,

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

killing, or possession of coyotes.

(k) In addition to other penalties prescribed by law, a furbearer or coyote field trial permit may be revoked by the secretary under either of the following circumstances:

(1) The permit was secured through false representation.

(2) The permittee fails to meet permit requirements or violates permit conditions.

(l) A furbearer or coyote field trial event permit shall not be required for water races or drag events. The following provisions shall apply to water races and drag events:

(1) A water race or drag event may be held at any time of the year if only coyotes or pen-raised furbearers are used in the event.

(2) A water race or drag event in which wild or wild-trapped furbearers or coyotes are used shall be held only during the established trapping season or season established for the taking and possession by hunting methods for the species of wildlife used.

(3) A water race or drag event shall be restricted to a contiguous area that does not exceed 640 acres.

(4) The person holding the water race or drag event shall notify the department at least 10 days before the event and provide a description of the event to be conducted. This notification deadline may be waived by the secretary for extenuating circumstances. "Extenuating circumstances" shall mean any condition that is caused by an unexpected event that is beyond the applicant's control. (Authorized by

**APPROVED**

**FEB 08 2019**

DIVISION OF THE BUDGET

**APPROVED**

**FEB 08 2019**

DEPT. OF ADMINISTRATION

**APPROVED**

**FEB 11 2019**

ATTORNEY GENERAL

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

**Proposed**

**K.A.R. 115-13-4**

**Page 5**

and implementing K.S.A. 2018 Supp. 32-807 and K.S.A. 32-954; implementing K.S.A. 32-807, K.S.A. 32-954, and K.S.A. 32-1002; effective Aug. 5, 1991; amended Sept. 27, 2002; amended P-\_\_\_\_\_.)

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

**115-20-7. Migratory doves; legal equipment, taking methods, and possession.** (a) Legal hunting equipment for migratory doves shall consist of the following:

(1) Shotguns that are not larger than 10 gauge, use shot ammunition, and are incapable of holding more than three shells in total capacity;

(2) ~~pellet and BB guns;~~

(3) ~~archery equipment;~~

(4) (3) ~~crossbows;~~

(5) (4) ~~falconry equipment;~~

(6) (7) ~~optical scopes or sights that project no visible light toward the target and do not electronically amplify visible or infrared light; and~~

(7) (6) ~~blinds, stands, calls, and decoys, except live decoys.~~

(b) The use of dogs shall be permitted while hunting.

(c) Any type of apparel may be worn while hunting migratory doves.

(d) Legally taken migratory doves may be possessed without limit in time and may be given to another if accompanied by an attached, dated written notice that includes the donor's printed name, signature, and address; the total number of birds; the dates the birds were killed; and the permit or license number. The person receiving the meat shall retain the notice until the meat is consumed, given to another, or otherwise disposed of.

(e) Migratory doves shall be taken only while in flight. (Authorized by and implementing K.S.A. ~~2016~~ 2018 Supp. 32-807; effective Nov. 20, 2009; amended July 20, 2012; amended July 28, 2017; amended P-\_\_\_\_\_.)

APPROVED

FEB 08 2019

APPROVED

FEB 08 2019

APPROVED

FEB 11 2019

DIVISION OF THE BUDGET  
DEPT. OF ADMINISTRATION

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE



**115-25-11. Furbearers; open seasons and bag limits.** (a) All hunting, trapping, and running seasons shall begin at 12:01 a.m. on the opening day and close at 12:00 midnight on the closing day.

(b) The open season for the taking of badger, bobcat, gray fox, red fox, swift fox, mink, muskrat, opossum, raccoon, striped skunk, and weasel by hunting and trapping shall be from the first Wednesday after the second Saturday in November through February 15 of the following year. The bag limit for these species shall be unlimited.

(c) The open season for the taking of beaver by trapping shall be from the first Wednesday after the second Saturday in November through March 31 of the following year. The bag limit shall be unlimited. Muskrat that are incidentally taken after the close of the open season for muskrat but during the open season for beaver by trapping may be possessed. The bag limit for incidentally taken muskrat shall be 10 animals.

(d) The open season for the taking of otter by trapping shall be from the first Wednesday after the second Saturday in November and through March 31 of the following year. The season bag limit shall be five otters per trapper.

(e) The open season for the running of bobcat, gray fox, red fox, opossum, and raccoon shall be from March 1 through November 8. (Authorized by and implementing K.S.A. 2018 Supp. 32-807.)

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

APPROVED

FEB 08 2019

DEPT. OF ADMINISTRATION

APPROVED

FEB 11 2019

ATTORNEY GENERAL

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

**Proposed**

**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. 115-5-1

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 clarify how to measure the jawsread on a trap.

**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 requirements for trapping.

**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;**

The proposal is clarifying how to measure legal equipment for trapping to assist participants in complying with current law.

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**

- 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.

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 ☒

- 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).

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

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.

DOB APPROVAL STAMP

**APPROVED**

FEB 08 2019

DIVISION OF THE BUDGET

- 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.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

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. 115-5-2  
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 negate certain biological reporting requirements for trapping.

**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 requirements for trapping.

**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;**

The proposal would negate certain biological reporting requirements for trapping.

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**

- 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.

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 ☒

- 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.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

DIVISION OF THE BUDGET

- 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 who would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).

Not applicable.

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

FEB 08 2019

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. 115-5-4

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 remove outdated provisions related to tagging and effective dates on nonresident bobcat hunting permits.

**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 tagging of various furbearers and licensing requirements.

**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;**

The proposal would remove outdated provisions related to nonresident bobcat hunting permits.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

DIVISION OF THE BUDGET



- 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.

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 ☒

- 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.

**RECEIVED**

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

FEB 08 2019

DIVISION OF THE BUDGET

## Proposed

- 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.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

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. 115-6-1

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 allow the sale of swift fox pelts from states that don't have tagging requirements for swift foxes.

**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 seasons, tagging of various furbearers and licensing requirements.

**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 activities or growth. Any amount would be purely speculative and likely negligible.

**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 may allow a few sales of swift fox pelts to fur dealers.

**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 proposal would allow the sale of some swift fox pelts to Kansas dealers.

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**

- 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.

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 ☒

- 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.

DOB APPROVAL STAMP

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE



## Proposed

- 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.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

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. 115-8-1  
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 update the reference document in relation to hunting, fishing and furharvesting restrictions on various department lands and waters.

**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 land use.

**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 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 amendments would not have implementation and compliance costs.

**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 regulation currently has restrictions on certain uses of department lands and waters. The regulation updates changes in management of those properties.

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

**DOB APPROVAL STAMP**

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**

- 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.

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 ☒

- 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.

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

- 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 who would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).

Not applicable.

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

**DOB APPROVAL STAMP**

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**



RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

Proposed

**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. 115-13-4

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 remove mapping requirements for field trial permits.

**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 field trial requirements.

**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 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 amendments would replace mapping requirements with headquarters location and counties for field trial organizers.

**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 proposal would replace a more burdensome requirement with a more modern approach to location data.

DOB APPROVAL STAMP

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

- 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.

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 ☒

- 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.

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

## Proposed

- 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.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

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. 115-20-7  
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 proposed amendments to the regulation would remove pellet guns as a legal method of take for migratory doves.

**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 doves.

**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 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 amendments would not have any 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 proposal would remove pellet guns as a legal method of take for migratory birds.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

DIVISION OF THE BUDGET



- 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.

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 ☒

- 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.

**RECEIVED**

**FEB 13 2019**

SCOTT SCHWAB  
SECRETARY OF STATE

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

DIVISION OF THE BUDGET

## Proposed

- 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 who would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).

Not applicable.

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

DOB APPROVAL STAMP

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**

RECEIVED

FEB 13 2019

SCOTT SCHWAB  
SECRETARY OF STATE

Proposed

**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. 115-25-11

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 version of the regulation sets the seasons for furbearers in Kansas.

**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. Oklahoma, Nebraska, Missouri and Colorado all have varying regulations dealing with furbearer seasons and requirements. The season structure is generally structured the same as previous seasons except the agency is proposing an increase in the otter bag limit and modifying the start time of the season by 6 hours.

**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 version of the regulation will not enhance or 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 version of the regulation could have a collateral positive economic impact on grocery stores, hotels and motels, outfitters, service stations, etc.

**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 version of the regulation establishes furbearer seasons. Without the regulation, furbearer populations will rise

DOB APPROVAL STAMP

APPROVED

FEB 08 2019

DIVISION OF THE BUDGET

and negative human-wildlife conflicts will occur. Additionally, the corresponding positive economic impact to Kansas would not occur without the season.

- 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 and impacts on businesses 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.**

The sale of furbearer permits to the public generates approximately \$182,300 to the agency, all of which accrues to the wildlife fee fund, based on 2018 permit sales.

**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.**

The sale of deer hunting permits to the public generates approximately \$182,300 to the agency, all of which accrues to the wildlife fee fund, based on 2018 permit sales.

**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 total number of furbearer permits sold was 6,346 in 2018. This generates approximately \$182,300 for the agency, all of which accrues to the wildlife fee fund, and is paid by user fees. Additionally, each individually identifiable deer hunter (6,346) goes 10 days afield per year and spends approximately \$710 per year, generating \$4,505,660 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 ☐ NO ☒

- 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**

**RECEIVED**

**FEB 13 2019**

**SCOTT SCHWAB  
SECRETARY OF STATE**

**DOB APPROVAL STAMP**

**APPROVED**

**FEB 08 2019**

**DIVISION OF THE BUDGET**



**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.

