

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, August 15, 2019 at University of Kansas Edwards Campus, Best Conference Center, 12600 Quivira Rd, Overland Park, 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 the business of the Wildlife, Parks, and Tourism Commission will begin at 1:30 p.m., August 15 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. August 16 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 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. 115-2-1. This permanent regulation establishes fees for various issues of the department. The proposed changes to the regulation create new hunting, fishing and combination hunting and fishing licenses for thirty percent service-connected disabled resident veterans.

Economic Impact Summary: The sale of the new proposed licenses reduce fees by approximately \$29,500 to the department. Otherwise, no substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

K.A.R. 115-2-7. This permanent regulation establishes the backcountry access pass. The regulation is proposed for revocation.

Economic Impact Summary: The revocation of the regulation will have no fiscal impact and no other substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

K.A.R. 115-5-3. This permanent regulation establishes the management units for furbearers and coyotes. The proposed changes to the regulation would remove otters from the statewide management unit in order to better manage harvest of otters.

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

K.A.R. 115-5-3a. This new permanent regulation establishes the management units for otters. The new regulation would create otter management units in order to better manage harvest of otters.

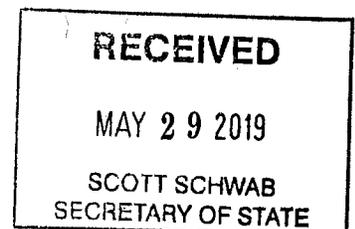
Economic Impact Summary: No substantial negative economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

K.A.R. 115-25-11. This exempt regulation establishes the furbearer open season and bag limits. The proposed version of the regulation manages otter harvest by management units and open the season slightly earlier on opening day.

Economic Impact Summary: The sale of furharvester licenses generates \$182,300 to the department, all of which accrues to the wildlife fee fund, and approximately \$4,500,000 to the Kansas economy based on 2018 furharvester licenses sold. Otherwise, no substantial economic impact to the department, other state agencies, small businesses, or individual members of the public is anticipated.

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

Gerald Lauber, Chairman



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

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

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

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

Wild turkey permit:

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

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

Resident: turkey preference point service charge5.00

Wild turkey game tag:

Resident: turkey game tag (1-bird limit)15.00

Resident youth (under 16 years of age): turkey game tag (1-bird limit)5.00

Nonresident: turkey game tag (1-bird limit)30.00

Nonresident youth (under 16 years of age): turkey game tag (1-bird limit)10.00

Spring wild turkey permit and game tag combination (2-bird limit, must be purchased before April 1 of year of use):

General resident: turkey permit and game tag combination (2-bird limit)35.00

General resident youth (under 16 years of age): turkey permit and game tag combination (2-bird limit)10.00

Resident landowner/tenant: turkey permit and game tag combination (2-bird limit)17.50

Nonresident: turkey permit and game tag combination (2-bird limit)85.00

Nonresident tenant: turkey permit and game tag combination (2-bird limit)42.50

Nonresident youth (under 16 years of age): turkey permit and game tag combination (2-bird limit)20.00

Nonresident big game hunting permit:

Nonresident hunt-on-your-own-land: deer permit85.00

Nonresident tenant: deer permit85.00

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

Nonresident: deer permit (antlered deer)	400.00
Nonresident youth (under 16 years of age): deer permit (antlered deer)	75.00
Nonresident: deer permit (antlerless only)	50.00
Nonresident: combination 2-deer permit (antlered deer and antlerless white-tailed deer)	415.00
Nonresident youth (under 16 years of age): combination 2-deer permit (antlered deer and antlerless white-tailed deer)	90.00
Nonresident: antelope permit (archery only)	300.00
Nonresident tenant: antelope permit	85.00
Nonresident youth (under 16 years of age): antelope (archery only)	100.00
Nonresident: deer permit application fee	25.00
Nonresident: mule deer stamp	150.00
Field trial permit: game birds	20.00
Lifetime hunting license	500.00
or eight quarterly installment payments of	67.50
Migratory waterfowl habitat stamp	8.00
Sandhill crane hunting permit: validation fee	5.00
Disabled person hunt-from-a-vehicle permit	0
(b) Fishing licenses and permits.	
Resident fishing license (valid for one year from date of purchase)	25.00
Resident fishing license (valid for five years from date of purchase)	100.00

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

<p>RECEIVED</p> <p>MAY 29 2019</p> <p>SCOTT SCHWAB SECRETARY OF STATE</p>
--

Resident disabled veteran fishing license (valid for one year from date of purchase, 30 percent or more service-connected disabled).....12.50

Resident senior fishing license (valid for one year from date of purchase, 65 years of age through 74 years of age).....12.50

Resident youth fishing license (one-time purchase, valid from 16 years of age through 20 years of age, expiring at the end of that calendar year)40.00

Nonresident fishing license (valid for one year from date of purchase).....50.00

Resident calendar day fishing license6.00

Nonresident calendar day fishing license12.00

Three-pole permit (valid for one year from date of purchase).....6.00

Tournament bass pass (valid for one year from date of purchase)12.00

Paddlefish permit (six carcass tags).....10.00

Paddlefish permit youth (under 16 years of age) (six carcass tags).....5.00

Hand fishing permit25.00

Lifetime fishing license500.00
or eight quarterly installment payments of 67.50

Five-day nonresident fishing license25.00

Institutional group fishing license100.00

Special nonprofit group fishing license50.00

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

(c) Combination hunting and fishing licenses and permits.

APPROVED
MAY 21 2019
DIVISION OF THE BUDGET

APPROVED
MAY 23 2019
DEPT. OF ADMINISTRATION

APPROVED
MAY 29 2019
ATTORNEY GENERAL

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

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

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

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

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

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

Resident lifetime combination hunting and fishing license960.00
or eight quarterly installment payments of130.00

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

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

(d) Furharvester licenses.

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

Resident junior furharvester license (valid for one year from date of purchase).....12.50

Lifetime furharvester license500.00
or eight quarterly installment payments of67.50

APPROVED
MAY 21 2019
DIVISION OF THE BUDGET

APPROVED
MAY 23 2019
DEPT. OF ADMINISTRATION

APPROVED
MAY 29 2019
ATTORNEY GENERAL

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

Nonresident furharvester license (valid for one year from date of purchase).....	250.00
Nonresident bobcat permit (1-bobcat limit per permit)	100.00
Resident fur dealer license	100.00
Nonresident fur dealer license	400.00
Field trial permit: furbearing animals	20.00

(e) Commercial licenses and permits.

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

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

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

Scientific, educational, or exhibition permit	10.00
Raptor propagation permit	0
Rehabilitation permit	0
Wildlife damage-control permit	0
Wildlife importation permit	10.00
Threatened or endangered species: special permits	0

(g) Falconry.

Apprentice permit	75.00
General permit	75.00
Master permit	75.00
Testing fee	50.00

(h) Miscellaneous fees.

Duplicate license, permit, stamp, and other issues of the department	0.00
Special departmental services, materials, or supplies	At cost
Vendor bond	
For bond amounts of \$5,000.00 and less	50.00
For bond amounts of more than \$5,000.00	50.00

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

(i) Discounts.

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

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

<p>RECEIVED</p> <p>MAY 29 2019</p> <p>SCOTT SCHWAB SECRETARY OF STATE</p>
--

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

APPROVED
MAY 21 2019

APPROVED
MAY 23 2019

APPROVED
MAY 29 2019

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

115-2-7. (Authorized by and implementing K.S.A. 2018 Supp. 32-807; effective Jan. 11, 2019;

revoked P-_____.)

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

RECEIVED
MAY 29 2019
SCOTT SCHWAB SECRETARY OF STATE

115-5-3. Furbearers, except otters, and coyotes; management units. The management unit for furbearers, except otters, and coyotes shall be statewide. (Authorized by and implementing K.S.A. 2018 Supp. 32-807; effective Oct. 17, 1994; amended July 19, 2002; amended P-_____.)

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

115-5-3a. Otters; management units. The management units for otters shall be as follows:

(a) Missouri unit: Doniphan, Brown, Atchison, Leavenworth, Jefferson, Wyandotte, Douglas, and Johnson counties;

(b) Marais des Cygnes unit: Osage, Franklin, Miami, Anderson, Linn, and Bourbon counties;

(c) Lower Neosho unit: Allen, Neosho, Crawford, Labette, and Cherokee counties;

(d) Big Blue unit: Washington, Marshall, and Nemaha counties;

(e) Kansas unit: Riley, Pottawatomie, Jackson, Geary, Wabaunsee, and Shawnee counties;

(f) Upper Neosho unit: Morris, Marion, Chase, Lyon, Coffey, and Woodson counties;

(g) Verdigris unit: Greenwood, Elk, Wilson, Chautauqua, and Montgomery counties;

(h) Lower Arkansas unit: Harvey, Sedgwick, Butler, Sumner, and Cowley counties;

(i) Republican unit: Jewell, Republic, Cloud, and Clay counties;

(j) Solomon unit: Smith, Osborne, Mitchell, and Ottawa counties;

(k) Smoky-Saline unit: Russell, Lincoln, Ellsworth, Saline, McPherson, and Dickinson counties;

(l) Middle Arkansas unit: Barton, Rice, Stafford, Reno, Pratt, Kingman, Barber, and Harper counties; and

(m) Western unit: that part of Kansas including Phillips, Rooks, Ellis, Rush, Pawnee, Edwards, Kiowa, and Comanche counties and all counties west. (Authorized by and implementing K.S.A. 2018 Supp. 32-807; effective P-_____.)

APPROVED
MAY 21 2019

APPROVED
MAY 23 2019

APPROVED
MAY 29 2019

RECEIVED
MAY 29 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. No more than one otter may be taken from the following otter management units: Western, Solomon, Smoky-Saline, Republican, and Middle Arkansas. No more than two otters may be taken from the following otter management units: Big Blue, Kansas, Upper Neosho, Lower Arkansas, Verdigris, and Missouri. No more than five otters may be taken from the following otter management units: Lower Neosho and Marais des Cygnes.

(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
MAY 21 2019

APPROVED
MAY 23 2019

APPROVED
MAY 29 2019

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

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

KDWPT
Agency

Christopher J Tymeson
Agency Contact

785-296-1032
Contact Phone Number

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

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

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

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

This proposed amendments to the regulation would reduce the price of 30 percent service-connected disabled veteran licenses and permits by half.

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

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

III. Agency analysis specifically addressing following:

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

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

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

The proposed amendments will reduce costs for resident disabled veterans when purchasing issuances of the Department.

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 benefit is a reduction in fees for resident disabled veterans.

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

MAY 21 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 to business and economic development associated with this proposal.

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

There are no implementation or compliance costs associated with this proposal. The change would result in a reduction to the wildlife fee fund of approximately \$29,500 annually.

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 associated with this proposal. The change would result in a reduction to the wildlife fee fund of approximately \$29,500 annually.

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. There were 1068 RDV combination hunting and fishing licenses, 404 RDV fishing licenses, and 23 RDV hunting licenses sold in 2018. Reducing the fees for each issuance by half results in a loss to the wildlife fee fund in the amount of approximately \$29,500 annually.

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.

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

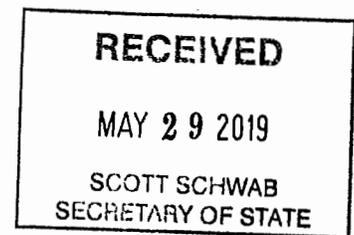
DOB APPROVAL STAMP
APPROVED
MAY 21 2019
DIVISION OF THE BUDGET

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

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

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

Not applicable.



RECEIVED

MAY 29 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. 115-2-7
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 regulation is proposed for revocation. The regulation deals with backcountry passes at certain state parks.

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 park entrance fees.

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, 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 regulation currently requires a backcountry access pass to enter ecologically sensitive areas of certain state parks. The department is proposing to revoke the regulation.

DOB APPROVAL STAMP

APPROVED

MAY 21 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 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.**

There are no negative costs associated with revoking the regulation.

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 negative costs associated with revoking the regulation.

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 costs to implement revoking the regulation.

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.

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP
APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

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

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

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

Not applicable.

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP
APPROVED

MAY 21 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. 115-5-3
K.A.R. Number(s)

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

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

This permanent regulation sets the management units for furbearers and coyotes in Kansas. The proposed changes to the regulation remove otters from the statewide management unit so they can be managed in smaller management units.

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, requirements and units. The proposed changes to the regulation remove otters from the statewide management unit so they can be managed in smaller management units.

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;

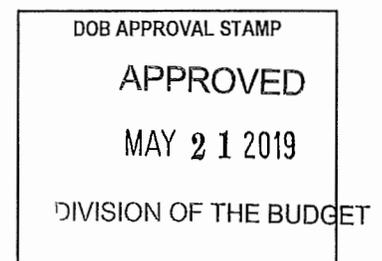
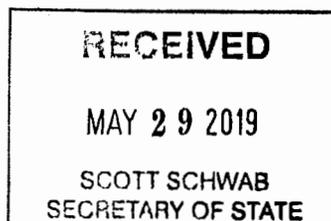
The proposed version of the regulation will not enhance or restrict business activities and growth.

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, 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 changes to the regulation allow for better management of otters. Without the changes, furbearer populations will rise and negative human-wildlife conflicts will occur.

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.

There are no implementation or compliance costs associated with the proposed changes.

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 associated with the proposed changes.

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 associated with the proposed changes.

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

YES NO

The agency held public hearings on this regulation on December 13, 2018 in Wichita, where 5 members of the public signed the attendance roster, on January 17, 2019 in Lawrence, where 4 members of the public signed the attendance roster, on March 28, 2019 in Topeka, where 5 members of the public signed the attendance roster and will hold a meeting on June 13, 2019 in Salina.

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

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP
APPROVED
MAY 21 2019
DIVISION OF THE BUDGET

League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

Not applicable.

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

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

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

Not applicable.

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP
APPROVED
MAY 21 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. 115-5-3a
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 new permanent regulation sets the management units for otters in Kansas. The proposed regulation creates otter management units.

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, requirements and units. The proposed regulation creates otter management units.

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, service stations, etc.

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

None.

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

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

The proposed regulation will allow for better management of otters. Without the regulation, otter populations will rise and negative human-wildlife conflicts will occur.

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.

There are no implementation or compliance costs associated with the proposed changes.

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 associated with the proposed changes.

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 associated with the proposed changes.

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

YES NO

The agency held public hearings on this regulation on December 13, 2018 in Wichita, where 5 members of the public signed the attendance roster, on January 17, 2019 in Lawrence, where 4 members of the public signed the attendance roster, on March 28, 2019 in Topeka, where 5 members of the public signed the attendance roster and will hold a meeting on June 13, 2019 in Salina.

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

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP
APPROVED
MAY 21 2019
DIVISION OF THE BUDGET

League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

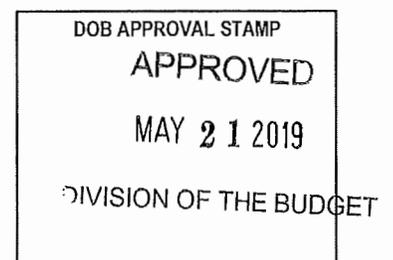
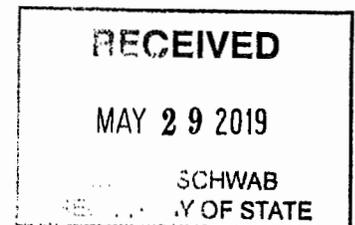
Not applicable.

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

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

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

Not applicable.



**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. The proposed version of the regulation adjusts the opening day time and expands the otter season bag limits.

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, service stations, etc.

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

None.

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

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 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 licenses 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 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.

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 furbearer (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

The agency held public hearings on this regulation on December 13, 2018 in Wichita, where 5 members of the public signed the attendance roster, on January 17, 2019 in Lawrence, where 4

RECEIVED

MAY 29 2019

SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP

APPROVED

MAY 21 2019

DIVISION OF THE BUDGET

members of the public signed the attendance roster, on March 28, 2019 in Topeka, where 5 members of the public signed the attendance roster and will hold a meeting on June 13, 2019 in Salina.

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

Not applicable.

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

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

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

Not applicable.

RECEIVED
MAY 29 2019
SCOTT SCHWAB
SECRETARY OF STATE

DOB APPROVAL STAMP
APPROVED
MAY 21 2019
DIVISION OF THE BUDGET