

Kansas Wildlife and Parks Commission Notice of Public Hearing

A public hearing will be conducted by the Wildlife and Parks Commission (the Commission) on Thursday, November 30, 2023, at 12:00 noon, to be held at the Lyon County Fairgrounds, Bowyer Community Building, 2700 W. U.S. Hwy 50, Emporia, Kansas 66801, to consider the approval and adoption of a proposed administrative regulation of the Kansas Department of Wildlife and Parks.

The public hearing will begin at 12:00 p.m., Thursday, November 30, 2023, at the location above. Other Commission business will follow and will include general discussions, which may include educational presentations, workshop sessions, and a public comment opportunity following the public hearing. The meeting will continue until all business is complete.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing 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 regulation.

All interested parties may submit written comments prior to the hearing to the Chairman of the Commission, Kansas Department of Wildlife and Parks, 1020 S. Kansas Avenue, Suite 200, Topeka, Kansas 66612, or to sheila.kemmis@ks.gov, if submitted electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally regarding the adoption of the proposed regulation. 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 regulation.

The regulation that will be heard during the regulatory hearing portion of the meeting is as follows:

K.A.R. 115-2-1. The regulation makes changes in the fees for various licenses and permits.

Economic Impact Summary:

No anticipated enhancement or restriction of business activities is expected due to the fee increases. The estimated revenue production is based on the current levels of sales for each category and no reduction in sales or demand is anticipated. Consequently, no impact is anticipated on any specific businesses, sectors, public utility ratepayers, or local governments.

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Individuals purchasing the involved licenses will bear the cost involved and the Kansas economy will be impacted positively by a total of \$3,740,500.00. Historically, license and fee permit increases have not resulted in a reduction in the number of permits sold. The demand for Kansas hunting and fishing licenses is expected to continue based upon the comparable fees charged by other states and the quality of hunting and fishing experiences that Kansas offers. The increased fees will be utilized by KDWP to address operational cost increases and allow the agency to continue to provide recreational opportunities and maintain Kansas wildlife and habitat, despite revenue shortfalls due to inflation. The only known costs will be born by individual license/permit purchases.

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

Gerald Lauber, Chairman

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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
Resident disabled veteran hunting license (valid for one year from date of purchase,	
30 percent or more service-connected disabled)	12.50
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)	95.00 125.00
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

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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 40.00
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 75.00
Nonresident tenant: spring turkey permit (1-bird limit)	30.00
Nonresident youth (under 16 years of age): turkey permit (1-bird limit)	10.00
Resident: turkey preference point service charge	5.00

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Nonresident: turkey permit application fee10.00

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 permit.....85.00

Nonresident tenant: deer permit.....85.00

Nonresident: deer permit (antlered deer)400.00

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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)	415.00 450.00
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 tenant: either-sex elk permit	300.00
Nonresident tenant: antlerless-only elk permit	150.00
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

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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 75.00
Resident calendar day fishing license	3.50
Nonresident calendar day fishing license	7.50 10.00
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 permit	25.00
Lifetime fishing license	500.00
or eight quarterly installment payments of	67.50
Five-day nonresident fishing license	25.00
Institutional group fishing license.....	100.00
Special nonprofit group fishing license	50.00
Trout permit (valid for one year from date of purchase)	12.00
Youth trout permit (under 16 years of age, valid for one year from date of purchase)	4.50

(c) Combination hunting and fishing licenses and permits.

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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 license.....960.00
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

Resident Kansas kids lifetime combination hunting and fishing license:

5 years of age or younger.....300.00

6 through 7 years of age.....500.00

Nonresident combination hunting and fishing license (valid for one year from date of purchase)
.....~~135.00~~190.00

(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

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Lifetime furharvester license	500.00
or eight quarterly installment payments of	67.50
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

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

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
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

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(Authorized by K.S.A. 32-807, as amended by L. 2023, ch. 7, sec. 28, and K.S.A. 32-988, as amended by L. 2023, ch. 43, sec. 5; implementing K.S.A. 32-807, as amended by L. 2023, ch. 7, sec. 28; K.S.A. 32-937; K.S.A. 32-988, as amended by L. 2023, ch. 43, sec. 5; ~~K.S.A. 32-9,100,~~ and ~~2022 HB 2456, sec. 1;~~ K.S.A. 2022 Supp. 32-9,101; and L. 2023, ch. 43, sec. 1; 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 Sept. 20, 2019; amended Jan. 1, 2021; amended Oct. 7, 2022; amended P-_____.)

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Kansas Administrative Regulations Economic Impact Statement (EIS)

KDWP

Agency

Dan Riley

Agency Contact

296-1032

Contact Phone Number

115-2-1

K.A.R. Number(s)

☒ Permanent ☐ Temporary

Is/Are the proposed rule(s) and regulation(s) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program?

☐ Yes If yes, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. Budget approval is not required; however, the Division of the Budget will require submission of a copy of the EIS at the end of the review process.

☒ No If no, do the total annual implementation and compliance costs for the proposed rule(s) and regulation(s), calculated from the effective date of the rule(s) and regulation(s), exceed \$1.0 million over any two-year period through June 30, 2024, or exceed \$3.0 million over any two-year period on or after July 1, 2024 (as calculated in Section III, F)?

☒ Yes If yes, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration, the Attorney General, AND the Division of the Budget. The regulation(s) and the EIS will require Budget approval.

☐ No If no, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. Budget approval is not required; however, the Division of the Budget will require submission of a copy of the EIS at the end of the review process.

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Section I

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

The proposed changes to K.A.R. 115-2-1 would increase 7 categories of fees for non-resident hunting and fishing licenses/permits.

Type	Current Fee	New Fee	Explanation
Special Hunt-on-your-Own Land	\$85.00	\$40.00	Changed to conform to KSA 32-937(h) per Attorney General request
All disabled veteran license fees removed	Vary	\$0	Pursuant to K.S.A. HB 2039 (2023)
Nonresident (NR) hunting license (one-year from date of purchase)	\$95.00	\$125.00	Adjustment based on review of current fee with respect to other comparable states.
NR spring turkey permit	\$60.00	\$75.00	Adjustment based on review of current fee with respect to other comparable states.
NR turkey permit application fee	None	\$10.00	Addition to facilitate the newly adopted draw process for NR spring turkey permits.
NR combination 2-deer permit	\$415.00	\$450.00	Adjusted to match fees associated with the purchase of equivalent individual permits.
NR fishing license (1-year license from date of purchase)	\$50.00	\$75.00	Adjustment based on review of current fee with respect to other comparable states.
NR calendar day fishing license	\$7.50	\$10.00	Adjustment based on review of current fee with respect to other comparable states.
NR combination hunting/fishing license (1-year license from date of purchase)	\$135.00	\$190.00	Adjustment based on review of current fee with respect to other comparable states, with reduction for purchase of combo permit.

Section II

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

No applicable federal law exists.

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Section III

Agency analysis specifically addressing the following:

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

No anticipated enhancement or restriction of business activities is expected due to the fee increases. The estimated revenue production is based on the current levels of sales for each category and no reduction in sales or demand is anticipated.

- 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(s) and regulation(s) and on the state economy as a whole;

No reduction in license/permit sales is anticipated, and consequently no impact is anticipated on any specific businesses, sectors, public utility ratepayers or local governments. Individuals purchasing the involved licenses will bear the cost involved and the KDWP Wildlife Fee Fund will be impacted positively by a total of \$3,740,500.00.

- C. Businesses that would be directly affected by the proposed rule(s) and regulation(s);

Historically, license and fee permit increases have not resulted in a reduction in the number of permits sold. The demand for Kansas hunting and fishing licenses is expected to continue based upon the comparable fees charged by other states and the quality of the hunting and fishing experiences that Kansas offers.

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

The benefit of the increased fees will be utilized by KDWP to address operational cost increases and allow the agency to continue to provide recreational opportunities and maintain Kansas wildlife and habitat, despite revenue shortfalls due to inflation. The only known costs will be borne by individual license/permit purchasers.

- 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;

No known cost or impact is anticipated on business or economic development within Kansas, local government and individuals in Kansas. No measures were required.

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- F. An estimate of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governments, or members of the public.

Note: Do not account for any actual or estimated cost savings that may be realized.

Costs to Affected Businesses – \$None

Costs to Local Governmental Units – \$None

Costs to Members of the Public(non-resident) – \$\$3,740,500

Total Annual Costs – \$\$3,740,500

(sum of above amounts)

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

The increase in revenue produced for each category of permit/license proposed to be increased was multiplied by the current number of permits/licenses sold annually. No reduction in permit in sales is anticipated.

- ☒ Yes If the total implementation and compliance costs exceed \$1.0 million over any two-year period through June 30, 2024, or exceed \$3.0 million over any two-year period on or after July 1, 2024, and prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing 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.
- ☐ No
- ☐ Not Applicable

No measurable costs are anticipated.

Provide an estimate to any changes in aggregate state revenues and expenditures for the implementation of the proposed rule(s) and regulation(s), for both the current fiscal year and next fiscal year.

Aggregate state revenue is estimated to increase by \$3,740,500 for each full year of license/permits sales and for subsequent years.

Provide an estimate of any immediate or long-range economic impact of the proposed rule(s) and regulation(s) on any individual(s), small employers, and the general public. If no dollar estimate can be given for any individual(s), small employers, and the general public, give specific reasons why no estimate is possible.

No immediate or long-range impact on any Kansas small employers, individuals or the general public is anticipated since no change in license/permit demand or sales is anticipated as a result of the proposed changes.

- 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

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

No increase or decrease in revenues or functions or responsibilities of cities, counties or school districts is anticipated.

- 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).

Information regarding the proposed changes was presented/received at three (3) public meetings/hearings with on-line access and was also made available by publication in the Kansas Register and the agency website.

Section IV

Does the Economic Impact Statement involve any environmental rule(s) and regulation(s)?

- ☐ Yes If yes, complete the remainder of Section IV.
☒ No If no, skip the remainder of Section IV.

- A. Describe the capital and annual costs of compliance with the proposed rule(s) and regulation(s), and the persons who would bear the costs.

Click here to enter agency response.

- B. Describe the initial and annual costs of implementing and enforcing the proposed rule(s) and regulation(s), including the estimated amount of paperwork, and the state agencies, other governmental agencies, or other persons who would bear the costs.

Click here to enter agency response.

- C. 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).

Click here to enter agency response.

- D. Provide a detailed statement of the data and methodology used in estimating the costs used.

Click here to enter agency response.

