

MINUTES OF THE SENATE NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairman Robert Tyson at 8:36 a.m. on February 20, 2004 in Room 423-S of the Capitol.

Members present:

Senator Christine Downey
Senator David Corbin
Senator Derek Schmidt
Senator Dwayne Umbarger
Senator Janis Lee
Senator Mark Taddiken
Senator Phil Journey
Senator Robert Tyson
Senator Tim Huelskamp

Committee staff present:

Raney Gilliland, Legislative Research Department
Lisa Montgomery, Office of Revisor of Statutes
Linda Bradley, Committee Secretary

Conferees appearing before the committee:

None

Others attending:

See Attached List.

Chairman Tyson called the meeting to order.

Further discussion on SB 496

SB 496 is concerning hunting; relating to the revocation or suspension of hunting licenses; amending K.S.A. 32-1013 and repealing the existing section.

Dan Ward, Executive Director of the Kansas Wildlife Federation sent written testimony in opposition of SB 496 late Thursday afternoon, February 19, 2004. Chairman Tyson said this testimony was just for the Committee to look at. Senator Taddiken said most of the contents of this testimony had already been covered. ([Attachment 1](#))

The Committee was asked by Chairman Tyson to continue the discussion on **SB 496**. Senator Schmidt explained the results of the Subcommittee meeting held at 7:00 a.m., Friday, February 20, 2004 along with Senator Taddiken and Senator Journey. Senator Schmidt explained that what the Subcommittee proposes is a provision for "intentional criminal hunting trespass" similar to that in the criminal trespass statute (K.S.A. 21-3721). The second is conviction of the provisions of K.S.A. (posted land or purple paint designation) would result in the person being subject to the "intentional criminal hunting trespass" penalties. The third is to eliminate proposed amendments to K.S.A. 32-1013. ([Attachment 2](#))

The Chairman then asked the Committee if there were questions. Senators Downey, Journey, Taddiken, Tyson, Huelskamp, Schmidt and Lee asked a range of questions including penalty for criminal trespassing and fishing, hunter not having a hunter's license, jail time, community service an option for the courts, is there incentive for the local prosecutor to pursue hunting violations, income potential to farmers whom allow hunting on their land, and diversion fee.

Mr. Tymeson mentioned the court would have to notify Kansas Department of Wildlife and Parks of a diversion agreement. A conviction on diversion would require court to pull the license. The statute should be redrafted. If you are prosecuted the violator pays the fee. Lisa Montgomery, Staff, to work on amendment to the bill with a supposed substitute to **SB 496**. Action will be taken on **SB 496** at the next meeting.

CONTINUATION SHEET

MINUTES OF THE SENATE NATURAL RESOURCES COMMITTEE at 8:36 a.m. on February 20, 2004 in Room 423-S of the Capitol.

Adjournment

The meeting adjourned at 9:06 a.m.

The next scheduled meeting will be Tuesday, February 24, 2004