

**115-17-20. Commercial prairie rattlesnake dealer permit; permit application and**

**requirements, authority, reports, general provisions and permit revocation.** (a) Any person desiring to purchase prairie rattlesnakes (*Crotalus viridis viridis*) or their parts for resale or for export from the state or both shall make application to the secretary for a commercial prairie rattlesnake dealer permit.

(b) Each application shall be on forms provided by the department and shall provide the following information:

- (1) the name of the applicant;
- (2) the address and telephone number of the applicant;
- (3) the business location or locations of the applicant and the telephone number or numbers at the location or locations;
- (4) the location for holding prairie rattlesnakes if different from the business location or locations; and
- (5) other information as required by the secretary.

(c) Each commercial prairie rattlesnake dealer desiring to renew a commercial prairie rattlesnake dealer permit shall make application as described in subsection (b) and shall provide a description of prairie rattlesnakes or their parts on inventory at the time of renewal application.

(d) Each commercial prairie rattlesnake dealer shall only purchase or receive prairie rattlesnakes or their parts from:

- (1) a commercial prairie rattlesnake harvest permittee;
- (2) a commercial prairie rattlesnake dealer; or
- (3) a person authorized by another state to sell prairie rattlesnakes.

(e) Any commercial prairie rattlesnake dealer may sell prairie rattlesnakes, their parts or

finished products to any person. A bill of sale shall accompany each sale of prairie rattlesnakes or their parts. Finished products may be purchased for any purpose.

(f) Each commercial prairie rattlesnake dealer shall maintain records and shall submit a report to the department not later than 30 days following the close of the period of time established for the commercial taking of prairie rattlesnakes. The records and report shall be on forms provided by the department and shall include the following information:

(1) the name of the permittee;

(2) the address and telephone number of the permittee;

(3) the permit number of the permittee;

(4) a separate entry for each purchase or sale including:

(A) the date of purchase or sale;

(B) a description of items purchased or sold; and

(C) the name, address and permit number of each person from whom prairie rattlesnakes or their parts were purchased or to whom prairie rattlesnakes or their parts were sold; and

(5) other information as required by the secretary.

(g) Each commercial prairie rattlesnake dealer permit shall be valid through December 31 of the year for which it is issued.

(h) Any commercial prairie rattlesnake dealer may possess prairie rattlesnakes, their parts or finished products without regard to numbers.

(i) Any commercial prairie rattlesnake dealer may sell legally acquired prairie rattlesnakes or their parts not more than 30 days after the expiration date of the permit, except a

commercial prairie rattlesnake dealer may continue to possess and sell legally acquired prairie rattlesnakes or their parts if the commercial prairie rattlesnake dealer permit has been renewed.

(j) Each prairie rattlesnake that is less than 18 inches in length shall not be purchased, offered for sale or sold.

(k) In addition to other penalties prescribed by law, a commercial prairie rattlesnake dealer permit may be denied or may be revoked by the secretary if:

- (1) the application is incomplete or contains false information;
- (2) the permittee fails to meet reporting requirements or violates permit conditions; or
- (3) the permittee violates any provision of law or rules and regulations related to

commercial use of prairie rattlesnakes. (Authorized by K.S.A. 1992 Supp. 32-807, as amended by L. 1993, Chapter 185, section 2 and K.S.A. 1992 Supp. 32-941, as amended by L. 1993, Chapter 139, section 1; implementing K.S.A. 1992 Supp. 32-807, as amended by L. 1993, Chapter 185, section 2, K.S.A. 1992 Supp. 32-941, as amended by L. 1993, Chapter 139, section 1, K.S.A. 1992 Supp. 32-1002, as amended by L. 1993, Chapter 185, section 9 and K.S.A. 1992 Supp. 32-1005; effective April 11, 1994.)