

**115-17-17. Commercial prairie rattlesnake harvest permit; permit application and requirements, authority, reports, general provisions and permit revocation. (a) A**

commercial prairie rattlesnake harvest permit shall be required to take prairie rattlesnakes (*Crotalus viridis viridis*) on a commercial basis.

(b) Any individual may apply to the secretary for a commercial prairie rattlesnake harvest permit. 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 of the applicant;

(3) the hunting license number of the applicant unless exempt pursuant to K.S.A. 1992 Supp. 32-919 and amendments thereto or applying for a commercial prairie rattlesnake harvest permit as an individual without a hunting license; and

(4) other information as required by the secretary.

(c) Each permittee shall maintain a current record of activity and shall submit a final report to the department on forms provided by the department. The report shall be submitted not later than 14 days following the end of the time period established for the taking of prairie rattlesnakes on a commercial basis.

(d) The records and reports shall include the following information:

(1) the name of the permittee;

(2) the address of the permittee;

(3) the permit number;

(4) the number of prairie rattlesnakes harvested;

(5) the location of harvest, by county;

- (6) the number of prairie rattlesnakes sold;
  - (7) the name and address of any person to whom prairie rattlesnakes or their parts were sold; and
  - (8) other information as required by the secretary.
- (e) Each commercial prairie rattlesnake harvest permit shall expire on December 31 of the year for which it is issued.
- (f) Each commercial prairie rattlesnake harvest permittee shall only take prairie rattlesnakes during a commercial prairie rattlesnake special event permitted by the department.
- (g) Any commercial prairie rattlesnake harvest permittee may possess legally-taken prairie rattlesnake parts as long as the permittee maintains a valid permit. Live prairie rattlesnakes not otherwise disposed of shall be released live and unrestrained not later than the conclusion of the commercial prairie rattlesnake special event for which the commercial prairie rattlesnake harvest permittee was registered unless otherwise authorized by the department.
- (h) Any commercial prairie rattlesnake harvest permittee may possess prairie rattlesnakes that are less than 18 inches in length. These prairie rattlesnakes shall be released live and unrestrained not later than the conclusion of the commercial prairie rattlesnake special event for which the commercial prairie rattlesnake harvest permittee was registered.
- (i) Each commercial prairie rattlesnake harvest permittee shall only sell prairie rattlesnakes or their parts during a commercial prairie rattlesnake special event as authorized under a commercial prairie rattlesnake special event permit. Each commercial prairie rattlesnake harvest permittee shall register with a commercial prairie rattlesnake special event prior to selling

any prairie rattlesnake or the parts of any prairie rattlesnake.

(j) Any commercial prairie rattlesnake harvest permittee may possess or possess and sell prairie rattlesnake finished products without limit in time.

(k) Each commercial prairie rattlesnake harvest permittee shall only sell prairie rattlesnakes or their parts to a person legally authorized to purchase prairie rattlesnakes. A bill of sale shall accompany each sale of prairie rattlesnakes or their parts.

(l) Any person may purchase or receive prairie rattlesnakes, their parts or finished products from a commercial prairie rattlesnake harvest permittee. However, the prairie rattlesnakes or their parts shall not be purchased or received for resale or sold. Finished products may be purchased or received for any purpose.

(m) Any commercial prairie rattlesnake dealer permittee may purchase or receive prairie rattlesnakes, their parts or finished products from a commercial prairie rattlesnake harvest permittee.

(n) In addition to other penalties prescribed by law, a commercial prairie rattlesnake harvest application or 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 permit requirements or violates permit conditions; or
- (3) the permittee violates any provisions of law, rules or regulations related to the

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.)