

**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

DIVISION OF THE BUDGET

APPROVED

MAY 23 2019

DEPT. OF ADMINISTRATION

APPROVED

MAY 29 2019

ATTORNEY GENERAL

**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.





**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



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.

