

115-25-14. Fishing; creel limit, size limit, possession limit, and open season. (a) The open season for the taking of fish in Kansas shall be January 1 through December 31, with the following exceptions:

(1) The flowing portions and backwaters of the Missouri river and any oxbow lake through which the Kansas-Missouri boundary passes, for which the open snagging season for the taking of paddlefish shall be March 15 through May 15;

(2) the flowing portions of the Kansas river from its origin downstream to its confluence with the Missouri river and the flowing portions of the Arkansas river from its origin downstream to the Kansas-Oklahoma border and on federal reservoirs from 150 yards away from the dam to the upper end of the federal property, for which the open hand-fishing season for the taking of flathead catfish shall be from sunrise to sunset, June 15 through August 31;

(3) for floatline fishing, only on designated federal reservoirs; and

(4) those areas closed by posted notice.

(b) Pursuant to K.A.R. 115-18-12, a trout permit shall be required for each individual who wants to fish on the following waters from November 1 through April 15 (type one waters):

(1) Dodge City Lake Charles;

(2) Coffeyville LeClere Lake;

(3) Colby-Villa High Lake;

(4) Eisenhower State Park Pond;

(5) Fort Scott Gun Park Lake;

(6) Garnett Crystal Lake;

(7) Glen Elder Reservoir Outlet;

(8) Glen Elder State Park Pond;

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- (9) Kanopolis Seep Stream;
- (10) KDOT East Lake, located in Wichita;
- (11) Lake Henry, located in Clinton State Park;
- (12) Unit number 30, located in the Mined Land Wildlife Area;
- (13) Pratt Centennial Pond;
- (14) the following Sedgwick County Park waters:
 - (A) Vic's Lake; and
 - (B) Slough Creek;
- (15) Scott State Park Pond;
- (16) Sherman County Smoky Gardens Lake;
- (17) Topeka Auburndale Park;
- (18) Walnut River Area, located in El Dorado State Park;
- (19) Webster Stilling Basin; and
- (20) Willow Lake, located in Tuttle Creek State Park.

(c) Pursuant to K.A.R. 115-18-12, a trout permit shall be required for each individual who wants to fish for and possess trout on the following waters from November 1 through April 15 (type two waters):

- (1) Atchison City Lake No. 1;
- (2) Belleville City Lake (Rocky Pond);
- (3) Cameron Springs, located on Fort Riley;
- (4) Cedar Bluff Stilling Basin;

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- (5) Cherryvale City Lake (Tanko);
- (6) Cimarron Grasslands Pits;
- (7) Great Bend Veterans Memorial Park Lake;
- (8) Great Bend Stone Lake;
- (9) Herington-Father Padilla Pond;
- (10) Holton-Elkhorn Lake;
- (11) Hutchinson Dillon Nature Center Pond;
- (12) Kanopolis State Park Pond;
- (13) Lake Shawnee, located in Shawnee County;
- (14) Meade State Fishing Lake;
- (15) Moon Lake, located on Fort Riley;
- (16) Salina Lakewood Lake;
- (17) Sandsage Bison Range and Wildlife Area Sandpits;
- (18) Scott State Fishing Lake;
- (19) the following Sedgwick County Park waters:
 - (A) Moss Lake; and
 - (B) Horseshoe Lake;
- (20) Solomon River between Webster Reservoir and Rooks County #2 Road; and
- (21) Syracuse-Sam's Pond.

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(d) The following daily creel limits and size limits shall apply to each pond, lake, impoundment, and other water of the state that is open to public fishing access and to all perennial and intermittent watercourses of the state, unless special creel limits and size limits apply pursuant to subsection (f).

| <u>Species</u> | <u>Creel Limit</u> | <u>Size Limit</u> |
|--|--------------------|-------------------|
| Black bass: largemouth, spotted, or smallmouth | 5* | 15" |
| Channel catfish (fewer than 30 rays in the anal fin) | 10 | -- |
| Blue catfish (30 or more rays in the anal fin) | 5 | -- |
| Trout | 5* | -- |
| Flathead catfish | 5 | -- |
| Walleye, sauger, saugeye | 5* | 15"**** |
| Pike family: northern pike, tiger, or muskellunge | 2* | 30" |
| Striped bass | 5 | -- |
| Wiper: striped bass hybrid | 5 | -- |
| Paddlefish | 2**/2# | -- |
| Crappie: white or black | 50* | -- |
| All other species | No limit | -- |

* The daily creel limit shall be composed of a single listed species or a combination of the species in the listed species group.

** The total snagging creel limit of paddlefish per calendar year shall be six paddlefish.

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*** The 15" length limit on walleye, sauger, and saugeye shall not apply to streams, rivers, and tailwaters.

Any individual younger than 16 years of age may use an adult's paddlefish permit while accompanied by that adult with at least one unused carcass tag in possession. Each paddlefish snagged and kept by the individual younger than 16 years of age shall be included as part of the daily creel limit of the permit holder.

(e) The possession limit shall be three daily creel limits.

(f) Special size limits, creel limits, and bait restrictions for designated waters shall be those limits and restrictions specified in the department's "Kansas special size limits, creel limits, and bait restriction tables," dated August 2, 2021, which is hereby adopted by reference. All fish caught from these designated waters that are of a size or number that is illegal to possess shall be released unrestrained to the water immediately.

This regulation shall be effective on and after January 1, 2022. (Authorized by and implementing K.S.A. 2020 Supp. 32-807.)

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**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. 115-25-14
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 exempt regulation establishes fishing seasons. The proposed version would add adjust length and creel limits within the reference document as well as standardize the age of youth participation with other regulations. The proposed version would also change some trout waters from type 2 to type 1 waters.

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. Missouri, Oklahoma, Colorado and Nebraska all have fishing opportunities managed by dates, times, species and locations.

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 regulation proposal would not likely 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 version of the proposed regulation already allows various types of fishing by species and location. The proposed changes would not have any significant compliance costs.

C. Businesses that would be directly affected by the proposed rule and regulation;

Guide businesses, bait retailers, state parks.

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

Fishing is funded by user fees. License buyers pay the way for public fishing opportunities within Kansas.



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;

Again, the proposal and potential alternatives would likely have no substantial measure on the economic impact on businesses because fishing seasons already exist.

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.

There are no implementation or compliance costs expected to be incurred by business or local governments.

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.

There are no implementation or compliance costs expected to be incurred by business or local governments.

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 active fishing licenses was approximately 400,000 in 2020. A smaller number of number of participants is expected in 2021. This generated approximately \$8,898,095.00 for the agency in 2020, all of which accrues to the wildlife fee fund, and is paid by user fees. Additionally, each individually identifiable angler (400,000) goes 8 days afield per year and spends approximately \$933 per year, generating approximately \$373,200,000 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 a public hearing on this regulation on June 17 in Wichita, where at least 9 members of the public attended and August 5 virtually, where at least 7 members of the public attended. The agency will also hold hearings on September 23 in Beloit and November 18 in Oakley.



- 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.

