

115-1-1. Definitions. (a) Except as specified in subsection (b), the following definitions shall apply to all of department's regulations.

(1) "Arrow" means a missile shot from a bow or a crossbow.

(2) "Artificial lure" means a man-made fish-catching device used to mimic a single prey item. Artificial lures may be constructed of natural, nonedible, or synthetic materials. Multiple hooks, if present, shall be counted as a single hook on an artificial lure.

(3) "Bag limit" means the maximum number of any species, except fish and frogs, that may be taken by a person in a calendar day.

~~(3)~~ (4) "Bait fish" means a member of the minnow or carp family (*Cyprinidae*), sucker family (*Catostomidae*), top minnows or killifish family (*Cyprinodontidae*), shad family (*Clupeidae*), and sunfish family (*Centrarchidae*), but excluding black basses and crappie. The fish listed in K.A.R. 115-15-1 and in K.A.R. 115-15-2 shall not be considered as bait fish.

~~(4)~~ (5) "Bird dog" means a dog used to point, flush, or retrieve game birds, migratory birds, or both.

~~(5)~~ (6) "Bow" means a handheld device with a cord that connects both of its two ends and that is designed to propel an arrow. This term shall include long, recurve, and compound bows.

~~(6)~~ (7) "Bridle path" means an established, maintained, and marked pathway for the riding of animals.

~~(7)~~ (8) "Camping" means erecting a shelter or arranging bedding, or both, or parking a recreation vehicle or other vehicle for the purpose of remaining overnight.

~~(8)~~ (9) “Camping unit” means any vehicle or shelter specifically used for sleeping upon a portion of department lands or waters.

~~(9)~~ (10) “Cast net” means a circular or conical weighted net designed to be cast mouth-downward by hand and withdrawn by lines attached to its margin.

~~(10)~~ (11) “Creel limit” means the maximum total number of any species of fish or frogs that may be taken by a person in a calendar day.

~~(11)~~ (12) “Crossbow” means a transverse-mounted bow with a cord that connects the two ends and that is designed to propel an arrow, including compound crossbows. The arrow is released by a mechanical trigger.

~~(12)~~ (13) “Culling” means replacing one live fish held by an angler for another live fish of the same species if the daily creel limit for that species of fish has not been met.

~~(13)~~ (14) “Department lands and waters” means state parks, state lakes, recreational grounds, wildlife areas, sanctuaries, fish hatcheries, natural areas, historic sites, and other lands, waters, and facilities that are under the jurisdiction and control of the secretary through ownership, lease, license, cooperative agreement, memorandum of understanding, or other arrangement.

~~(14)~~ (15) “Depth finder” means an electronic device used to locate fish or determine underwater structures.

~~(15)~~ (16) “Dip net” means a handheld net that has rigid support about the mouth and is used to land fish.

~~(16)~~ (17) “Draft livestock” means horses, mules, donkeys, and oxen used singly or in tandem

with other horses, mules, donkeys, and oxen for pulling purposes.

~~(17)~~ (18) “Drag event” means a competitive event in which hounds pursue a scent trail. The event may involve a caged, pen-raised furbearer that is not released from the cage during the event.

~~(18)~~ (19) “Dryland set” means any trapping device that is placed or set on land or is not in contact with water.

~~(19)~~ (20) “Eyass” means a young of the year raptor not yet capable of flight.

~~(20)~~ (21) “Falconer” means the holder of a falconry permit.

~~(21)~~ (22) “Falconry” means the taking of wildlife with a trained raptor.

~~(22)~~ (23) “Field trial event for dogs” means a competitive event involving at least six dogs that are judged on hunting or running ability.

~~(23)~~ (24) “Firearm” means a rimfire or centerfire rifle, handgun, or shotgun; a muzzleloading shotgun, rifle, or handgun; or a cap-and-ball pistol.

~~(24)~~ (25) “Fire ring” means an open-topped, man-made, fire-retaining device.

~~(25)~~ (26) “Fireplace” means an enclosed, man-made, fire-retaining device.

~~(26)~~ (27) “Fishing line” means any hand-operated string or cord, utilizing hooks that may be used in conjunction with rods, poles, reels, bows, or spearguns.

~~(27)~~ (28) “Fish trap” means a device for catching fish consisting of a net or other structure that diverts the fish into an enclosure arranged to make escape more difficult than entry.

~~(28)~~ (29) “Fully automatic firearm” means a firearm capable of firing more than one round with a single trigger pull.

~~(29)~~ (30) “Gaff” means a hook attached to a rigid pole.

~~(30)~~ (31) “Gig” means a hand-operated spear with one or more prongs with or without barbs.

~~(31)~~ (32) “Group camping area” means any area within a state park designated by posted notice for camping by organized groups.

~~(32)~~ (33) “Haggard” means an adult raptor in mature plumage.

~~(33)~~ (34) “Hook” means a device with a single shaft and one or more points with or without barbs, used for catching fish and frogs.

~~(34)~~ (35) “Imping” means the repair of damaged feathers.

~~(35)~~ (36) “Kill site” means the location of the wildlife carcass as positioned in the field immediately after being harvested.

~~(36)~~ (37) “Length limit” means the minimum length of a fish allowed in order to take it and not release it to the waters immediately. For the purpose of this paragraph, the length of the fish shall be measured from the tip of the snout to the end of the tail, with the mouth closed and the tail lobes pressed together.

~~(37)~~ (38) “Moorage site” means a location designated for the fastening or securing of a vessel.

~~(38)~~ (39) “Nonsport fish” means carp, drum, white amur, threadfin and gizzard shad, goldfish, gar, suckers including carsuckers and buffalo, eel, sturgeon, goldeye, white perch, and bowfin.

~~(39)~~ (40) “Orthopedic device” means a device that attaches to the body and is required to enable a handicapped person to walk.

~~(40)~~ (41) “Overflow camping area” means an area in a state park that is separate from the

designated overnight camping area and that may be used for a maximum of 24 continuous hours of camping if no alternative camping facilities are available within reasonable driving distances.

~~(41)~~ (42) “Passage” means an immature raptor on first fall migration still in immature plumage.

~~(42)~~ (43) “Pen-raised wildlife” means any wildlife raised in captivity.

~~(43)~~ (44) “Pets” means domesticated wildlife, including dogs and cats.

~~(44)~~ (45) “Possession limit” means the maximum total number of a species that can be retained per person at any one time.

~~(45)~~ (46) “Prime camping site” means any site within a state park so designated by posted notice of the secretary and subject to an additional charge.

~~(46)~~ (47) “Raptors” means members of the order Falconiformes or Strigiformes and specifically falcons, hawks, and owls.

~~(47)~~ (48) “Raw pelt” means the undressed skin of an animal with its hair, wool, or fur in its natural state, without having undergone any chemical preservation converting the skin to a leather condition.

~~(48)~~ (49) “Recreational vehicle” means a vehicle or trailer unit that contains sleeping or housekeeping accommodations, or both.

~~(49)~~ (50) “Running” means the pursuing or chasing of furbearers or rabbits with hounds. This term shall not include the capturing, killing, injuring, or possessing of furbearers or rabbits, or having a firearm or other weapon in possession while running, except during established furbearer or rabbit hunting seasons.

~~(50)~~ (51) “Sanctioned or licensed coyote field trial” means a competitive event that involves only sight or trail hounds and that has been advertised in one of the national foxhound journals ~~no fewer than~~ at least 30 days before the event.

~~(51)~~ (52) “Sanctioned or licensed furbearer field trial” means a competitive event in which dogs pursue unrestrained furbearers and that is sanctioned or licensed by any of the national kennel or field dog organizations for the express purpose of improving the quality of the breed through the awarding of points or credits toward specific class championships or other national recognition.

~~(52)~~ (53) “Seine” means a net with a float line and lead line designed to be pulled through the water for the purpose of catching fish.

~~(53)~~ (54) “Set line” means a string or cord that is anchored at one point, does not have more than two hooks, and is not associated with a hand-operated mechanical reel.

~~(54)~~ (55) “Sight hound” means a dog used to pursue furbearers, rabbits, hares, or coyotes by sight.

~~(55)~~ (56) “Skin and scuba diving” means swimming or diving while equipped with a face mask or goggles, allowing underwater vision and possibly involving an underwater breathing apparatus.

~~(56)~~ (57) “Snagging” means the hooking of a fish in any part of its anatomy other than the inside of the mouth.

~~(57)~~ (58) “Speargun” means a device used to propel a spear through the water by mechanical means or compressed gas.

~~(58)~~ (59) “Sport fish” means northern pike, walleye, saugeye, sauger, yellow perch, striped bass,

white bass, black bass including largemouth, spotted, and smallmouth bass, striped bass hybrid, trout, muskellunge, tiger muskie, channel catfish, blue catfish, flathead catfish, paddlefish, and panfish including bullhead, black and white crappie, bluegill, redear sunfish, green sunfish, warmouth, and rock bass.

~~(59)~~ (60) “State fishing lake” means a department facility that contains the words “state fishing lake” in the name of the area.

~~(60)~~ (61) “Tip-up” means an ice fishing device designed to signal the strike of a fish.

~~(61)~~ (62) “Trail hound” means a dog used to trail furbearers, rabbits, hares, or coyotes by scent.

~~(62)~~ (63) “Transfer” means any of the following:

(A) To reassign one’s license, permit, or other issue of the department to another individual;

(B) to exchange any license, permit, or other issue of the department between individuals; or

(C) to carry another individual's license, permit, or other issue of the department when that

individual is not present.

~~(63)~~ (64) “Trot line” means a string or cord anchored at one or more points that does not have more than 25 hooks and is not associated with a hand-operated mechanical reel.

~~(64)~~ (65) “Turkey” means wild turkey.

~~(65)~~ (66) “Unattended fishing line” means any fishing line set to catch fish that is not marked or tagged as required by K.A.R. 115-7-2 or K.A.R. 115-17-11 and not immediately attended by the operator of the fishing line.

~~(66)~~ (67) “Wake” means the waves thrown by a vessel moving on water.

~~(67)~~ (68) “Water race” means a competitive event in which hounds pursue a scent device or a caged, pen-raised furbearer through water. The furbearer is not released during the event.

~~(68)~~ (69) “Water set” means any trapping device that has the gripping portion at least half-submerged when placed or set in flowing or pooled water and remains at least half-submerged in contact with the flowing or pooled water.

(b) Exceptions to the definitions in this regulation shall include the following:

(1) The context requires a different definition.

(2) The defined term is specifically defined differently within the department’s other regulations. (Authorized by and implementing K.S.A. 32-807, as amended by L. 2012, Ch. 47, Sec. 25; effective Dec. 26, 1989; amended June 8, 1992; amended Sept. 19, 1997; amended Nov. 21, 2003; amended July 22, 2011; amended P-_____.)