

**SENATE BILL No. 269**

By Committee on Federal and State Affairs

2-23

1 AN ACT concerning public health and safety; relating to dangerous  
2 regulated animals; prohibiting the sale, slaughter and acquisition of  
3 such animals; including nonhuman primates and nonhybrid wolves as  
4 dangerous regulated animals; requiring sufficient barriers and distance  
5 between dangerous regulated animals and the public; amending K.S.A.  
6 2020 Supp. 32-1301, 32-1302, 32-1303, 32-1304, 32-1305, 32-1306,  
7 32-1307, 32-1308 and 32-1310 and repealing the existing sections; also  
8 repealing K.S.A. 2020 Supp. 32-1309.  
9

10 *Be it enacted by the Legislature of the State of Kansas:*

11 Section 1. K.S.A. 2020 Supp. 32-1301 is hereby amended to read as  
12 follows: 32-1301. As used in this act:

13 (a) "Person" means any individual, firm, partnership, corporation,  
14 association, municipality or other business entity.

15 (b) "Wildlife sanctuary" means a not-for-profit organization exempt  
16 from federal income taxation pursuant to section 501(c)(3) of the internal  
17 revenue code of 1986, ~~as in effect on July 1, 2006~~, that:

18 (1) Operates a place of refuge where abused, neglected, unwanted,  
19 impounded, abandoned, orphaned or displaced dangerous regulated  
20 animals are provided care for such animal's lifetime;

21 (2) does not conduct any commercial activity with respect to any  
22 dangerous regulated animal possessed by the organization;

23 (3) does not sell, trade, auction, lease or loan dangerous regulated  
24 animals, or parts thereof, ~~which~~ *that* the organization possesses;

25 (4) does not breed any dangerous regulated animal ~~of which~~ *that* the  
26 organization possesses, except as an integral part of the species survival  
27 plan of the ~~American zoo and aquarium~~ *association of zoos and*  
28 *aquariums*;

29 (5) does not conduct any activity that is not inherent to the dangerous  
30 regulated animal's nature;

31 (6) does not use the dangerous regulated animal for any type of  
32 entertainment purposes; and

33 (7) operates a refuge in compliance with regulations promulgated by  
34 the United States department of agriculture for dangerous regulated  
35 animals, except non-native, venomous snakes, under the animal welfare  
36 act, public law 89-544, ~~as amended and in effect on July 1, 2006~~ *2021*, and

1 the regulations and standards adopted under such act in effect on July 1,  
2 ~~2006~~ 2021, relating to operations, animal health and husbandry. All  
3 dangerous regulated animals shall be caged in compliance with ~~the~~  
4 ~~provisions set forth in~~ K.S.A. 2020 Supp. 32-1306, and amendments  
5 thereto.

6 (c) "Possess" means to own, care for, have custody of or control.

7 (d) "Dangerous regulated animal" means a live or slaughtered parts  
8 of:

9 (1) Lions, tigers, leopards, jaguars, cheetahs and mountain lions, or  
10 any hybrid thereof;

11 (2) bears or any hybrid thereof; ~~and~~

12 (3) *nonhuman primates*;

13 (4) *wolves, excluding any hybrid thereof; and*

14 (5) all non-native, venomous snakes.

15 (e) "Local animal control authority" means an agency of the county  
16 or city that is responsible for animal control operations in ~~such~~  
17 ~~governmental entity's~~ *the jurisdiction of the county or city* and includes the  
18 animal control officer, as defined by K.S.A. 47-1701, and amendments  
19 thereto, of such county or city. If the county or city does not have an  
20 animal control officer, for cities of the first class, the chief law  
21 enforcement officer shall have the local animal control authority duties and  
22 responsibilities pursuant to this act and for all other cities and counties, the  
23 county sheriff shall have the local animal control authority duties and  
24 responsibilities pursuant to this act.

25 (f) "Registered designated handler" means a person who is registered  
26 or ~~would be~~ required to be registered pursuant to K.S.A. 2020 Supp. 32-  
27 1310, and amendments thereto.

28 Sec. 2. K.S.A. 2020 Supp. 32-1302 is hereby amended to read as  
29 follows: 32-1302. (a) Except as *otherwise provided in this section*, it is  
30 unlawful for a person to possess, slaughter, sell, purchase or otherwise  
31 acquire a *live* dangerous regulated animal.

32 (b) *Except as provided in subsection (d), a person shall not take*  
33 *possession of a dangerous regulated animal or allow dangerous regulated*  
34 *animals in such person's possession to breed.*

35 (c) On and after October 1, 2006, a person who possesses a  
36 dangerous regulated animal, *except for nonhuman primates or wolves*,  
37 shall be in compliance with regulations promulgated by the United States  
38 department of agriculture for dangerous regulated animals, except non-  
39 native, venomous snakes, under the animal welfare act, public law 89-544,  
40 as amended and in effect on July 1, 2006, and the regulations and  
41 standards adopted under such act in effect on July 1, 2006, relating to  
42 operations, animal health and husbandry; and to provide adequate  
43 veterinary care for *such* dangerous regulated animals. All dangerous

1 regulated animals shall be caged in compliance with the provisions set  
 2 forth in K.S.A. 2020 Supp. 32-1306, and amendments thereto.

3 ~~(e) Except as provided in subsection (d), a person shall not take~~  
 4 ~~possession of a dangerous regulated animal or allow dangerous regulated~~  
 5 ~~animals in such person's possession to breed.~~

6 (d) (1) A person who possesses a valid United States department of  
 7 agriculture license, is in compliance with the United States department of  
 8 agriculture animal welfare act, regulations and standards on July 1, 2006,  
 9 and, within 10 years preceding July 1, 2006, has not been convicted of a  
 10 felony under the laws of Kansas or a crime under a law of another  
 11 jurisdiction which is substantially the same as a felony, may breed,  
 12 purchase or otherwise acquire new dangerous regulated animals, *except*  
 13 *nonhuman primates or wolves*, after July 1, 2006, in order to:

14 ~~(A)~~ Maintain the operating inventory of dangerous regulated  
 15 animals possessed on July 1, 2006;

16 ~~(B)~~ sell dangerous regulated animals to other United States  
 17 department of agriculture licensed and compliant facilities within Kansas  
 18 for replacement purposes as provided in ~~paragraph (A)~~ *subparagraph (A)*;  
 19 and

20 ~~(C)~~ sell dangerous regulated animals outside Kansas.

21 (2) *A person who possesses a valid United States department of*  
 22 *agriculture license, is in compliance with the United States department of*  
 23 *agriculture animal welfare act, regulations and standards, as in effect on*  
 24 *July 1, 2021, and within the 10 years immediately preceding July 1, 2021,*  
 25 *has not been convicted of a felony under the laws of Kansas or of another*  
 26 *jurisdiction that is a felony or substantially the same as a felony in Kansas*  
 27 *may breed, purchase or otherwise acquire nonhuman primates or wolves*  
 28 *after July 1, 2021, in order to:*

29 (A) *Maintain the operating inventory of nonhuman primate or wolves*  
 30 *possessed on July 1, 2021;*

31 (B) *sell nonhuman primates or wolves to other persons licensed by*  
 32 *the United States department of agriculture or other compliant facilities*  
 33 *within Kansas for replacement purposes provided in subparagraph (A); or*

34 (C) *sell nonhuman primates or wolves outside Kansas.*

35 Sec. 3. K.S.A. 2020 Supp. 32-1303 is hereby amended to read as  
 36 follows: 32-1303. (a) (1) *Except for possession of a nonhuman primate or*  
 37 *wolf as provided in subsection (b), on and after September 1, 2006, a*  
 38 *person who possesses a dangerous regulated animal shall notify, in*  
 39 *writing, and register the dangerous regulated animal with the local animal*  
 40 *control authority.*

41 ~~(b)~~(2) The notification shall include the person's name, address,  
 42 telephone number and a complete inventory of each dangerous regulated  
 43 animal that the person possesses. The inventory shall include the following

1 information:

2 (A) Number and species of each dangerous regulated animal;

3 (B) the microchip identification number and manufacturer of such  
4 microchip for each dangerous regulated animal, if available;

5 (C) the exact location where each dangerous regulated animal is kept;

6 (D) the age, sex, color, weight, scars and any distinguishing marks of  
7 each dangerous regulated animal; and

8 (E) the name of any person who is a registered designated handler.

9 ~~(e)~~(3) When a person who possesses a dangerous regulated animal  
10 has a microchip implanted in such animal for identification, the name of  
11 the microchip manufacturer and the microchip identification number shall  
12 be provided to the local animal control authority. If a dangerous regulated  
13 animal is sedated for any reason and such animal does not have a  
14 microchip implanted, a microchip shall be implanted in such animal.  
15 Within 30 days after the microchip is implanted, the name of the microchip  
16 manufacturer and the microchip identification number shall be provided to  
17 the local animal control authority. Within 30 days of acquisition, a person  
18 acquiring ownership of an offspring with a microchip implanted shall  
19 comply with microchip information reporting requirements of this  
20 subsection.

21 (b) *A person 21 years of age or older who lawfully possessed a*  
22 *nonhuman primate or wolf prior to July 1, 2021, may possess a nonhuman*  
23 *primate or wolf, if such person:*

24 (1) *Maintains veterinary records, acquisition papers or other*  
25 *documents that establish that the person lawfully possessed the nonhuman*  
26 *primate or wolf prior to July 1, 2021;*

27 (2) *except as provided in K.S.A. 2020 Supp. 32-1302(d), and*  
28 *amendments thereto, shall not acquire any additional nonhuman primates*  
29 *or wolves after July 1, 2021, whether by purchase, donation or breeding,*  
30 *unless such additional nonhuman primates or wolves are born from a*  
31 *nonhuman primate or wolf owned by such person prior to July 1, 2021,*  
32 *following a gestation period beginning prior to July 1, 2021;*

33 (3) *has not been convicted of an offense involving the abuse or*  
34 *neglect of any animal pursuant to any state, local or federal law or any*  
35 *felony within the past 10 years;*

36 (4) *has not had a license or permit for the care, possession,*  
37 *exhibition, breeding or sale of animals revoked or suspended by any local,*  
38 *state or federal agency;*

39 (5) *kept each nonhuman primate or wolf in a facility and in*  
40 *conditions that comply with the husbandry, caging and care standards*  
41 *adopted pursuant to K.S.A. 2020 Supp. 32-1305 and 32-1306, and*  
42 *amendments thereto;*

43 (6) *has an identification number placed in each nonhuman primate*

1 or wolf via subcutaneous microchip, at the expense of the owner, unless a  
2 veterinarian determines that any microchip implantation would be  
3 harmful to the nonhuman primate's well-being or wolf's well-being; and

4 (7) submits an application for registration by September 1, 2021, and  
5 annually thereafter, to the local animal control authority, including the  
6 person's name, address, telephone number and a complete inventory of  
7 each nonhuman primate or wolf possessed by such person. The inventory  
8 shall include a photograph of each nonhuman primate or wolf and the  
9 following information:

10 (A) The number and species of each nonhuman primate or wolf;

11 (B) the microchip identification number and manufacturer of such  
12 microchip for each nonhuman primate or wolf, if available;

13 (C) the location where each nonhuman primate or wolf is kept;

14 (D) the age, sex, color, weight, scars and any distinguishing marks of  
15 each nonhuman primate or wolf;

16 (E) the name of any person who is a registered designated handler;  
17 and

18 (F) the name and address of the person from whom the applicant  
19 obtained the nonhuman primate or wolf, if known.

20 ~~(d)~~(c) A local animal control authority may inspect the premises  
21 where dangerous regulated animals are physically located.

22 Sec. 4. K.S.A. 2020 Supp. 32-1304 is hereby amended to read as  
23 follows: 32-1304. (a) The local animal control authority may charge the  
24 following annual fees:

25 (1) Premises inspection fee of not more than \$100.

26 (2) Dangerous regulated animal registration fee, per animal, of not  
27 more than \$50. The maximum amount charged for such animal registration  
28 per person is \$500.

29 (3) Additional ~~premise~~ *premises* inspection fee, ~~if the person acquires~~  
30 ~~and possesses another type of dangerous regulated animal,~~ of not more  
31 than \$100.

32 (b) A certificate of registration ~~shall~~ *may* be issued by the local  
33 animal control authority to the person for each dangerous regulated animal  
34 ~~and upon~~ inspection ~~upon~~, payment of the fee *and compliance with K.S.A.*  
35 *2020 Supp. 32-1303(a) or (b), and amendments thereto.*

36 (c) Any person who possesses a dangerous regulated animal shall  
37 maintain liability insurance coverage or secure a bond in an amount of not  
38 less than \$250,000 for each occurrence for liability damages for  
39 destruction of or damage to property and death or bodily injury to a person  
40 caused by the dangerous regulated animal. The person possessing the  
41 animal shall provide a copy of the policy for liability insurance or proof of  
42 the bond to the local animal control authority. Any insurer shall notify the  
43 local animal control authority, in writing, of any expiration, reduction or

1 cancellation of liability insurance, furnished as required by this subsection,  
2 not later than 10 days before the expiration, reduction or cancellation takes  
3 effect. Any surety company who secures the performance of the bond shall  
4 notify the local animal control authority, in writing, of any expiration,  
5 reduction or cancellation of the bond, furnished as required by this  
6 subsection, not later than 10 days before the expiration, reduction or  
7 cancellation takes effect.

8 (d) Any fees charged and collected shall be retained by the local  
9 animal control authority to be used to implement the provisions of this act.

10 Sec. 5. K.S.A. 2020 Supp. 32-1305 is hereby amended to read as  
11 follows: 32-1305. (a) A person who possesses a dangerous regulated  
12 animal shall meet the requirements set forth in this section.

13 (b) A person who possesses a dangerous regulated animal shall  
14 maintain health and ownership records on each dangerous regulated  
15 animal and shall maintain the records for the life of the animal. If  
16 possession of the dangerous regulated animal is transferred to another  
17 person, a copy of the health and ownership records shall accompany the  
18 animal.

19 (c) A person who possesses a dangerous regulated animal shall  
20 maintain an ongoing program of veterinary care ~~which~~ that includes a  
21 veterinary visit to the premises at least annually.

22 (d) A person who possesses a dangerous regulated animal shall notify  
23 the local animal control authority in writing within 10 days of a change in  
24 address or location where the dangerous regulated animal is kept.

25 (e) A person with a United States department of agriculture license  
26 for dangerous regulated animals shall forward a copy of such person's  
27 United States department of agriculture inspection report to the local  
28 animal control authority within 30 days of receipt of the inspection report.

29 (f) A person who possesses a dangerous regulated animal shall  
30 prominently display a sign on the structure where the animal is housed  
31 indicating that a dangerous regulated animal is on the premises.

32 (g) A person who possesses a dangerous regulated animal shall  
33 immediately notify local law enforcement officials of any escape of a  
34 dangerous regulated animal. The person who possesses the dangerous  
35 regulated animal is liable for any costs incurred by any person, city, county  
36 or state agency resulting from the escape of a dangerous regulated animal  
37 unless the escape is due to a criminal act by another person or a natural  
38 event.

39 (h) A person who possesses a dangerous regulated animal shall  
40 maintain a written recovery plan in the event of the escape of a dangerous  
41 regulated animal. The person shall maintain live traps or other equipment  
42 necessary to assist in the recovery of the dangerous regulated animal.

43 (i) ~~If requested by the local animal control authority,~~ A person may

1 not move a dangerous regulated animal from such animal's location unless  
2 the person notifies the local animal control authority prior to moving the  
3 animal. The notification shall include the date and the location where the  
4 animal is moved. This subsection shall not apply to a dangerous regulated  
5 animal transported to a licensed veterinarian.

6 (j) If a person who possesses a dangerous regulated animal can no  
7 longer care for the animal, the person shall take the appropriate steps to  
8 find long-term placement for the dangerous regulated animal *in a facility*  
9 *exempt from this act pursuant to K.S.A. 2020 Supp. 32-1308, and*  
10 *amendments thereto.*

11 Sec. 6. K.S.A. 2020 Supp. 32-1306 is hereby amended to read as  
12 follows: 32-1306. (a) All dangerous regulated animals shall be confined  
13 within a cage of sufficient strength and design for the purposes of  
14 maintaining and housing or transporting the animal. The requirements for  
15 sufficient caging shall be established by rules and regulations adopted by  
16 the secretary of wildlife, parks and tourism. ~~Any cage or confinement~~  
17 ~~structure shall be constructed in such a manner that prohibits physical~~  
18 ~~contact with any person other than such persons listed in subsection (d).~~

19 (b) ~~No~~A dangerous regulated animal shall ~~not be allowed to be~~  
20 ~~tethered, leashed or chained outdoors; or allowed to run at large.~~

21 (c) A dangerous regulated animal shall not be mistreated, neglected,  
22 abandoned or deprived of necessary food, water and sustenance.

23 (d) (1) A dangerous regulated animal shall not be allowed to come  
24 into physical contact with any person other than the person possessing the  
25 animal, the registered designated handler or a veterinarian administering  
26 medical examination, treatment or care. *Except for nonhuman primates of*  
27 *the family lemuridae, a dangerous regulated animal shall not be allowed*  
28 *to be in proximity to members of the public, including, but not limited to,*  
29 *offering photographic opportunities next to dangerous regulated animals*  
30 *of any age or size, without sufficient distance and protective barriers.*

31 (2) *If a dangerous regulated animal potentially exposes a human to*  
32 *rabies or any other zoonotic disease, the person who possesses the*  
33 *dangerous regulated animal shall report the potential exposure to the*  
34 *local animal control authority within 24 hours of such potential exposure.*

35 (e) A dangerous regulated animal shall not be brought to any public  
36 property or commercial or retail establishment, except to bring the animal  
37 to a licensed veterinarian or veterinarian clinic.

38 Sec. 7. K.S.A. 2020 Supp. 32-1307 is hereby amended to read as  
39 follows: 32-1307. (a) Any dangerous regulated animal may be seized by  
40 the local animal control authority as provided in this section.

41 (b) The local animal control authority, upon issuance of a notice of  
42 inspection, shall be granted access at reasonable times to premises where  
43 the local animal control authority has reason to believe a violation of this

1 act is occurring or has occurred.

2 (c) If a person who possesses a dangerous regulated animal is not in  
3 compliance with the requirements of this act, the local animal control  
4 authority shall take possession of the animal for custody and care,  
5 following the procedures in this subsection.

6 (d) Upon request of a person possessing a dangerous regulated  
7 animal, the local animal control authority may allow the animal to remain  
8 in the physical custody of the owner for 30 days, during which time the  
9 owner shall take all necessary actions to come in compliance with this act.  
10 During the 30-day period, the local animal control authority may inspect,  
11 at any reasonable time, the premises where the animal is kept. *The local  
12 animal control authority may extend such 30-day period by not more than  
13 an additional 30 days.*

14 (e) If a person who possesses a dangerous regulated animal is not in  
15 compliance with this act following the 30-day period described in  
16 subsection (d), the local animal control authority shall seize the animal and  
17 place it in a holding facility that is appropriate for the species for up to 10  
18 days. The authority taking custody of an animal under this subsection shall  
19 provide a notice of the seizure by delivering or mailing it to the person  
20 possessing such dangerous regulated animal, by posting a copy of the  
21 notice at the premise where the animal is taken into custody, or by  
22 delivering it to a person residing on the premise. The notice shall include:

23 (1) A description of the animal seized; the authority for and purpose  
24 of the seizure; the time, place and circumstances under which the animal  
25 was seized; and a contact person and telephone number;

26 (2) a statement that a person from whom a dangerous regulated  
27 animal was seized may post security to prevent disposition of the animal  
28 and may request a hearing concerning the seizure and that failure to do so  
29 within five business days of the date of the notice will result in disposition  
30 of the animal;

31 (3) a statement that actual costs of the care, keeping and disposal of  
32 the dangerous regulated animal are the responsibility of the person from  
33 whom the animal was seized, except to the extent that a court or hearing  
34 officer finds that the seizure was not substantially justified by law; and

35 (4) a form that can be used by a person from whom a dangerous  
36 regulated animal was seized for requesting a hearing under this subsection.

37 (f) If a person from whom the dangerous regulated animal was seized  
38 makes a request within five business days of the seizure, a hearing must be  
39 held within five business days of the request to determine the validity of  
40 the seizure and disposition of the animal. The judge or hearing officer may  
41 authorize the return of the animal to the person from whom the animal was  
42 seized if the judge or hearing officer finds:

43 (1) That the person can and will provide the care required by law for

1 the dangerous regulated animal; and

2 (2) the dangerous regulated animal is physically fit.

3 (g) If a judge or hearing officer orders a permanent disposition of the  
4 dangerous regulated animal, the local animal control authority may take  
5 steps to find long-term placement for the animal with a wildlife sanctuary;  
6 ~~or an appropriate United States department of agriculture licensed or a~~  
7 *facility exempt from this act pursuant to K.S.A. 2020 Supp. 32-1308, and*  
8 *amendments thereto.*

9 (h) A person from whom a dangerous regulated animal is seized is  
10 liable for all actual costs of care, keeping and disposal of the animal,  
11 except to the extent that a court or hearing officer finds that the seizure  
12 was not substantially justified by law. The costs shall be paid in full or a  
13 mutually satisfactory arrangement for payment shall be made between the  
14 local animal control authority and the person claiming an interest in the  
15 animal before return of the animal to the person.

16 (i) A person from whom a dangerous regulated animal has been  
17 seized under this subsection may prevent disposition of the animal by  
18 posting security in the amount sufficient to provide for the actual costs of  
19 care and keeping of the animal. The security shall be posted within five  
20 business days of the seizure, inclusive of the day of the seizure.

21 (j) If circumstances exist threatening the life of a person or the life of  
22 any animal, any law enforcement agency or the local animal control  
23 authority shall seize a dangerous regulated animal without an opportunity  
24 for hearing or court order, or destroy the animal.

25 (k) Upon proper determination by a licensed veterinarian, any  
26 dangerous regulated animal taken into custody under this section may be  
27 immediately euthanized when the dangerous regulated animal is suffering  
28 and is beyond cure through reasonable care and treatment.

29 (l) The agency or authority taking custody of the dangerous regulated  
30 animal may recover all costs incurred under this section.

31 Sec. 8. K.S.A. 2020 Supp. 32-1308 is hereby amended to read as  
32 follows: 32-1308. Exemptions to the provisions set forth in this act are as  
33 follows:

34 (a) Institutions accredited by the ~~American zoo and aquarium~~  
35 *association of zoos and aquariums* or the zoological association of  
36 America shall be exempt from K.S.A. 2020 Supp. 32-1302(a) and 32-  
37 1303, and amendments thereto.

38 (b) A wildlife sanctuary registered with the local animal control  
39 authority shall be exempt from K.S.A. 2020 Supp. 32-1302(a), and  
40 amendments thereto.

41 ~~(c) The Kansas department of wildlife, parks and tourism, or a person~~  
42 ~~issued a permit by the secretary pursuant to K.S.A. 32-952, and~~  
43 ~~amendments thereto, shall be exempt from this act.~~

1       ~~(d)~~ A licensed or accredited research or medical institution shall be  
2 exempt from K.S.A. 2020 Supp. 32-1302 and 32-1303, and amendments  
3 thereto.

4       ~~(e)~~ ~~A United States department of agriculture licensed exhibitor of~~  
5 ~~dangerous regulated animals while transporting or as part of a circus,~~  
6 ~~carnival, rodeo or fair shall be exempt from this act.~~

7       (d) (1) *An exhibitor shall be exempt from K.S.A. 2020 Supp. 32-*  
8 *1302(a), 32-1303, 32-1305 and 32-1306(a), (b), (c) and (e), and*  
9 *amendments thereto, if such exhibitor:*

10       (A) *Holds a valid class C license issued pursuant to the animal*  
11 *welfare act, 7 U.S.C. § 2131 et seq., as in effect on July 1, 2021;*

12       (B) *is not based in this state;*

13       (C) *does not conduct performances in this state for more than 30*  
14 *days in any 12-month period; and*

15       (D) (i) *regularly conducts performances featuring live animals and*  
16 *more than one trained human entertainer, including, but not limited to,*  
17 *clowns or acrobats; or*

18       (ii) *is the employee or contractor of a film production company, as*  
19 *defined in K.S.A. 79-32,259, and amendments thereto, who is in this state*  
20 *for the purpose of producing a film.*

21       (2) *When a dangerous regulated animal is not being featured in such*  
22 *a performance or film production, the animal shall be maintained at all*  
23 *times in a species-appropriate cage or travel container. At least 72 hours*  
24 *prior to entering the state, the exhibitor shall provide written notice of the*  
25 *transport to a state veterinarian that includes the number and type of*  
26 *dangerous regulated animals that will be transported into the state. Such*  
27 *notification is in addition to any veterinary certificates or other permits*  
28 *required by local, state or federal law.*

29       (e) *A person temporarily transporting a legally owned dangerous*  
30 *regulated animal through the state shall be subject to the provisions of*  
31 *K.S.A. 2020 Supp. 32-1302(a), (c) and (e), and amendments thereto, if the*  
32 *transit time is not more than 48 hours, the dangerous regulated animal is*  
33 *not exhibited and is maintained at all times in a species-appropriate cage*  
34 *or other travel container. At least 72 hours prior to entering the state, the*  
35 *person shall provide written notice of the transport to a state veterinarian*  
36 *that includes the number and type of dangerous regulated animals that*  
37 *will be transported into the state. Such notification is in addition to any*  
38 *veterinary certificates or other permits required by local, state or federal*  
39 *law. If the requirements of this subsection are met, the person transporting*  
40 *such animal shall be exempt from any other provisions of this act.*

41       (f) *Law enforcement agencies and officers shall be exempt from this*  
42 *act for the purpose of enforcement.*

43       (g) *Duly incorporated nonprofit animal protection organizations,*

1 *such as humane societies and animal shelters, temporarily housing a*  
2 *dangerous regulated animal at the written request of a law enforcement*  
3 *agency shall be exempt from this act.*

4 Sec. 9. K.S.A. 2020 Supp. 32-1310 is hereby amended to read as  
5 follows: 32-1310. (a) Annually, on or before April 1, a local animal control  
6 authority shall report to the secretary of wildlife, parks and tourism on  
7 dangerous regulated animals registered with the local animal control  
8 authority during the preceding calendar year. The report shall include all  
9 registration information submitted to the local animal control authority  
10 under ~~subsection (b) of K.S.A. 2020 Supp. 32-1303(b)~~, and amendments  
11 thereto, and information on enforcement actions taken under this act.

12 (b) It shall be a violation of this act for a person who does not own  
13 the dangerous regulated animal, to care for, have custody or control of  
14 such animal unless such person is *an employee of the person who owns the*  
15 *dangerous regulated animal and is a registered designated handler*. Any  
16 such person applying for a designated handler registration shall file an  
17 application on a form prescribed by the local animal control authority.  
18 Application for such registration shall be accompanied by an application  
19 fee not exceeding \$25. If the local animal control authority finds the  
20 applicant to be qualified to be a registered designated handler after  
21 meeting the training, experience and ability requirements determined by  
22 the secretary of wildlife, parks and tourism, the local animal control  
23 authority ~~shall~~ *may* issue a designated handler registration ~~which that~~ shall  
24 expire at the end of the calendar year.

25 (c) The secretary of wildlife, parks and tourism shall provide  
26 educational training programs for the local animal control authority  
27 concerning the provisions of this act and the handling of dangerous  
28 regulated animals.

29 (d) The secretary of wildlife, parks and tourism shall adopt rules and  
30 regulations:

31 (1) Establishing training, experience and ability requirements for  
32 registered designated handlers; and

33 (2) to implement the provisions of this act.

34 Sec. 10. K.S.A. 2020 Supp. 32-1301, 32-1302, 32-1303, 32-1304, 32-  
35 1305, 32-1306, 32-1307, 32-1308, 32-1309 and 32-1310 are hereby  
36 repealed.

37 Sec. 11. This act shall take effect and be in force from and after its  
38 publication in the statute book.