

**Kansas Administrative Regulations
Economic Impact Statement
For the Kansas Division of the Budget**

KDWPT
Agency

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Agency Contact

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Contact Phone Number

K.A.R. 115-17-2
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 changes to the regulation include removing common carp from the list of allowable species to be sold for bait. The purpose of the change is to begin the process for removing vectors of introduction of carp into the wild. Technology will allow all states, including the Department, to remove common carp at some point in the future and this is the first step in that process.

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 regulation is not mandated by the federal government. The policy issue is attempting to jointly eradicate common carp from the wild. Colorado and Nebraska have restrictions on the sale of common carp. Oklahoma and Missouri do not have restrictions on the sale of common carp.

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;

Less than five percent of the 200 plus bait dealers in Kansas sell common carp for bait so the impact will be small.

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 economic effect of prohibiting the sale of common carp is minimal. There are lots of other species that may be sold as bait.

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

Less than five percent of the 200 plus bait dealers in Kansas sell common carp as bait.

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

The benefit of the prohibition on the sale of common carp is that it reduces vectors for introduction of the species in the wild. In the wild, the species outcompetes native species.

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;

Contact with the bait dealers who sell common carp as bait.

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.

\$0 because there are many alternatives for sale of bait.

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.

\$0 because there are many alternatives for sale of bait.

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.

Phasing out one of the vectors for introduction of an invasive species into the wild is necessary for the long term reduction and elimination of the species in the United States. Many other alternatives exist for the sale of bait fish in Kansas. It is replacing one species with another non-invasive species.

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

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.

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- 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).**

Contact with individual vendors, 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.

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