

1 AN ACT relating to natural resources.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 151.210 is amended to read as follows:

- 4 (1) Any owner of land contiguous to public water shall at all times have the right to the  
5 use of ***the public*** water~~[ therefrom to satisfy his needs]~~ for domestic purposes,  
6 which shall include water for household purposes, drinking water for poultry,  
7 livestock, and domestic animals. The use of water for ~~[such]~~ domestic purposes  
8 shall have priority and be superior to any and all other uses.
- 9 (2) An owner or group of owners of land contiguous to public water, operating under a  
10 withdrawal permit, shall have the right to impound and conserve water:~~[ for their~~  
11 ~~use by impounding such water]~~
- 12 ***(a)*** Behind a dam in the natural stream bed or on their land; ~~and~~  
13 ***(b)*** When the flow of the stream or level of the lake~~[ is such that the impounding]~~  
14 will not impair existing uses ***of the water***~~[,]~~ or will not unreasonably interfere  
15 with a beneficial use ***of the water*** by other water users.
- 16 ***(3)*** An obstruction placed across a natural stream shall be approved by the cabinet as  
17 provided in KRS 151.250. ***Any obstruction approved by the cabinet***~~[, and]~~ shall  
18 ***include***~~[provide]~~ an outlet ***so any water***~~[for the release of water]~~ which the owner is  
19 not entitled to use or withdraw under KRS Chapters 146, 149, 151, 262, 350.029  
20 and 433.750 to 433.757 ***is released.***~~[, and]~~ The owner shall operate the outlet in  
21 accordance with this ***subsection***~~[provision].~~