

1 AN ACT relating to hunting and fishing licenses and declaring an emergency.

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

3 ➔Section 1. KRS 150.170 is amended to read as follows:

4 (1) Except as provided in the following subsections of this section, and subject to
5 administrative regulations promulgated under this chapter, no person, resident, or
6 nonresident shall do any act authorized by any kind of license or permit or assist in
7 any way any person in doing any act provided for in this chapter with respect to
8 wildlife unless he or she holds the kind of license or permit, resident or nonresident,
9 that authorizes the act. It shall be the specific purpose of this chapter to prohibit the
10 taking or pursuing of any wildlife, protected or unprotected, or the fishing in any
11 stream or body of water whether public or private, without first procuring the
12 license provided for in KRS 150.175, except to the extent as may be otherwise
13 provided in this section.

14 (2) A person under sixteen (16) years of age may, without a sport fishing license, take
15 fish by angling, or take minnows by the use of a minnow seine, minnow trap, or dip
16 net.

17 (3) A person under twelve (12) years of age shall be exempt from being required to
18 obtain a sport hunting or sport trapping license as required by this chapter.

19 (4) The resident owner of farmlands~~[of five (5) or more acres]~~ or his or her spouse or
20 dependent children shall, without procuring any sport hunting or sport fishing
21 licenses, have the right to take fish or hunt during the open season, except trapping,
22 on farmlands~~[of five (5) or more acres]~~ of which they are bona fide owners.
23 Tenants or their dependent children residing upon these farmlands shall have the
24 same privilege.

25 (5) Residents or nonresidents observing and participating in field trials, training
26 exercises, or other competitions as authorized by the department may observe and
27 participate without obtaining a hunting or guide's license so long as game is not

1 taken.

2 (6) Any resident serviceman on furlough of more than three (3) days in this state may,
3 without any Kentucky sport hunting or sport fishing licenses, do any act authorized
4 by the licenses, but while so doing he or she shall carry on his or her person proper
5 identification and papers showing his or her furlough status.

6 (7) Landowners, their spouses or dependent children, or their designee who must be
7 approved by the commissioner, who kill or trap on their lands any wildlife causing
8 damage to the lands or any personal property situated thereon shall not be required
9 to have a hunting or trapping license and may do so during periods other than the
10 open season for the particular species without a tag and dispose of the carcass on-
11 site. Tenants, their spouses, their dependent children, or other persons approved by
12 the commissioner, shall also have the same privilege. Upon destruction of any
13 wildlife by the above-specified individuals, the act shall be reported to a
14 conservation officer within twenty-four (24) hours of the kill. Individuals wishing
15 to transport the carcass from the property upon which it was killed shall contact
16 personnel of the department to request a disposal tag or other authorization.
17 Inedible parts from wildlife taken under the authorization of this section shall not be
18 utilized for any purpose and shall be destroyed or left afield. The department shall
19 promulgate administrative regulations establishing procedures for the designee
20 appointment process, including request and approval deadlines.

21 (8) If a reciprocal agreement is entered into by the commissioner, with the approval of
22 the commission, and promulgated as an administrative regulation by the department
23 and similar action is taken by the appropriate authority in Missouri, Tennessee,
24 Virginia, West Virginia, Indiana, Ohio, or Illinois, persons holding a resident or
25 nonresident fishing or a resident or nonresident hunting license issued in these
26 states shall be permitted to perform the acts authorized by the license upon certain
27 contiguous waters and land areas adjacent to the common boundaries of the above-

1 mentioned states and the State of Kentucky. A resident of the State of Kentucky
2 shall purchase a proper Kentucky license to conform with the reciprocal agreement.

3 (9) Any member of the Kentucky Army or Air National Guard, active duty or Reserve
4 Component, in any branch in the United States Armed Forces that is based in the
5 Commonwealth of Kentucky, shall have the right to take fish or hunt on any
6 military property belonging to the Commonwealth without procuring any sport
7 hunting or sport fishing license.

8 (10) A person not otherwise exempted from hunter safety education or from procuring
9 any sport hunting or sport fishing license shall be exempt from the department-
10 sanctioned live-fire exercise component of the hunter education course requirement
11 if he or she:

12 (a) Is a current member of the Armed Forces of the United States;

13 (b) Has served in the Armed Forces of the United States and was discharged or
14 released therefrom under conditions other than dishonorable; or

15 (c) Is a peace officer certified pursuant to KRS 15.380 to 15.404.

16 ➔Section 2. Whereas it is critical to the wildlife management goals of the
17 Commonwealth that farmland sport hunting and sport fishing license exemptions not be
18 limited by the size of the farmland, an emergency is declared to exist, and this Act takes
19 effect upon its passage and approval by the Governor or upon its otherwise becoming a
20 law.