

**CHAPTER 170****(HB 465)**

AN ACT relating to the Department of Fish and Wildlife Resources.

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

Section 1. KRS 150.061 is amended to read as follows:

- (1) The commission shall appoint a commissioner of the Department of Fish and Wildlife Resources, who shall be a person with knowledge of and experience in the requirements for the protection, conservation and restoration of the wildlife resources of the state. The commissioner shall serve for an indefinite term, subject to removal by the commission for the same cause and in the same manner in which the Governor may remove a member of the commission.
- (2) The commissioner shall receive such compensation as the commission may determine, and shall be reimbursed for all actual and necessary travel and other expenses incurred by him in the performance of his official duties.
- (3) Before entering upon the duties of his office, the commissioner shall take and subscribe to the constitutional oath of office, and shall, in addition thereto, swear or affirm that he holds no other public office, nor any position upon or under any political committee or party. Upon appointment by the commission, the commissioner shall execute a bond of five thousand dollars (\$5,000) in favor of the Department of Fish and Wildlife Resources, the premium on said bond to be paid out of department funds.
- (4) The commissioner shall have general supervision *and*~~for~~ control of all activities, functions, *appointments*, and employees of the Department of Fish and Wildlife Resources.~~He shall at all times require a bond from each director, officer or employee in or attached to his department, the premium to be paid out of department funds.~~ He shall enforce all provisions of the laws of the state relating to wild animals, birds, fish and amphibians, and shall exercise all powers necessarily incident thereto not specifically conferred on the commission. The commissioner shall make an annual report of all receipts and disbursements and file same with the Secretary of State of the Commonwealth of Kentucky.
- (5) *If federal or other grant funds become available to pay their salaries, the commissioner may appoint and employ other persons that he may deem necessary or desirable to accomplish the purposes of this chapter. The commissioner shall determine the compensation, duties, and terms of employment of these employees. Employees whose salaries are funded through federal or other grant funds shall not be counted in any tally of permanent employees made for employee cap or budgetary purposes.*

**Approved March 31, 2003**