

CHAPTER 101**(SB 102)**

AN ACT relating to Kentucky-grown agricultural products.

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

➔Section 1. KRS 260.016 is amended to read as follows:

As used in KRS 260.016 to 260.019:

- (1) "Agricultural product" means any farm product grown, raised, or produced as a result of being in the business of "agriculture," as defined by KRS 246.010; and
- (2) "Kentucky-grown agricultural product" means any agricultural product grown, raised, produced, processed, or manufactured in Kentucky; ***and any product processed or manufactured from one (1) of the following fish species, provided the fish were harvested from a river, lake, or other body of water located in Kentucky: Asian carp, paddlefish, or sturgeon.***

➔Section 2. KRS 260.019 is amended to read as follows:

- (1) The Kentucky Proud™ promotion fund is created in the State Treasury as a trust and agency account to be administered by the department for the purposes provided in this section.
- (2) Notwithstanding the provisions of KRS 45.229, any moneys accruing to this fund in any fiscal year, including state appropriations, gifts, grants, federal funds, interest, and any other funds both public and private, shall not lapse but shall be carried forward to the next fiscal year.
- (3) Moneys received in the fund shall be used for administrative expenses to support the Kentucky Proud™ Program, provide grants-in-aid, and other purposes and expenses related to promoting Kentucky-grown agricultural products.
- (4) ***No producer or processor of wild caught Asian carp, paddlefish, or sturgeon shall be eligible for moneys from the Kentucky Proud™ promotion fund or the rural development fund as provided under KRS 248.655. An aquaculture producer who raises paddlefish or sturgeon in Kentucky under controlled or semi-controlled conditions shall be eligible for such funds.***

Signed by Governor March 24, 2021.