

TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources
(Amendment)

301 KAR 3:027. Hunting and fishing method exemptions for disabled persons.

RELATES TO: KRS 150.360, 150.390, 150.620

STATUTORY AUTHORITY: KRS 150.025, 28 C.F.R. Parts 35, 36, 43 C.F.R. Part 17

NECESSITY, FUNCTION, AND CONFORMITY: KRS 150.025(1) authorizes the department to promulgate administrative regulations to carry out the purposes of KRS Chapter 150. The department is required to comply with the Americans with Disabilities Act. This administrative regulation establishes the procedures for persons with a disability to apply for hunting methods exemption permit.

Section 1. Hunting or Fishing Method Exemptions for Persons with Disabilities.

(1) Persons whose physical disabilities make it impossible for them to hunt or fish by conventional methods may request a vehicle or crossbow hunting method exemption application from the department.

(2) A completed hunting method exemption application shall serve as the hunter's method exemption permit.

(3) A complete permit shall include:

(a) Name of the applicant-permittee;

(b) Address and phone number of the applicant-permittee;

(c) Attestation by a licensed physician as to the nature of the applicant-permittee's disability;

(d) Duration of the disability;

(e) Name and business address of the physician who attests to the hunter's disability; and

(f) Signature of the physician who attests to the hunter's disability.

Section 2. Incorporation by Reference.

(1) The following material is incorporated by reference:

(a) "Hunting Methods Exemption-Vehicle", 2002; and

(b) "Hunting Methods Exemption-Crossbow, 2002".

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Department of Fish and Wildlife Resources, #1 Sportsman's Lane, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.

(21 Ky.R. 149; eff. 8-24-94; Am. 29 Ky.R. 519; eff. 10-9-2002; 48 Ky.R. 895; eff. 3-1-2022.)

RICH STORM, Commissioner

MIKE E. BERRY, Secretary

APPROVED BY AGENCY: July 14, 2021

FILED WITH LRC: August 5, 2021 at 9:27 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on October 26, 2021 at 11:00 a.m. at the Department of Fish and Wildlife Resources in the Commission Room of the Arnold L. Mitchell Building, #1 Sportsman's Lane, Frankfort, Kentucky. Individuals interested in attending this hearing shall notify this agency in writing by five business days prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who attends will be given an opportunity to comment on the proposed administrative regulation. A transcript of

the public hearing will not be made unless a written request for a transcript is made. If you do not wish to attend the public hearing, you may submit written comments on the proposed administrative regulation through October 31, 2021. Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Beth Frazee, Department of Fish and Wildlife Resources, Arnold L. Mitchell Building, #1 Sportsman's Lane, Frankfort, Kentucky 40601, phone (502) 564-3400, fax (502) 564-0506, email fwpubliccomments@ky.gov