

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

301 KAR 1:201. Taking of fish by traditional fishing methods.

RELATES TO: KRS 150.010, 150.170, 150.175, 150.340, 150.620, 150.990

STATUTORY AUTHORITY: KRS 150.025(1), 150.470

NECESSITY, FUNCTION, AND CONFORMITY: KRS 150.025(1) authorizes the ~~Department~~~~[department]~~ of Fish and Wildlife Resources to promulgate administrative regulations ~~regarding the buying, selling and transporting~~~~[to establish seasons for the taking]~~ of fish and wildlife, ~~the restriction of places where taking is permitted,~~~~[to regulate limits and methods of take,]~~ and ~~the application of administrative regulations~~~~[to make these requirements apply]~~ to a limited area or to the entire state. KRS 150.470(1) authorizes the department to promulgate administrative regulations ~~regarding~~~~[for]~~ daily limits, and size limits for fish. This administrative regulation establishes fish size limits, daily limits, and possession limits for fishing.

Section 1. Statewide Limits and Requirements.

(1) A person taking fish from public or private waters using traditional fishing methods shall observe the daily limits and size limits established in paragraphs (a) through (l) of this subsection, except as established in Sections 2 through ~~6~~~~[7]~~ of this administrative regulation or pursuant to 301 KAR 1:180:

(a) Black bass daily limit, six (6).

1. Largemouth bass and smallmouth bass size limit, twelve (12) inches.

2. Kentucky bass and Coosa bass, no size limit;

(b) Rock bass daily limit, fifteen (15); no size limit;

(c) Sauger, walleye, and any hybrid thereof daily limit, singly or in combination, six (6); size limit, fourteen (14) inches;

(d) Muskellunge daily limit, one (1); size limit, thirty (30) inches;

(e) Chain pickerel daily limit, five (5); no size limit;

(f) White bass and hybrid striped bass daily limit, singly or in combination, fifteen (15); size limit, no more than five (5) fish in a daily limit or ten (10) fish in a possession limit shall be fifteen (15) inches or longer;

(g) Striped bass daily limit, five (5); size limit, fifteen (15) inches;

(h) Crappie daily limit, twenty (20); no size limit;

(i) Trout.

1. No culling statewide.

2. Rainbow trout daily limit, eight (8); no size limit.

3. Brown trout daily limit, one (1); size limit, sixteen (16) inches.

4. Brook trout, catch and release only.

5. Cutthroat trout daily limit, one (1); size limit, twenty (20) inches;

(j) Redear sunfish daily limit, twenty (20); no size limit;

(k) Paddlefish daily limit, two (2); no size limit; and

(l) Catfish daily limit is unlimited; no size limit, except that only one (1) trophy catfish of each species may be harvested daily.

(2) The possession limit shall be two (2) times the daily limit, except as established in Section 2 of this administrative regulation.

(3) A person shall release grass carp caught from a lake owned or managed by the department.

(4) A person shall release any:

(a) Lake sturgeon; or

- (b) Alligator gar.
- (5) A person shall release fish:
 - (a) Below the minimum size limits established by this administrative regulation;
 - (b) Within a protected slot limit established by this administrative regulation; or
 - (c) Of a particular species if a person already possesses the daily limit for that species.
- (6) A person shall not possess more than one (1) daily limit of processed or unprocessed fish while:
 - (a) Fishing;
 - (b) On the shoreline; or
 - (c) On the water.
- (7) A fishing tournament organizer or representative, excluding a tournament angler, may possess more than the daily limit of tournament caught fish:
 - (a) At the weigh-in site;
 - (b) At the release site; or
 - (c) While transporting live fish from a remote weigh-in site back to the water body of origin for release.
- (8) A fishing tournament organizer or representative, excluding a tournament angler, may possess more than the daily limit of unprocessed tournament caught fish that expired at the sites established in subsection (7) of this section for subsequent disposal by one (1) of the methods established in paragraphs (a) through (c) of this subsection:
 - (a) Bagged, sealed, and placed in a garbage dump;
 - (b) Donated to a charity for the purpose of human consumption; or
 - (c) Transferred to a conservation officer or another agent of the department.
- (9) A person shall not remove the head or tail of any fish for which a size limit or daily limit exists while:
 - (a) Fishing;
 - (b) On the shoreline; or
 - (c) On the water.
- (10) A person may possess sport fish below the size limit or beyond the possession limit if the person:
 - (a) Obtains the fish from a licensed fish propagator or other legal source; and
 - (b) Retains a receipt or other written proof that the fish were legally acquired.
- (11) A person shall release all caught trout unless the person:
 - (a) Has a valid trout permit;
 - (b) Is exempted from trout permit requirements pursuant to KRS 150.170(2); or
 - (c) Is fishing in a licensed pay lake stocked with trout by the lake operator.
- (12) A person fishing in an artificial bait-only area shall not attach any of the items established in paragraphs (a) through (h) of this subsection to the artificial bait:
 - (a) An insect;
 - (b) Minnow;
 - (c) Fish egg;
 - (d) A worm;
 - (e) Corn;
 - (f) Cheese;
 - (g) Cut bait; or
 - (h) A similar organic bait substance including dough bait and putty or paste-type bait designed to attract fish by taste or smell.
- (13) The fishing season shall be open year-round.

Section 2. Exceptions. All other provisions of this administrative regulation shall apply to the bodies of water listed in this section, with the exceptions established in subsections (1) through ~~(74)~~~~(75)~~ of this section.

- (1) Bad Branch, Letcher County. A person shall only fish with artificial bait with a single hook;
- (2) Barkley Lake.
 - (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
 - (b) Crappie size limit, ten (10) inches;
- (3) Barren River and tributaries upstream from confluence with the Green River, including Barren River Lake. Smallmouth bass size limit, fifteen (15) inches;
- (4) Barren River Lake.
 - (a) Crappie size limit, ten (10) inches.
 - (b) Largemouth and smallmouth bass size limit, fifteen (15) inches.
 - (c) Blue and channel catfish aggregate daily limit of fifteen (15), only one (1) of which shall be longer than twenty-five (25) inches.
 - (d) Barren River Lake shall extend up:
 1. Barren River to the Highway 100 bridge;
 2. Long Creek to the Highway 100 bridge;
 3. Beaver Creek to the Highway 1297 bridge;
 4. Skaggs Creek to the Mathews Mill Road bridge; and
 5. Peter Creek to the Peter Creek Road bridge;
- (5) Beaver Lake, Anderson County.
 - (a) A person shall not possess shad or use shad as bait.
 - (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (6) Beech Fork Reservoir, Powell County.
 - (a) Largemouth bass size limit, fifteen (15) inches.
 - (b) Bluegill daily limit, fifteen (15);
- (7) Bert Combs Lake, Clay County.
 - (a) A person shall not possess shad or use shad as bait.
 - (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (8) Beulah Lake, Jackson County. Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (9) Boltz Lake, Grant County.
 - (a) A person shall not possess shad or use shad as bait.
 - (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (10) Briggs Lake, Logan County. A person shall not possess shad or use shad as bait;
- (11) Buckhorn Lake.
 - (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
 - (b) Muskellunge size limit, forty (40) inches.
 - (c) Crappie size limit, nine (9) inches;
- (12) Carnico Lake, Nicholas County.
 - (a) Largemouth bass size limit, fifteen (15) inches.
 - (b) Sunfish daily limit, fifteen (15);
- (13) Carr Creek Lake.
 - (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
 - (b) Crappie size limit, nine (9) inches.
 - (c) Blue and channel catfish aggregate daily limit of fifteen (15), only one (1) of which shall be longer than twenty-five (25) inches;
- (14) Carter Caves State Park Lake, Carter County.
 - (a) Fishing shall be during daylight hours only.
 - (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches.

- (c) A person shall not possess shad or use shad as bait;
- (15) Cave Run Lake.
 - (a) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches.
 - (b) Smallmouth bass size limit, eighteen (18) inches.
 - (c) Muskellunge size limit, forty (40) inches.
 - (d) Cave Run Lake shall extend up:
 - 1. Scott's Creek to the Highway 801 culvert;
 - 2. Beaver Creek to the Highway 1274 culvert;
 - 3. North Fork Creek to the confluence of Craney Creek;
 - 4. Licking River to the Highway 772 bridge; and
 - 5. Ramey Creek to include the pool of water north of Highway 801;
- (16) Cedar Creek Lake, Lincoln County. Largemouth bass size limit, twenty (20) inches; daily limit, one (1);
- (17) Chimney Top Creek, Wolfe County. A person shall only fish with artificial bait;
- (18) Clear Fork, tributary of the Gasper River. A person shall release all sportfish;
- (19) Corinth Lake, Grant County.
 - (a) A person shall not possess shad or use shad as bait.
 - (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (20) Cumberland Lake.
 - (a)
 - 1. Largemouth bass size limit, fifteen (15) inches.
 - 2. Smallmouth bass size limit, eighteen (18) inches.
 - 3. Striped bass size limit, twenty-two (22) inches; daily limit, two (2).
 - 4. Crappie size limit, ten (10) inches.
 - (b) Cumberland Lake shall extend up:
 - 1. The Cumberland River to Cumberland Falls;
 - 2. The Big South Fork to Devil's Jump;
 - 3. The Rockcastle River to The Narrows; and
 - 4. The Laurel River to Laurel River Dam;
- (21) Cumberland River upstream from Cumberland Falls and all tributaries. Smallmouth bass size limit, fifteen (15) inches;
- (22) Cumberland River from Wolf Creek Dam downstream to the Kentucky-Tennessee state line and tributaries, except Hatchery Creek in Russell County as established in subsections (39) and (40) of this section.
 - (a) Brown trout size limit, twenty (20) inches; daily limit, one (1).
 - (b) Brook trout size limit, fifteen (15) inches; daily limit, one (1).
 - (c) Rainbow trout. There shall be a slot limit between fifteen (15) and twenty (20) inches; daily limit, five (5), which shall not include more than one (1) fish greater than twenty (20) inches.
 - (d) A trout permit shall be required in order to fish the Cumberland River below Wolf Creek Dam to the Tennessee state line including the Hatchery Creek and all other tributaries upstream to the first riffle.
 - (e) Chumming shall not be permitted in the Cumberland River below Wolf Creek Dam to the Tennessee state line, including the Hatchery Creek and all other tributaries upstream to the first riffle;
- (23) Cumberland River below Barkley Lake. Fishing is prohibited at the mouth of the lock chamber, as designated by signs;[+]
- (24) Dale Hollow Lake.
 - (a) Smallmouth bass. There shall be a slot limit between sixteen (16) and twenty-one (21) inches. The daily limits shall not include more than one (1) fish less than sixteen

- (16) inches long and one (1) fish greater than twenty-one (21) inches long.
- (b) Walleye and walleye hybrids, daily limit, five (5); size limit, sixteen (16) inches.
- (c) Sauger daily limit, ten (10); size limit, fourteen (14) inches.
- (d) Rainbow trout and brown trout, no size limit; daily limit, seven (7), singly or in combination.
- (e) Largemouth bass size limit, fifteen (15) inches.
- (f) Black bass aggregate daily limit, five (5), no more than two (2) of which shall be smallmouth bass.
- (g) Crappie size limit, ten (10) inches; daily limit, fifteen (15);
- (25) Dewey Lake.
 - (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
 - (b) Blue and channel catfish aggregate daily limit of fifteen (15), only one (1) of which shall be longer than twenty-five (25) inches.
 - (c) Muskellunge size limit, forty (40) inches;
- (26) Dix River for two (2) miles downstream from Herrington Lake Dam. A person shall only fish with artificial bait;
- (27) Doe Run Lake, Kenton County.
 - (a) Largemouth bass size limit, fifteen (15) inches.
 - (b) Channel catfish daily limit, four (4).
 - (c) A person shall not possess shad or use shad as bait;
- (28) Dog Fork, Wolfe County. A person shall only fish with an artificial bait with a single hook;
- (29) Elkhorn Creek, downstream from the confluence of the North and South forks to the first shoal located 3,400 feet above its confluence with the Kentucky River, as posted with signs. Largemouth bass and smallmouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (30) Elmer Davis Lake, Owen County.
 - (a) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches.
 - (b) A person shall not possess shad or use shad as bait;
- (31) Fishtrap Lake.
 - (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
 - (b) Crappie size limit, nine (9) inches.
 - (c) Blue and channel catfish aggregate daily limit of fifteen (15), only one (1) of which shall be longer than twenty-five (25) inches;
- (32) Floyd's Fork Creek, from Highway 60 downstream to Bardstown Road in Jefferson County. Largemouth and smallmouth bass size limit, fifteen (15) inches;
- (33) Golden Pond at the Visitors' Center at Land Between the Lakes. Channel catfish daily limit, five (5); size limit, fifteen (15) inches;
- (34) General Butler State Park Lake, Carroll County.
 - (a) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches.
 - (b) Channel catfish daily limit, four (4).
 - (c) A person shall not possess shad or use shad as bait;
- (35) Grayson Lake. Largemouth bass and smallmouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches~~size limit, fifteen (15) inches~~;
- (36) Greenbo Lake, Greenup County.
 - (a) A person shall not possess shad or use shad as bait.
 - (b) Bluegill and sunfish daily limit, fifteen (15) fish;
- (37) Green River from Green River Lake Dam and extending downstream to the end of the concrete wall. Fishing shall be limited to rod in hand using either:
 - (a) An artificial bait with a single hook; or

- (b) Live bait attached to a single hook;
- (38) Green River Lake.
 - (a) Crappie size limit, nine (9) inches.
 - (b) Muskellunge size limit, forty (40) inches.
 - (c) Green River Lake shall extend up:
 - 1. Green River to the Snake Creek Boat Ramp;
 - 2. Robinson Creek to the Highway 76 Bridge; and
 - 3. Casey Creek to the Arnolds Landing Boat Ramp.
- (39) Hatchery Creek, upper section as established by signs, Russell County. Rainbow trout, brown trout, and brook trout, no size limit; daily limit, five (5), singly or in combination;
- (40) Hatchery Creek, lower section as established by signs, Russell County. A person fishing for trout shall:
 - (a) Only use artificial bait; and
 - (b) Release all trout;
- (41) Highsplint Lake, Harlan County. Largemouth bass size limit, twenty (20) inches; daily limit, one (1);
- (42) Jericho Lake, Henry County.
 - (a) Largemouth bass size limit, fifteen (15) inches.
 - (b) A person shall not possess shad or use shad as bait;
- (43) Kentucky Lake and the canal connecting Kentucky and Barkley lakes.
 - (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
 - (b) Crappie size limit, ten (10) inches;
- (44) Kentucky River upstream of Lock and Dam 14, the North Fork and tributaries including Carr Fork below Carr Creek Lake, along with the Middle and South Forks and all tributaries. Smallmouth bass size limit, fifteen (15) inches;
- (45) Kentucky River WMA, Boone Tract, excluding Benjy Kinman Lake.
 - (a) Sunfish daily limit, fifteen (15).
 - (b) Catfish daily limit, four (4);
- (46) Lake Blythe, Christian County. Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (47) Lake Chumley, and the department-owned property surrounding the lake, Boyle and Lincoln counties. Closed to public access from one-half (1/2) hour after sunset through one-half (1/2) hour before sunrise;
- (48) Lake Malone, Muhlenberg and Logan counties. Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- (49) ~~Lake Mingo, Jessamine County. A person shall not possess shad or use shad as bait;~~
- ~~(50)~~ Lake Reba, Madison County. A person shall not possess shad or use shad as bait;
- (50) ~~(51)~~ Lake Shelby, Shelby County.
 - (a) Largemouth bass size limit, fifteen (15) inches.
 - (b) Channel catfish daily limit, four (4).
 - (c) A person shall not possess shad or use shad as bait;
- (51) ~~(52)~~ Laurel River Lake.
 - (a) Largemouth bass size limit, fifteen (15) inches.
 - (b) Smallmouth bass size limit, eighteen (18) inches; daily limit, two (2).
 - (c) Crappie size limit, nine (9) inches; daily limit, fifteen (15);
- (52) ~~(53)~~ Lincoln Homestead Lake, Washington County.
 - (a) A person shall not fish except during daylight hours.
 - (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches.
 - (c) Channel catfish daily limit, four (4).

- (d) A person shall not possess shad or use shad as bait;
- ~~(53)~~ ~~((54))~~ Marion County Lake. A person shall not possess shad or use shad as bait;
- ~~(54)~~ ~~((55))~~ McNeely Lake, Jefferson County.
- (a) A person shall not possess shad or use shad as bait.
- (b) Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- ~~(55)~~ ~~((56))~~ Mill Creek Lake, Powell County.
- (a) Largemouth bass size limit, fifteen (15) inches.
- (b) A person shall not possess shad or use shad as bait;
- ~~(56)~~ ~~((57))~~ New Haven Optimist Lake, Nelson County.
- (a) Largemouth bass size limit, fifteen (15) inches.
- (b) Channel catfish daily limit, four (4).
- (c) A person shall not possess shad or use shad as bait;
- ~~(57)~~ ~~((58))~~ Nolin River Lake shall extend up Bacon Creek to Highway 178 and to Wheelers Mill Road Bridge on the Nolin River.
- (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
- (b) Crappie size limit, nine (9) inches;
- ~~(58)~~ ~~((59))~~ Ohio River.
- (a) White bass, striped bass, and any hybrid thereof, daily limit, thirty (30); no more than four (4) in the daily limit shall be fifteen (15) inches or greater.
- (b) The blue catfish daily limit shall be unlimited, except that no more than one (1) fish in the daily limit shall be thirty-five (35) inches or longer.
- (c) The channel catfish daily limit shall be unlimited, except that no more than one (1) fish in the daily limit shall be twenty-eight (28) inches or longer.
- (d) The flathead catfish daily limit shall be unlimited, except that no more than one (1) fish in the daily limit shall be thirty-five (35) inches or longer;
- ~~(59)~~ ~~((60))~~ Otter Creek, Meade County. Smallmouth and largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- ~~(60)~~ ~~((61))~~ Panbowl Lake, Breathitt County. Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- ~~(61)~~ ~~((62))~~ Parched Corn Creek, Wolfe County. A person shall only fish with an artificial bait with a single hook;
- ~~(62)~~ ~~((63))~~ Pennyriple Lake, Christian County. Largemouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches;
- ~~(63)~~ ~~((64))~~ Pikeville City Lake, Pike County. A person shall release largemouth bass;
- ~~(64)~~ ~~((65))~~ Rockcastle River WMA, all ponds collectively, Pulaski County.
- (a) Largemouth bass size limit, fifteen (15) inches; daily limit, one (1).
- (b) Bluegill and sunfish daily limit, ten (10).
- (c) Catfish daily limit, four (4).
- (d) Crappie daily limit, fifteen (15);
- ~~(65)~~ ~~((66))~~ Rough River Lake.
- (a) Crappie size limit, nine (9) inches.
- (b) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
- (c) Rough River Lake shall extend up Rough River to the Highway 84 Bridge;
- ~~(66)~~ ~~((67))~~ Shanty Hollow Lake, Warren County. A person shall not possess shad or use shad as bait;
- ~~(67)~~ ~~((68))~~ Shillalah Creek, Bell County, outside the Cumberland Gap National Park. A person shall only fish with an artificial bait with a single hook;
- ~~(68)~~ ~~((69))~~ Spurlington Lake, Taylor County. A person shall not possess shad or use shad as bait;
- ~~(69)~~ ~~((70))~~ Sympton Lake, Nelson County. Largemouth bass size limit, fifteen (15) inches;

(70) ~~((71))~~ Taylorsville Lake, including the impounded waters of the lake to Dry Dock Road Bridge on the Salt River.

- (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
- (b) Blue and channel catfish aggregate daily limit of fifteen (15), only one (1) of which shall be longer than twenty-five (25) inches.
- (c) Crappie size limit, ten (10) inches; daily limit, fifteen (15);

(71) ~~((72))~~ Trammel Creek, Allen County. Rainbow trout daily limit, five (5);

(72) ~~((73))~~ Willisburg Park Pond, Washington County.

- (a) Largemouth bass size limit, fifteen (15) inches.
- (b) Catfish daily limit, four (4).
- (c) Sunfish daily limit, fifteen (15);

(73) ~~((74))~~ Wood Creek Lake. Largemouth and smallmouth bass. There shall be a slot limit between twelve (12) and fifteen (15) inches; and

(74) ~~((75))~~ Yatesville Lake.

- (a) Largemouth bass and smallmouth bass size limit, fifteen (15) inches.
- (b) Blue and channel catfish aggregate daily limit of fifteen (15), only one (1) of which shall be longer than twenty-five (25) inches.

Section 3. Daily Limits and Size Limits for Waters Containing Rockcastle Strain Walleye.

(1) Rockcastle Strain Walleye Waters.

- (a) Barren River and tributaries upstream from confluence with the Green River~~],~~ including Barren River Lake;
- (b) Cumberland River and tributaries above Cumberland Falls;
- (c) Kentucky River and tributaries upstream from Lock and Dam 14;
- (d) Middle Fork Kentucky River and tributaries;
- (e) North Fork Kentucky River and tributaries, including Carr Fork below Carr Creek Lake;
- (f) South Fork Kentucky River and tributaries;
- (g) Levisa Fork River and tributaries upstream from Fishtrap Lake, including Fishtrap Lake;
- (h) Martins Fork Lake; and
- (i) Wood Creek Lake.

(2) There shall be a slot limit between eighteen (18) and twenty-six (26) inches and a daily limit of two (2) for walleye in the waters established in subsection (1) of this section.

Section 4. Seasonal Catch and Release for Trout.

(1) There shall be a catch and release trout season from October 1 through March 31 for the bodies of water established in subsection (3) of this section.

(2) A person shall:

- (a) Only use artificial bait; and
- (b) Release all trout.

(3) The streams established in paragraphs (a) through (o) of this subsection shall be open for the catch and release trout season:

- (a) Bark Camp Creek in Whitley County;
- (b) Beaver Creek from Highway 90 Bridge upstream to Highway 200 Bridge in Wayne County;
- (c) Big Bone Creek within Big Bone Lick State Park in Boone County;
- (d) Cane Creek in Laurel County;
- (e) Casey Creek in Trigg County;
- (f) Clear Creek from mouth upstream to 190 Bridge in Bell County;
- (g) East Fork of Indian Creek in Menifee County;
- (h) Elk Spring Creek in Wayne County;

- (i) Floyd's Fork Creek in Jefferson County from Highway 60 downstream to Bardstown Road;
- (j) Gunpowder Creek in Boone County;
- (k) Left Fork of Beaver Creek in Floyd County from Highway 122 Bridge upstream to the headwater;
- (l) Otter Creek in Meade County on the Fort Knox Reservation and Otter Creek Park;
- (m) Rock Creek from the Bell Farm Bridge to the Tennessee state line in McCreary County;
- (n) Trammel Creek in Allen County; and
- (o) Swift Camp Creek in Wolfe County.

Section 5. Special Limits for Fishing Events.

- (1) The commissioner may establish special limits for fishing events including:
 - (a) Size limits for selected species;
 - (b) Daily limits for selected species;
 - (c) Eligible participants; and
 - (d) Dates and times of special limits.
- (2) An event sponsor shall post signs informing anglers of any special limits for a minimum of twenty-four (24) hours before the event.

Section 6. Daily Limits and Size Limits for Special Lakes and Ponds. The requirements established in subsections (1) through (5) of this section shall apply to all bodies of water established in the List of Special Lakes and Ponds~~[list]~~:

- (1) Largemouth bass size limit, fifteen (15) inches; daily limit, one (1);
- (2) Catfish daily limit, four (4);
- (3) Sunfish or bream daily limit, fifteen (15);
- (4) Rainbow trout daily limit, five (5); and
- (5) A person shall not possess shad or use shad as bait.

~~Section 7. [Special Catfish Size Limit Lakes. All lakes established in the Special Catfish Size Limit Lakes list shall have a twelve (12) inch size limit on catfish.]~~

~~[Section 8.]~~ Incorporation by Reference.

- (1) ~~[The following material is incorporated by reference:]~~
 - ~~[(a)] ["Special Catfish Size Limit Lakes", 2021 edition; and]~~
 - ~~[(b)] "List of Special Lakes and Ponds", 2024 Edition~~[2021 edition]~~ is incorporated by reference.~~

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the 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. 713; eff. 1-25-1995; Am. 312; eff. 10-11-1995; 23 Ky.R. 468; 1929; eff. 11-11-1996; 24 Ky.R. 392; 866; eff. 10-8-1997; 25 Ky.R. 411; eff. 10-16-1998; 26 Ky.R. 113; eff. 9-8-1999; 2012; 27 Ky.R. 486; eff. 8-14-2000; 1056; 1449; eff. 12-21-2000; 3330; 28 Ky.R. 354; eff. 8-15-2001; 28 Ky.R. 2641; 29 Ky.R. 431; eff. 8-12-2002; 785; eff. 12-18-2002; 30 Ky.R. 394; eff. 10-31-03; 30 Ky.R. 394; 1586; eff. 2-16-2004; 30 Ky.R. 2550; eff. 8-26-2004; 32 Ky.R. 308; eff. 10-12-2005; 32 Ky.R. 2088; 33 Ky.R. 88; eff. 7-12-2006; 34 Ky.R. 369; eff. 10-9-2007; 35 Ky.R. 335; 851; 1163; eff. 11-12-2008; 35 Ky.R. 2488; eff. 7-30-2009; 37 Ky.R. 102; eff. 9-2-2010; 38 Ky.R. 305; eff. 10-6-11; 38 Ky.R. 1783; 6-7-2012; 40 Ky.R. 402; 793; eff. 10-3-2013; 2814; 41 Ky.R. 259; eff. 8-7-2014; 42 Ky.R. 514; 1149; 1724; eff. 11-6-2015; 43 Ky.R. 315; eff. 10-6-2016; 44 Ky.R. 279; eff. 10-5-2017; 45 Ky.R. 423; eff. 10-4-2018; 46 Ky.R. 612, 1104; eff. 11-1-2019; TAm eff. 4-2-2021; 47 Ky.R. 2627, 48 Ky.R. 782; eff. 9-15-2021; 48 Ky.R. 2856, eff. 8-18-2022; 50 Ky.R. 142; eff. 10-19-2023; 50 Ky.R. 1763; eff. 6-6-2024.)

RICH STORM, Commissioner

APPROVED BY AGENCY: January 11, 2024

FILED WITH LRC: January 12, 2024 at 11:00 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on March 28, 2024, at 9:00 a.m., at KDFWR Administration Building, 1 Sportsman's Lane, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. 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 be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through March 31, 2024. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Jenny Gilbert, Legislative Liaison, Kentucky Department of Fish and Wildlife Resources, 1 Sportsman's Lane, phone (502) 564-3400, fax (502) 564-0506, email fwpubliccomments@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Jenny Gilbert

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes size limits, daily creel limits, and possession limits for sport fish that may be taken from Kentucky waters.

(b) The necessity of this administrative regulation:

This administrative regulation is necessary to properly manage the sport fish populations of Kentucky.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

KRS 150.025(1) authorizes the Department of Fish and Wildlife Resources to promulgate administrative regulations regarding the buying, selling, and transporting of fish and wildlife, the restriction of places where taking is permitted, and the application of administrative regulations to a limited area or to the entire state. KRS 150.470(1) authorizes the department to promulgate administrative regulations regarding daily limits and size limits for fish.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This administrative regulation will assist in the effective administration of the statutes by limiting the number and size of fish that may be taken from Kentucky's waters. This will ensure that Kentucky's valuable sport fish populations are maintained at high levels.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

This amendment changes the size limit for Largemouth and Smallmouth bass at Grayson Lake from a 15-inch minimum size limit to a 12- to 15-inch slot size limit. This amendment also removes the 12-inch catfish size limit from a list of 93 lakes and pond incorporated by reference. In addition, Lake Mingo was removed from the special regulation section (Section 2) because it was a redundant regulation that is already covered in Section 6 (Lake Mingo is on the list incorporated by reference for this section). Finally, Three Springs Lake's name was changed to Jesse W. Thornton Lake in the "Special Lakes and Ponds" list which is incorporated by reference. This was required due to Warren County making the name change. One other non-substantive cleanup was made to the "Special Lakes and Ponds" list.

(b) The necessity of the amendment to this administrative regulation:

The Largemouth Bass population at Grayson Lake has shown consistent high reproduction and recruitment, resulting in high densities of small fish and lower growth rates. As a result, the bass population is stunted, and anglers primarily only catch small fish which are below the size limit. The slot limit will allow anglers to harvest those small fish, thereby decreasing their density and associated competition for food, and allow growth to improve. Combining the Largemouth Bass and Smallmouth Bass in the same regulation reduces any confusion for anglers. The 12-inch catfish minimum size limit regulation was determined to be overly burdensome and not necessary. Also, Lake Mingo was already incorporated by reference in

Section 6, so it was removed from Section 2 due to redundancy. Finally, the name change for Three Springs Lake is necessary to match the new name of the lake due to the change made by Warren County government.

(c) How the amendment conforms to the content of the authorizing statutes:

See (1)(c) above.

(d) How the amendment will assist in the effective administration of the statutes:

See (1)(d) above.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

All anglers fishing for bass at Grayson Lake will be affected. The name change for Three Springs Lake will not have any affect on anglers fishing the lake.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment:

Anglers fishing for bass at Grayson Lake will now be required to release bass between 12 and 15 inches but can harvest bass under 12 inches which is primarily what they currently catch. Anglers fishing any of the 93 lakes which had the 12-inch catfish minimum size limit will now be able to keep catfish of any size.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3):

There will be no cost incurred by the anglers identified.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

By harvesting the over-abundant small bass, anglers can help reduce the density of these small bass, reduce food competition, and ultimately increase growth rates of the bass. This should result in a much larger average size of the bass they catch from the lake. On the 12-inch catfish minimum size limit lakes, anglers will now be able to harvest all sizes of catfish if they wish.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

There will be no initial cost to implement this administrative regulation.

(b) On a continuing basis:

There will be no additional cost on a continuing basis.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

The source of funding is the State Game and Fish Fund.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

It will not be necessary to increase fees or funding to implement this administrative regulation.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

This administrative regulation does not establish any fees, nor does it indirectly increase any fees.

(9) TIERING: Is tiering applied?

Tiering was not applied because all individuals fishing at Grayson Lake must abide by the same requirements.

FISCAL NOTE

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation?

The Kentucky Department of Fish and Wildlife Resources' Divisions of Fisheries and Law Enforcement will be impacted by this amendment.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation.

KRS 150.025(1) authorizes the Department of Fish and Wildlife Resources to promulgate administrative regulations regarding the buying, selling, and transporting of fish and wildlife, the restriction of places where taking is permitted, and the application of administrative regulations to a limited area or to the entire state. KRS 150.470(1) authorizes the department to promulgate administrative regulations regarding daily limits and size limits for fish.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year?

It is unknown if this administrative regulation could indirectly increase any fishing license sales during the first year.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years?

There will be no direct revenue generated in subsequent years, and it is unknown if fishing license sales will be indirectly increased because of this amendment.

(c) How much will it cost to administer this program for the first year?

There will be no initial cost to implement this administrative regulation for the first year.

(d) How much will it cost to administer this program for subsequent years?

There will be no cost in subsequent years.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation:

(4) Estimate the effect of this administrative regulation on the expenditures and cost savings of regulated entities for the first full year the administrative regulation is to be in effect.

(a) How much cost savings will this administrative regulation generate for the regulated entities for the first year?

There will be no anticipated cost savings for the regulated entities in the first year.

(b) How much cost savings will this administrative regulation generate for the regulated entities for subsequent years?

There will be no anticipated cost savings for the regulated entities in subsequent years.

(c) How much will it cost the regulated entities for the first year?

There will be no additional costs for the regulated entities in the first year.

(d) How much will it cost the regulated entities for subsequent years?

There will be no additional costs for the regulated entities in subsequent years.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Cost Savings (+/-):

Expenditures (+/-):

Other Explanation:

(5) Explain whether this administrative regulation will have a major economic impact, as defined below.

"Major economic impact" means an overall negative or adverse economic impact from an administrative regulation of five hundred thousand dollars (\$500,000) or more on state or local government or regulated entities, in aggregate, as determined by the promulgating administrative bodies. [KRS 13A.010(13)] It is expected that there will be little to no economic impact to the regulated entities. As a result, this regulation will not have a "Major economic impact" on state or local government or Kentucky anglers.