TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources
(Amended at ARRS Committee)

301 KAR 6:001. Definitions for 301 KAR Chapter 6.

RELATES TO: KRS Chapter 235, 33 C.F.R. 175.15
STATUTORY AUTHORITY: KRS 235.280
CERTIFICATION STATEMENT: The Kentucky Department of Fish and Wildlife Resources, pursuant to statutory authority to promulgate administrative regulations to carry out the provisions of KRS Chapter 150 as established in KRS 150.025 and as an independent department of state government within the meaning of KRS Chapter 12 as established in KRS 150.021(1), promulgated by the Commissioner with approval of the Commission in accordance with KRS 150.010(1), does hereby certify this administrative regulation is promulgated in compliance with Section 8 of 2025 RS HB6.
NECESSITY, FUNCTION, AND CONFORMITY: KRS 235.280 requires the Department of Fish and Wildlife Resources to promulgate administrative regulations to govern the fair, reasonable, equitable, and safe use of all waters of Kentucky and to carry out the purposes of KRS Chapter 235. This administrative regulation establishes definitions for terms used in 301 KAR Chapter 6. 46 U.S.C. Chapter 131 requires the state to comply specific elements of applicable federal laws and regulations which specify requirements for States RBS Program. 33 C.F.R. 175.13 defines wearable and throwable PFDs.

Section 1. Definitions.
(1) "Adequate ventilation" means ventilation that meets Boating Industry Association and U.S. Coast Guard requirements at the time the vessel was manufactured.
(2) "Airborne device" means a kite, parachute, or similar device that holds a person aloft while towed behind a moving vessel.
(3) "Boat dealer" means a person who is in the business of selling motorboats in Kentucky, other than a personal boat.
(4) "Boat manufacturer" means a person who is in the business of manufacturing boats in Kentucky.
(5) "Class A" means vessels less than sixteen (16) feet in length or a personal watercraft as defined in KRS 235.010(4).
(6) "Class 1" means vessels sixteen (16) feet or more, but less than twenty-six (26) feet in length.
(7) "Class 2" means vessels twenty-six (26) feet or more, but less than forty (40) feet in length.
(8) "Class 3" means vessels forty (40) feet or more in length.
(9) "Crossing" means a situation in which a vessel approaches another from an angle of 112.5 degrees or less from either side of the bow.
(10) "Dealer or manufacturer certificate" means the certificate issued to a boat manufacturer or boat dealer that bears an identification number assigned by the department signifying registration as a boat manufacturer or a boat dealer.
(11) "Documented by the federal government" means a vessel that has been registered with, and issued official registration documents by, the United States Coast Guard.
(12) "Electric trolling motor" means an electric motor equal to or less than three (3) horsepower, one and three-tenths (1.3) kilowatts input power, or 120 pounds of thrust.
(13) "Engine cut-off switch" means an operable emergency cut-off engine stop switch installed on a motorboat and that attaches to the motorboat operator by an engine cut-off switch link.

(14) "Engine cut-off switch link" means the lanyard or wireless cut-off device used to attach the motorboat operator to the engine cut-off switch installed on the motorboat.
(15) "Hydrofoil" means a vessel that consists of a board fitted with a mast extending below the board that is attached to a fuselage with a forward wing and a rear stabilizer.
(16) "Idle speed" means the slowest possible speed at which maneuverability can be maintained.
(17) "International diving flag" means a red flag with a white stripe running diagonally from an upper corner to the opposite lower corner.
(18) "Law enforcement vessel" means any vessel used by a law enforcement agency for law enforcement purposes.
(19) "Length" means the longest dimension of a boat measured along the centerline from the bow to the stern but does not include outboard motors, swim platforms, or similar attachments.
(20) "Manually propelled racing vessel" means a racing shell, rowing scull, racing canoe, or racing kayak recognized by national or international racing associations for use in competitive racing, and not carrying or having been designed to carry equipment, except that which is solely for competitive racing.
(21) "Mechanically propelled personal hydrofoil" also known as an e-foil, means a vessel that consists of a board fitted with a mast extending below the board that is attached to a fuselage with a forward wing, rear stabilizer, and electric or internal combustion engine.
(22) "Mechanically propelled surfboard" also known as a jet board, means a vessel that consists of a board using a surfboard-type design fitted with propulsion machinery (either electric or internal combustion).
(23) " Navigable waters" means a navigable waterway as defined by 33 C.F.R. Part 329.
(24) " Non-navigable waters" means all waters not defined by 33 C.F.R. Part 329.
(25) "Overtaking" means a situation in which a faster vessel approaches a slower vessel from an angle of more than 112.5 degrees from either side of the bow of the slower vessel.
(26) "Passing" means a situation in which vessels approach and pass each other from head on or nearly so.
(27) "Personal flotation device or PFD" means any lifesaving device classified and approved by the regulations of the commandant of the U.S. Coast Guard.
(28) "Plate" means a moveable identification tag bearing a number assigned by the department signifying registration as a boat manufacturer or a boat dealer.
(29) "Public safety vessel" means any vessel used for emergency purposes by organizations listed in KRS 189.910(1),(2).
(30) "Recreational vessel" means a vessel that is not documented as commercial by the U.S. Coast Guard.
(31) "Throwable personal flotation device" means a PFD designed to be thrown to someone in the water.
(32) "Vessel" means every description of watercraft, other than a seaplane on the water.
(33) "Wakeboat" means a motorboat that has one (1) or more ballast tanks, ballast bags, other devices, design features, or utilizes other methods specifically to increase the size of the motorboat's wake.
(34) "Wakesports" means a recreational boating activity utilizing a wakeboat with ballast tanks, ballast bags, other devices, design features, or other methods engaged to increase the size of the boat's wake.
(35) "Water skis" means rigid or inflatable skis, kneeboards, tubes, wakeboards, or similar devices.
(36) "Water skiing" means:
(a) The act of riding in or upon water skis while being towed behind a moving vessel or propelled by a boat's wake or while riding on or in a boat's wake directly behind a

vessel that is underway; or

(b) Barefoot skiing.

(37) "Wearable personal flotation device" means a PFD designed to be worn or otherwise attached to the body.

(38) "Wireless cut-off system" means an operable wireless emergency cut-off engine stop switch installed on a motorboat.

(301 KAR 006:001. 21 Ky.R. 3091; eff. 7-12-1995; Am. 22 Ky.R. 1683; eff. 5-16-1996; 48 Ky.R.915, 2033; eff. 4-5-2022; 49 Ky.R. 2128; 50 Ky.R. 650; eff. 9-21-2023; 52 Ky.R. 1041, 1521; eff. 6-2-2026.)

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