

AN ACT relating to lands of the United States Department of the Interior.

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

➔Section 1. KRS 3.250 is amended to read as follows:

The General Assembly finds that it is desirable that the Commonwealth of Kentucky and the United States exercise concurrent legislative jurisdiction for purposes of criminal law enforcement over lands of the National Park System ***and the National Wildlife Refuge System*** of the United States Department of the Interior lying within the Commonwealth of Kentucky, and to that end KRS 3.255 to 3.275 provides a mechanism for the adjustment of legislative jurisdiction.

➔Section 2. KRS 3.260 is amended to read as follows:

- (1) Whenever the United States shall desire to acquire concurrent legislative jurisdiction for purposes of criminal law enforcement over any lands within this Commonwealth which the United States has or shall have acquired for purposes of the establishment or extension of a unit of the National Park System ***and the National Wildlife Refuge System*** of the United States Department of the Interior and shall make application for that purpose, Kentucky cedes such measure of legislative jurisdiction, not exceeding that requested by the United States, as may be necessary to enable the United States and the Commonwealth of Kentucky to exercise concurrent legislative jurisdiction for purposes of criminal law enforcement over such lands. The Governor is directed to negotiate with the United States, on behalf of the General Assembly, the administrative details of any such cession, which details shall be included in the instrument of cession.
- (2) Said application on behalf of the United States shall be accompanied by an accurate description of the lands over which such concurrent legislative jurisdiction for purposes of criminal law enforcement is desired.
- (3) Said cession of legislative jurisdiction shall become effective when the instrument of cession is signed by the Governor and the acceptance of jurisdiction by the

United States is indicated in writing upon the instrument of cession by the United States Secretary of the Interior or his designee and entered upon the executive journal. In the event the Governor is of the opinion that the cession of legislative jurisdiction embodied in any proposed instrument of cession exceeds the measure of legislative jurisdiction necessary to enable the United States and the Commonwealth of Kentucky to exercise concurrent legislative jurisdiction for purposes of criminal law enforcement over the lands in question, he shall not sign the instrument of cession, and the cession shall not become effective until the General Assembly, at its next session, shall approve same.

➔Section 3. KRS 3.265 is amended to read as follows:

- (1) The powers conferred by KRS 3.255 to 3.275 are solely to enable the Commonwealth and the United States to exercise concurrent legislative jurisdiction for purposes of criminal law enforcement over United States Department of the Interior National Park System lands and the National Wildlife Refuge System in Kentucky. No other legislative jurisdiction is ceded by KRS 3.255 to 3.275, and there are specifically reserved over any lands as to which any legislative jurisdiction may be ceded pursuant to KRS 3.255 to 3.275:
 - (a) The entire legislative jurisdiction with respect to taxation of the Commonwealth, and of each state agency, county, urban-county government, city, special district and other political subdivision;
 - (b) The entire legislative jurisdiction of the Commonwealth with respect to marriage, divorce, annulment, adoption, the commitment or other civil disposition of the mentally incompetent, and the descent and distribution of property; and
 - (c) The power to execute any process, civil or criminal, issued under the authority of the Commonwealth.
- (2) No person residing upon such lands shall be deprived of any civil or political rights

by reason of the cession of such legislative jurisdiction to the United States.