

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2022 REGULAR SESSION
Unofficial Document

Amend printed copy of **HB 344/GA**

On page 15, after line 12, insert the following:

"➔Section 4. KRS 150.022 is amended to read as follows:

- (1) The Department of Fish and Wildlife Resources Commission shall consist of nine (9) members, one (1) from each commission~~[wildlife]~~ district, as set out by the commissioner with the approval of the commission, and not more than five (5) of the same political party.
- (2) The Governor shall appoint the members of the commission subject to confirmation by the Senate as described in subsection (3) of this section. Each of the members shall be appointed for a term ending on December 31 of the fourth calendar year following his or her appointment, except that a member's term shall continue until his or her successor is duly appointed and confirmed by the Senate, but no later than one (1) year following the expiration of the member's term. If after one (1) year a successor has not been duly appointed and confirmed by the Senate, the commissioner's seat for that district shall be vacant until a successor is duly appointed and confirmed by the Senate. A member shall serve no more than two (2) full terms, not including any partial term that a member may additionally serve~~[of four (4) years and may be reappointed only once]~~. A~~[No]~~ person who has been convicted of a felony offense, in Kentucky or under the law of any other state, or any other law of the United States shall not be eligible to serve on the commission.
- (3) (a) Vacancies through the expiration of terms of the members of the commission shall be

Amendment No. SFA 4

Rep. Sen. Robin L. Webb

Committee Amendment

Floor Amendment

Adopted: _____

Rejected: _____

Signed: _____

LRC Drafter: _____

Date: _____

Doc. ID: XXXX

Not for Filing

Unofficial Document

filled by appointment by the Governor from a list of five (5) names from each commission~~[wildlife]~~ district, recommended and submitted by the sportsmen of each respective district.

- (b)** When the term of a member expires, the commissioner shall call a meeting of the sportsmen in that district not later than thirty (30) days prior to the expiration of the member's term. Notice of the meeting shall be given by publication pursuant to KRS Chapter 424.
- (c)** At the meeting, the sportsmen in attendance shall select and submit to the Governor a list of five (5) residents and citizens of the district who have held hunting and fishing licenses in Kentucky or another state for at least the previous five (5) consecutive years, or who have been hunting and fishing in the Commonwealth for the previous five (5) consecutive years while license-exempt under KRS 150.170, and who are well informed on the subject of wildlife conservation and restoration. Each sportsman may vote for one (1) candidate only, and the list submitted to the Governor shall be made up of the names of the five (5) candidates receiving the five (5) highest vote totals.
- (d)** The Governor shall appoint a successor to the member whose term has expired no later than January 20 of the year following the year in which the member's term expired~~[is about to expire within sixty (60) days following the submission to him of the list referred to in this subsection, and in no event later than August 13].~~
- (4) Upon appointment to the ~~{commission of the }~~Department of Fish and Wildlife Resources Commission, each commissioner shall execute a bond of one thousand dollars (\$1,000) in favor of the Department of Fish and Wildlife Resources, the premium on this bond to be paid out of department funds.
- (5) In the event of vacancies other than by expiration, the Governor shall fill the vacancy for

- the unexpired part of the term from the names remaining on the list previously submitted for the district from which the vacancy arose.
- (6) Each member of the commission shall take the constitutional oath of office.
- (7) The Governor shall remove any member of the commission for cause under subsection (2) of this section and may remove ~~a~~any member of the commission for **nonfeasance**~~[inefficiency]~~, neglect of duty, or misconduct in office; but shall first deliver to the member a copy of all charges in writing and afford to him **or her** an opportunity **for an administrative hearing to be conducted in accordance with KRS Chapter 13B**~~[of being publicly heard in person or by counsel in defense of the charges, upon not less than ten (10) days' notice. If a member shall be removed, the Governor shall file in the office of the Secretary of State a complete statement of all charges made against the member and his findings thereon, together with a complete record of the proceedings].~~
- (8) Each member of the commission shall be entitled to reimbursement for actual and necessary traveling and other expenses incurred by him **or her** in the discharge of his **or her** official duties and to be paid from the game and fish fund.
- (9) A majority of the commission shall constitute a quorum for the transaction of any business, for the performance of any duty or for the exercise of any power vested in the commission.
- (10) The department shall have its principal office in Franklin County, and is authorized to purchase all supplies, equipment, and printed forms and to issue any notices and publications as the commissioner may deem necessary to carry out the provisions of this chapter.
- (11) The word "sportsman" as used in this section shall mean a resident hunter or fisherman who has been licensed in Kentucky for each of the past two (2) consecutive years.

➔Section 5. KRS 150.152 is amended to read as follows:

Each year when the Auditor of Public Accounts conducts the statewide single audit of the

Unofficial Document

Commonwealth of Kentucky, the Auditor of Public Accounts shall with respect to the Department of Fish and Wildlife Resources:

- (1) Examine the separate revenue streams of each account within the game and fish fund to ensure compliance with the prohibition against commingling of funds;
- (2) Disaggregate and report the revenue and expenditures, by type, within the program income fund of the fish and game fund;
- (3) Identify internal controls, weaknesses, operating inefficiencies, and make recommendations for improvements; ~~and~~
- (4) **Examine procurement, expenditures, and procurement policies to ensure compliance with the requirements of KRS Chapter 45A and Section 1 of this Act; and**
- (5) Submit a written report to the Interim Joint Committee on Natural Resources and **Energy**~~Environment~~ in conjunction with the release of the statewide single audit of the Commonwealth of Kentucky.

➔Section 6. 2022 RS SB 217/GA is amended to read as follows:

- (1) On page 18, line 6, delete "shall" and insert "may "in lieu thereof; and
- (2) On page 18, line 16, delete ", grants," and insert "and nonfederal funds, including but not limited to grants" in lieu thereof.

➔Section 7. Whereas it is critical to the hunters and anglers of the Commonwealth that the Department of Fish and Wildlife Resources be properly managed and licenses and permits be efficiently issued, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law."