

1 AN ACT relating to natural resources.

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

3 ➔Section 1. KRS 151.210 is amended to read as follows:

- 4 (1) Any owner of land contiguous to public water shall at all times have the right to the  
5 use of **the public** water ~~[therefrom to satisfy his needs]~~ for domestic purposes,  
6 which shall include water for household purposes, drinking water for poultry,  
7 livestock, and domestic animals. The use of water for ~~[such]~~ domestic purposes  
8 shall have priority and be superior to any and all other uses.
- 9 (2) An owner or group of owners of land contiguous to public water, operating under a  
10 withdrawal permit, shall have the right to impound and conserve water: ~~[for their~~  
11 ~~use by impounding such water]~~
- 12 **(a)** Behind a dam in the natural stream bed or on their land; ~~and [.]~~
- 13 **(b)** When the flow of the stream or level of the lake ~~[is such that the impounding]~~  
14 will not impair existing uses **of the water** ~~[.]~~ or will not unreasonably interfere  
15 with a beneficial use **of the water** by other water users.
- 16 **(3)** An obstruction placed across a natural stream shall be approved by the cabinet as  
17 provided in KRS 151.250. **Any obstruction approved by the cabinet** ~~[and]~~ shall  
18 **install** ~~[provide]~~ an outlet **so any water**  ~~[for the release of water]~~ which the owner is  
19 not entitled to use or withdraw under KRS Chapters 146, 149, 151, 262, 350.029  
20 and 433.750 to 433.757 **is released.** ~~[and]~~ The owner shall operate the outlet in  
21 accordance with this **subsection** ~~[provision]~~.