

1 AN ACT relating to exemptions for totally disabled veterans with a permanent and
2 total one hundred percent service-connected disability rating from the United States
3 Department of Veterans Affairs.

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

5 ➔Section 1. KRS 91A.080 is amended to read as follows:

- 6 (1) The legislative body of each local government which elects to impose and collect
7 license fees or taxes upon insurance companies for the privilege of engaging in the
8 business of insurance may, except as provided in subsection (10) of this section,
9 enact or change its license fee or rate of tax to be effective July 1 of each year on a
10 prospective basis only and shall file with the commissioner of insurance at least one
11 hundred (100) days prior to the effective date, a copy of all ordinances and
12 amendments which impose a license fee or tax. No less than eighty-five (85) days
13 prior to the effective date, the commissioner of insurance shall promptly notify each
14 insurance company engaged in the business of insurance in the Commonwealth of
15 those local governments which have elected to impose the license fees or taxes and
16 the current amount of the license fee or rate of tax.
- 17 (2) Any license fee or tax imposed by a local government upon an insurance company
18 with respect to life insurance policies may be based upon the first year's premiums,
19 and, if so based, shall be applied to the amount of the premiums actually collected
20 within each calendar quarter upon the lives of persons residing within the corporate
21 limits of the local government.
- 22 (3) Any license fee or tax imposed by a local government upon any insurance company
23 with respect to any policy which is not a life insurance policy shall be based upon
24 the premiums actually collected by the insurance company within each calendar
25 quarter on risks located within the corporate limits of the local government on those
26 classes of business which the insurance company is authorized to transact, less all
27 premiums returned to policyholders. In determining the amount of license fee or tax

1 to be collected and to be paid to the local government, the insurance company shall
2 use the tax rate effective on the first day of the policy term. When an insurance
3 company collects a premium as a result of a change in the policy during the policy
4 term, the tax rate used shall be the rate in effect on the effective date of the policy
5 change. With respect to premiums returned to policyholders, the license fee or tax
6 shall be returned by the insurance company to the policyholder pro rata on the
7 unexpired amount of the premium at the same rate at which it was collected and
8 shall be taken as a credit by the insurance company on its next quarterly report to
9 the local government.

10 (4) The Department of Insurance shall, by administrative regulation, provide for a
11 reasonable collection fee to be retained by the insurance company or its agent as
12 compensation for collecting the tax, except that the collection fee shall not be more
13 than fifteen percent (15%) of the fee or tax collected and remitted to the local
14 government or two percent (2%) of the premiums subject to the tax, whichever is
15 less. To facilitate computation, collection, and remittance of the fee or tax and
16 collection fee provided in this section, the fees or taxes set out in subsection (1), (2),
17 or (3) of this section, together with the collection fee in this section, may be rounded
18 off to the nearest dollar amount.

19 (5) Pursuant to KRS 304.3-270, if any other state retaliates against any Kentucky
20 domiciliary insurer because of the requirements of this section, the commissioner of
21 insurance shall impose an equal tax upon the premiums written in this state by
22 insurers domiciled in the other state.

23 (6) Accounting and reporting procedures for collection and reporting of the fees or
24 taxes and the collection fee herein provided shall be determined by administrative
25 regulations promulgated by the Department of Insurance.

26 (7) (a) Upon written request of the legislative body of any local government, at the
27 expense of the requesting local government, which shall be paid in advance by

1 the local government to the Department of Insurance, the Department of
2 Insurance shall audit, or cause to be audited by contract with qualified
3 auditors, the books or records of the insurance companies or agents subject to
4 the fee or tax to determine whether the fee or tax is being properly collected
5 and remitted, and the findings of the audit shall be reported to the local
6 government and the insurance company subject to the audit. An insurance
7 company may appeal the findings of the audit conducted under this subsection
8 and any assessment issued pursuant to the audit findings in accordance with
9 the provisions of KRS 91A.0804(5).

10 (b) Willful failure to properly collect and remit the fee or tax imposed by a local
11 government pursuant to the authority granted by this section shall constitute
12 grounds for the revocation of the license issued to an insurance company or
13 agent under the provisions of KRS Chapter 304.

14 (c) If the Department of Insurance finds that an insurance company has willfully
15 engaged in a pattern of business conduct that fails to properly collect and
16 remit the fee or tax imposed by a local government pursuant to the authority
17 granted by this section, the Department of Insurance may assess the
18 responsible insurance company an appropriate penalty fee no greater than ten
19 percent (10%) of the additional license fees or taxes determined to be owed to
20 the local government. The penalty fee shall be paid to the local government
21 owed the license fee or tax less any administrative costs of the Department of
22 Insurance in enforcing this section. Any insurance company or agent held
23 responsible for a penalty fee may request a hearing with the Department of
24 Insurance to be conducted pursuant to KRS 304.2-310 to 304.2-370 regarding
25 the finding of a willful violation and the subsequent penalty fee.

26 (8) The license fees or taxes provided for by subsections (2) and (3) of this section shall
27 be due thirty (30) days after the end of each calendar quarter. Annually, by March

1 31, each insurance company shall furnish each local government to which the tax or
2 fee is remitted with a breakdown of all collections in the preceding calendar year for
3 the following categories of insurance:

- 4 (a) Casualty;
- 5 (b) Automobile;
- 6 (c) Inland marine;
- 7 (d) Fire and allied perils;
- 8 (e) Health; and
- 9 (f) Life.

10 (9) Any license fee or tax not paid on or before the due date shall bear interest at the tax
11 interest rate as defined in KRS 131.010(6) from the date due until paid. Such
12 interest payable to the local government is separate of penalties provided for in
13 subsection (7) of this section. In addition, the local government may assess a ten
14 percent (10%) penalty for a tax or fee not paid within thirty (30) days after the due
15 date.

16 (10) No license fee or tax imposed under this section shall apply to premiums:

- 17 (a) Received on policies of group health insurance provided for state employees
18 under KRS 18A.225;
- 19 (b) Received on policies insuring employers against liability for personal injuries
20 to their employees or the death of their employees caused thereby, under the
21 provisions of KRS Chapter 342;
- 22 (c) Received on health insurance policies issued to individuals;
- 23 (d) Received on policies issued through Kentucky Access created in Subtitle 17B
24 of KRS Chapter 304;
- 25 (e) Received on policies for high deductible health plans as defined in 26 U.S.C.
26 sec. 223(c)(2);
- 27 (f) Received on multistate surplus lines, defined as non-admitted insurance as

1 provided in Title V, Subtitle B, the Non-Admitted and Reinsurance Reform
2 Act of 2010, of the Dodd-Frank Wall Street Reform and Consumer Protection
3 Act, Pub. L. No. 111-203;

4 (g) **Received on policies providing coverage for real property or motor vehicles**
5 **when the property is owned by a totally disabled veteran with a permanent**
6 **and total one hundred percent (100%) service-connected disability rating**
7 **from the United States Department of Veterans Affairs;**

8 (h) Paid to insurance companies or surplus lines brokers by nonprofit self-
9 insurance groups or self-insurance entities whose membership consists of
10 school districts; or

11 (i)~~(h)~~ Paid to insurance companies or surplus lines brokers by nonprofit self-
12 insurance groups or self-insurance entities whose membership consists of
13 cities, counties, charter county governments, urban-county governments,
14 consolidated local governments, unified local governments, school districts, or
15 any other political subdivisions of the Commonwealth.

16 (11) No county may impose the tax authorized by this section upon the premiums
17 received on policies issued to public service companies which pay ad valorem taxes.

18 (12) Insurance companies which pay license fees or taxes pursuant to this section shall
19 credit city license fees or taxes against the same license fees or taxes levied by the
20 county, when the license fees or taxes are levied by the county on or after July 13,
21 1990. For purposes of this subsection, a consolidated local government, urban-
22 county government, charter county government, or unified local government shall
23 be considered a county.

24 (13) No license fee or tax imposed under this section shall apply to premiums paid to
25 insurers of municipal bonds, leases, or other debt instruments issued by or on behalf
26 of a city, county, charter county government, urban-county government,
27 consolidated local government, special district, nonprofit corporation, or other

1 political subdivision of the Commonwealth. However, this exemption shall not
2 apply if the bonds, leases, or other debt instruments are issued for profit or on behalf
3 of for-profit or private organizations.

4 (14) A county may impose a license fee or tax covering the entire county or may limit
5 the application of the fee or tax to the unincorporated portions of the county.

6 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 132 IS CREATED TO
7 READ AS FOLLOWS:

8 (1) There shall be exempt from state and local ad valorem taxes motor vehicles
9 owned by a totally disabled veteran with a permanent and total one hundred
10 percent (100%) service-connected disability rating from the United States
11 Department of Veterans Affairs.

12 (2) (a) The exemption shall be limited to two (2) motor vehicles that are primarily
13 operated:

14 1. By the veteran;

15 2. By the veteran's spouse; or

16 3. For the purpose of transporting the veteran or veteran's spouse, if he
17 or she is unable to drive.

18 (b) If the veteran owns more than two (2) motor vehicles that meet the
19 requirements established in this section, the exemption shall apply to the
20 two (2) motor vehicles with the highest assessed value.

21 (3) Upon the death of the veteran, the exemption previously applied to the motor
22 vehicles shall transfer to the veteran's surviving spouse. The motor vehicles shall
23 continue to be exempt for as long as the surviving spouse owns the motor vehicles
24 and the motor vehicles are either primarily operated by the veteran's surviving
25 spouse or for the purpose of transporting the veteran's surviving spouse if he or
26 she is unable to drive.

27 (4) The department shall prescribe the forms and procedures necessary for claiming

1 *the exemption and attesting to the usage of the motor vehicles with the property*
2 *valuation administrator.*

3 ➔Section 3. KRS 132.485 is amended to read as follows:

- 4 (1) (a) 1. The registration of a motor vehicle with a county clerk in order to
5 operate it or permit it to be operated upon the highways of the state shall
6 be deemed consent by the registrant for the motor vehicle to be assessed
7 by the property valuation administrator from a standard manual
8 prescribed by the department for valuing motor vehicles for assessment
9 unless:
- 10 a. The registrant appears before the property valuation administrator
11 to assess the vehicle; or
- 12 b. The motor vehicle is twenty (20) years old or older, in which case
13 paragraph (b) of this subsection applies regarding its valuation.
- 14 2. The standard value of motor vehicles shall be the average trade-in value,
15 not the rough or clean trade-in values, prescribed by the valuation
16 manual.
- 17 3. The property valuation administrator may adjust the value of a motor
18 vehicle when the registrant has provided evidence that the standard
19 value does not reflect the motor vehicle's condition, options, mileage, or
20 certificate of title issued.
- 21 (b) In the case of motor vehicles that are twenty (20) years old or older:
- 22 1. It shall not be presumed that a vehicle has been maintained in, or
23 restored to, the original factory or otherwise classic condition or that its
24 value has increased over the previous year;
- 25 2. In assessing motor vehicles under this paragraph and calculating the
26 taxes due thereon, through the AVIS or otherwise, if the registrant does
27 not appear before the property valuation administrator to assess the

1 vehicle, the standard value shall be as follows:

2 a. The actual valuation of the vehicle as was assessed in the vehicle's
3 nineteenth year, if the vehicle was assessed for taxation in the
4 Commonwealth in that year; or

5 b. The average trade-in value prescribed by the applicable edition of
6 the valuation manual for the vehicle in its nineteenth year, if the
7 vehicle was not assessed for taxation in the Commonwealth in that
8 year;

9 reduced by ten percent (10%) annually for each year beyond nineteen
10 (19) years; and

11 3. In the case of any motor vehicle for which the assessment procedure
12 provided in subparagraph 2.b. of this paragraph would apply but cannot
13 be carried out because the applicable edition of the valuation manual is
14 unavailable, the property valuation administrator shall conduct an
15 assessment of the vehicle to determine the value thereof for the given
16 taxable year. The assessment under this subparagraph may be done in
17 person if the vehicle's owner presents the vehicle at the property
18 valuation administrator's office, or the assessment may be done through
19 a review of photographs and other documentary evidence. In subsequent
20 years, that valuation shall be reduced by ten percent (10%) annually.

21 (2) The registration of a recreational vehicle with the county clerk in order to operate it
22 or permit it to be operated upon the highways shall be deemed consent by the
23 registrant thereof for the recreational vehicle to be assessed by the property
24 valuation administrator at a valuation determined from a standard manual
25 prescribed by the department for valuing recreational vehicles for assessment unless
26 the registrant appears in person before the property valuation administrator to assess
27 the vehicle.

- 1 (3) The registration of a motor vehicle on or before the date that the registration of the
2 vehicle is required is prima facie evidence of ownership on January 1.
- 3 (4) When a motor vehicle is purchased in one (1) year, but registration takes place after
4 January 1 of the following year through no fault of the owner, the department shall
5 assess the motor vehicle and shall send notice of the assessment to the January 1
6 owner in accordance with KRS 186A.035. If the month of registration has passed
7 for the current year, the assessment shall be due and payable if not protested to the
8 department within sixty (60) days from the date of the notice. Payments made after
9 the due date shall carry the normal penalty and interest for motor vehicles.
- 10 (5) This section does not apply to:
- 11 (a) Motor vehicles or recreational vehicles owned and operated by public service
12 companies, common carriers, or agencies of the state and federal
13 governments; or
- 14 (b) *Motor vehicles exempt from taxation under Section 2 of this Act.*
- 15 ➔Section 4. KRS 136.340 is amended to read as follows:
- 16 (1) Every stock insurance company, other than life, doing business in this state shall, on
17 or before the first day of March of each year, return to the Department of Revenue a
18 statement under oath of all amounts paid to the company or its representative,
19 whether designated as premiums or otherwise, for insurance or services incident
20 thereto, on property or risks in this state during the preceding calendar year or since
21 the last returns were made, including amounts received for reinsurance on Kentucky
22 risks from unauthorized companies, and shall at the same time pay a tax of two
23 dollars (\$2) upon each one hundred dollars (\$100) of such amounts paid to the
24 company, less amounts returned on canceled policies and policies not taken.
- 25 (2) The *following shall not be subject to taxation under this section:*
- 26 (a) Health insurance contract or contracts for state employees as authorized by
27 KRS 18A.225; or

1 **(b) Insurance contracts providing coverage for real property or motor vehicles**
2 **when the property is owned by a totally disabled veteran with a permanent**
3 **and total one hundred percent (100%) service-connected disability rating**
4 **from the United States Department of Veterans Affairs**~~[shall not be subject~~
5 ~~to taxation under this section].~~

6 ➔Section 5. KRS 136.350 is amended to read as follows:

7 (1) All mutual companies other than life doing business under this law shall pay to the
8 Department of Revenue on or before the first day of March in each year, a tax of
9 two percent (2%) of all amounts paid to the company or its representative, whether
10 designated as premiums or otherwise, for insurance or services incident thereto,
11 including amounts paid for membership or policy dues or fees, on property or risks
12 in this state during the preceding calendar year, including amounts received for
13 reinsurance on Kentucky risks from unauthorized companies.

14 (2) In addition to the foregoing tax, mutual insurance companies and Lloyd's insurers
15 shall pay an annual tax as prescribed for stock insurance companies by KRS
16 136.360 and for like purposes.

17 (3) In computing premiums upon which tax is to be paid there shall be deducted, in
18 both direct and reinsurance business, return premiums on canceled policies and
19 policies not taken, and dividends paid or credited to policyholders.

20 (4) The provisions of this section shall not apply to domestic mutual companies,
21 cooperative or assessment fire insurance companies.

22 (5) The health insurance contract or contracts for state employees as authorized by KRS
23 18A.225 and 18A.228 shall not be subject to taxation under this section.

24 **(6) Insurance contracts providing coverage for real property or motor vehicles shall**
25 **not be subject to taxation under this section when the property is owned by a**
26 **totally disabled veteran with a permanent and total one hundred percent (100%)**
27 **service-connected disability rating from the United States Department of Veterans**

1 *Affairs.*

2 ➔Section 6. KRS 136.360 is amended to read as follows:

3 (1) Every stock insurer other than life doing business in this state shall pay to the
4 Department of Revenue on or before the first day of March of each year, for the
5 purpose of defraying the expenses authorized by KRS Chapter 227, and KRS
6 Chapter 304, Subtitle 24, three-fourths of one percent (0.75%) of all amounts paid
7 to such insurance company or its representative, whether such payments are
8 designated as premiums or otherwise, during the previous calendar year for fire
9 insurance and that portion of the premium reasonably allocable to insurance against
10 the hazard of fire included in other coverages other than life and disability
11 insurances. In computing such amounts there shall be deducted amounts refunded
12 on policies canceled or not taken, and dividends paid or credited to policyholders.
13 All amounts so collected shall be deposited in the general expenditure fund in the
14 State Treasury.

15 (2) *Insurance contracts providing coverage for real property or motor vehicles shall*
16 *not be subject to taxation under this section when the property is owned by a*
17 *totally disabled veteran with a permanent and total one hundred percent (100%)*
18 *service-connected disability rating from the United States Department of Veterans*

19 *Affairs.*

20 ➔Section 7. KRS 136.392 is amended to read as follows:

21 (1) (a) Every domestic, foreign, or alien insurer, other than life and health insurers,
22 which is either subject to or exempted from Kentucky premium taxes as levied
23 pursuant to the provisions of either KRS 136.340, 136.350, 136.370, or
24 136.390, shall charge and collect a surcharge of one dollar and eighty cents
25 (\$1.80) upon each one hundred dollars (\$100) of premium, assessments, or
26 other charges, except for those municipal premium taxes, made by it for
27 insurance coverage provided to its policyholders, on risk located in this state,

1 whether the charges are designated as premiums, assessments, or otherwise.
2 The premium surcharge shall be collected by the insurer from its
3 policyholders at the same time and in the same manner that its premium or
4 other charge for the insurance coverage is collected. The premium surcharge
5 shall be disclosed to policyholders pursuant to administrative regulations
6 promulgated by the commissioner of insurance. However, no insurer or its
7 agent shall be entitled to any portion of any premium surcharge as a fee or
8 commission for its collection. On or before the twentieth day of each month,
9 each insurer shall report and remit to the Department of Revenue, on forms as
10 it may require, all premium surcharge moneys collected by it during its
11 preceding monthly accounting period less any moneys returned to
12 policyholders as applicable to the unearned portion of the premium on policies
13 terminated by either the insured or the insurer. Insurers with an annual liability
14 of less than one thousand dollars (\$1,000) for each of the previous two (2)
15 calendar years may report and remit to the Department of Revenue all
16 premium surcharge moneys collected on a calendar year basis on or before the
17 twentieth day of January of the following calendar year. The funds derived
18 from the premium surcharge shall be deposited in the State Treasury, and shall
19 constitute a fund allocated for the uses and purposes of the Firefighters
20 Foundation Program fund, KRS 95A.220 and 95A.262, and the Law
21 Enforcement Foundation Program fund, KRS 15.430.

22 (b) Effective July 1, 2019, the surcharge rate in paragraph (a) of this subsection
23 shall only be adjusted by an Act of the General Assembly, and the adjusted
24 rate shall be applied beginning ninety (90) days after the effective date of the
25 Act.

26 (2) Within five (5) days after the end of each month, all insurance premium surcharge
27 proceeds deposited in the State Treasury as set forth in this section shall be paid by

1 the State Treasurer into the Firefighters Foundation Program fund trust and agency
2 account and the Law Enforcement Foundation Program fund trust and agency
3 account. The amount paid into each account shall be proportionate to each fund's
4 respective share of the total deposits, pursuant to KRS 42.190. Moneys deposited to
5 the Law Enforcement Foundation Program fund trust and agency account shall not
6 be disbursed, expended, encumbered, or transferred by any state official for uses
7 and purposes other than those prescribed by KRS 15.410 to 15.500, except that
8 beginning with fiscal year 1994-95, through June 30, 1999, moneys remaining in
9 the account at the end of the fiscal year in excess of three million dollars
10 (\$3,000,000) shall lapse. On and after July 1, 1999, moneys in this account shall not
11 lapse. Money deposited to the Firefighters Foundation Program fund trust and
12 agency account shall not be disbursed, expended, encumbered, or transferred by any
13 state official for uses and purposes other than those prescribed by KRS 95A.200 to
14 95A.300, except that beginning with fiscal year 1994-95, through June 30, 1999,
15 moneys remaining in the account at the end of the fiscal year in excess of three
16 million dollars (\$3,000,000) shall lapse, but moneys in the revolving loan fund
17 established in KRS 95A.262 shall not lapse. On and after July 1, 1999, moneys in
18 this account shall not lapse.

19 (3) Insurance premium surcharge funds collected from the policyholders of any
20 domestic mutual company, cooperative, or assessment fire insurance company shall
21 be deposited in the State Treasury, and shall be paid monthly by the State Treasurer
22 into the Firefighters Foundation Program fund trust and agency account as provided
23 in KRS 95A.220 to 95A.262. However, insurance premium surcharge funds
24 collected from policyholders of any mutual company, cooperative, or assessment
25 fire insurance company which transfers its corporate domicile to this state from
26 another state after July 15, 1994, shall continue to be paid into the Firefighters
27 Foundation Program fund and the Law Enforcement Foundation Program fund as

1 prescribed.

2 (4) No later than July 1 of each year, the Department of Insurance shall provide the
3 Department of Revenue with a list of all Kentucky-licensed property and casualty
4 insurers and the amount of premium volume collected by the insurer for the
5 preceding calendar year as set forth on the annual statement of the insurer. No later
6 than September 1 of each year, the Department of Revenue shall calculate an
7 estimate of the premium surcharge due from each insurer subject to the insurance
8 premium surcharge imposed pursuant to this section, based upon the surcharge rate
9 imposed pursuant to this section and the amount of the premium volume for each
10 insurer as reported by the Department of Insurance. The Department of Revenue
11 shall compare the results of this estimate with the premium surcharge paid by each
12 insurer during the preceding year and shall provide the Legislative Research
13 Commission, the Kentucky Fire Commission, the Kentucky Law Enforcement
14 Council, and the Department of Insurance with a report detailing its findings on a
15 cumulative basis. In accordance with KRS 131.190, the Department of Revenue
16 shall not identify or divulge the confidential tax information of any individual
17 insurer in this report.

18 (5) The insurance premiums surcharge provided in this section shall not apply to
19 premiums collected from the following:

20 (a) The federal government;

21 (b) Resident educational and charitable institutions qualifying under Section
22 501(c)(3) of the Internal Revenue Code;

23 (c) Resident nonprofit religious institutions for real, tangible, and intangible
24 property coverage only;

25 (d) State government for coverage of real property;~~[-or]~~

26 (e) Local governments for coverage of real property; or

27 (f) *Totally disabled veterans with a permanent and total one hundred percent*

1 *(100%) service-connected disability rating from the United States*
2 *Department of Veterans Affairs for coverage of real property or motor*
3 *vehicles.*

4 (6) Pursuant to the Non-Admitted and Reinsurance Reform Act of 2010, Title V,
5 Subtitle B, of the Dodd-Frank Wall Street Reform and Consumer Protection Act,
6 Pub. L. No. 111-203, the insurance premium surcharge on non-admitted insurance
7 for multistate risks shall be exempt from the provisions of this section but shall be
8 subject to the provisions of KRS 304.10-180.

9 ➔Section 8. KRS 150.170 is amended to read as follows:

10 (1) Except as provided in the following subsections of this section, and subject to
11 administrative regulations promulgated under this chapter, no person, resident, or
12 nonresident shall do any act authorized by any kind of license or permit or assist in
13 any way any person in doing any act provided for in this chapter with respect to
14 wildlife unless he or she holds the kind of license or permit, resident or nonresident,
15 that authorizes the act. It shall be the specific purpose of this chapter to prohibit the
16 taking or pursuing of any wildlife, protected or unprotected, or the fishing in any
17 stream or body of water whether public or private, without first procuring the
18 license provided for in KRS 150.175, except to the extent as may be otherwise
19 provided in this section.

20 (2) A person under sixteen (16) years of age may, without a sport fishing license, take
21 fish by angling, or take minnows by the use of a minnow seine, minnow trap, or dip
22 net.

23 (3) A person under twelve (12) years of age shall be exempt from being required to
24 obtain a sport hunting or sport trapping license as required by this chapter.

25 (4) The resident owner of farmlands or his or her spouse or dependent children shall,
26 without procuring any sport hunting or sport fishing licenses, have the right to take
27 fish or hunt during the open season, except trapping, on the farmlands of which they

1 are bona fide owners. Tenants or their dependent children residing upon these
2 farmlands shall have the same privilege.

3 (5) Residents or nonresidents observing and participating in field trials, training
4 exercises, or other competitions as authorized by the department may observe and
5 participate without obtaining a hunting or guide's license so long as game is not
6 taken.

7 (6) Any resident serviceman on furlough of more than three (3) days in this state may,
8 without any Kentucky sport hunting or sport fishing licenses, do any act authorized
9 by the licenses, but while so doing he or she shall carry on his person proper
10 identification and papers showing his or her furlough status.

11 (7) Landowners, their spouses or dependent children, or their designee who must be
12 approved by the commissioner, who kill or trap on their lands any wildlife causing
13 damage to the lands or any personal property situated thereon shall not be required
14 to have a hunting or trapping license and may do so during periods other than the
15 open season for the particular species without a tag and dispose of the carcass on-
16 site. Tenants, their spouses, their dependent children, or other persons approved by
17 the commissioner, shall also have the same privilege. Upon destruction of any
18 wildlife by the above-specified individuals, the act shall be reported to a
19 conservation officer within twenty-four (24) hours of the kill. Individuals wishing to
20 transport the carcass from the property upon which it was killed shall contact
21 personnel of the department to request a disposal tag or other authorization. Inedible
22 parts from wildlife taken under the authorization of this section shall not be utilized
23 for any purpose and shall be destroyed or left afield. The department shall
24 promulgate administrative regulations establishing procedures for the designee
25 appointment process, including request and approval deadlines.

26 (8) If a reciprocal agreement is entered into by the commissioner, with the approval of
27 the commission, and promulgated as an administrative regulation by the department

1 and similar action is taken by the appropriate authority in Missouri, Tennessee,
2 Virginia, West Virginia, Indiana, Ohio, or Illinois, persons holding a resident or
3 nonresident fishing or a resident or nonresident hunting license issued in these states
4 shall be permitted to perform the acts authorized by the license upon certain
5 contiguous waters and land areas adjacent to the common boundaries of the above-
6 mentioned states and the State of Kentucky. A resident of the State of Kentucky
7 shall purchase a proper Kentucky license to conform with the reciprocal agreement.

8 (9) Any member of the Kentucky Army or Air National Guard, active duty or Reserve
9 Component, in any branch in the United States Armed Forces that is based in the
10 Commonwealth of Kentucky, shall have the right to take fish or hunt on any
11 military property belonging to the Commonwealth without procuring any sport
12 hunting or sport fishing license.

13 (10) A person not otherwise exempted from hunter safety education or from procuring
14 any sport hunting or sport fishing license shall be exempt from the department-
15 sanctioned live-fire exercise component of the hunter education course requirement
16 if he or she:

17 (a) Is a current member of the Armed Forces of the United States;

18 (b) Has served in the Armed Forces of the United States and was discharged or
19 released therefrom under conditions other than dishonorable; or

20 (c) Is a peace officer certified pursuant to KRS 15.380 to 15.404.

21 **(11) A totally disabled veteran with a permanent and total one hundred percent**
22 **(100%) service-connected disability rating from the United States Department of**
23 **Veterans Affairs shall have the right to take fish or hunt without procuring any**
24 **Kentucky sport hunting or sport fishing license, but while so doing he or she**
25 **shall carry proper identification or papers showing his or her disability rating.**

26 ➔Section 9. KRS 186.531 is amended to read as follows:

27 (1) As used in this section:

- 1 (a) "AOC Fund" means the circuit court clerk salary account created in KRS
- 2 27A.052;
- 3 (b) "GF" means the general fund;
- 4 (c) "IP" means instruction permit;
- 5 (d) "License Fund" or "LF" means the KYTC photo license account created in
- 6 KRS 174.056;
- 7 (e) "MC" means motorcycle;
- 8 (f) "MC Fund" or "MCF" means the motorcycle safety education program fund
- 9 established in KRS 176.5065;
- 10 (g) "OL" means operator's license; and
- 11 (h) "PIDC" means personal identification card.

12 (2) Except as provided in subsection (12) of this section, the fees imposed for
 13 voluntary travel ID operator's licenses, instruction permits, and personal
 14 identification cards shall be as follows. The fees received shall be distributed as
 15 shown in the table. The fees shown, unless otherwise noted, are for an eight (8) year
 16 period:

17 Card Type	Fee	LF	GF	MCF
18 OL (initial/renewal)	\$48	\$48	\$0	\$0
19 OL (Under 21) (Up to 4 years)	\$18	\$18	\$0	\$0
20 Any OL, MC, or combination				
21 (duplicate/corrected)	\$15	\$13.25	\$1.75	\$0
22 Motor vehicle IP (3 years)	\$18	\$16	\$2	\$0
23 Motorcycle IP (1 year)	\$18	\$13	\$1	\$4
24 Motorcycle OL (initial/renewal)	\$48	\$38	\$0	\$10
25 Combination vehicle/MC OL				
26 (initial/renewal)	\$58	\$48	\$0	\$10
27 PIDC (initial/renewal)	\$28	\$25	\$3	\$0

1 PIDC (duplicate/corrected) \$15 \$13.50 \$1.50 \$0

2 (3) Except as provided in subsections (11) and (12)~~[subsection (11)]~~ of this section, the
 3 fees imposed for standard operator's licenses, instruction permits, and personal
 4 identification cards shall be as follows:

5 (a) If the identity document is issued through a circuit clerk's office, the fees
 6 received shall be distributed as shown in the table. The fees shown, unless
 7 otherwise noted, are for an eight (8) year period:

8 Card	Fee	Road	License	AOC	GF	MC
9 Type		Fund	Fund	Fund		Fund
10 OL						
11 (initial/renewal)	\$43	\$28	\$7	\$8	\$0	\$0
12 OL (Under 21)						
13 (Up to 4 years)	\$15	\$7.50	\$4	\$3.50	\$0	\$0
14 Any OL, MC OL						
15 or combination						
16 (duplicate /corrected)	\$15	\$5.25	\$4	\$4	\$1.75	\$0
17 Motor vehicle IP						
18 (3 years)	\$15	\$5	\$4	\$4	\$2	\$0
19 Motorcycle IP						
20 (1 year)	\$15	\$5	\$4	\$1	\$1	\$4
21 Motorcycle OL						
22 (initial/renewal)	\$43	\$17.50	\$8	\$7.50	\$0	\$10
23 Combination						
24 vehicle/MC OL						
25 (initial/renewal)	\$53	\$25	\$7	\$11	\$0	\$10
26 PIDC						
27 (initial/renewal)	\$23	\$8	\$8	\$4	\$3	\$0

1	PIDC						
2	(duplicate/corrected)	\$15	\$6	\$4	\$3.50	\$1.50	\$0
3	PIDC						
4	(no fixed address)						
5	KRS 186.4122(5) and						
6	186.4123(5)	\$10	\$0	\$5	\$5	\$0	\$0

7 (b) If the identity document is issued through a Transportation Cabinet office, the
 8 fees received shall be distributed as shown in the table. The fees shown,
 9 unless otherwise noted, are for an eight (8) year period:

10	Card Type	Fee	LF	GF	MCF
11	OL(initial/renewal)	\$43	\$43	\$0	\$0
12	OL (Under 21) (Up to 4 years)	\$15	\$15	\$0	\$0
13	Any OL, MC, or combination				
14	(duplicate/corrected)	\$15	\$13.25	\$1.75	\$0
15	Motor vehicle IP (3 years)	\$15	\$13	\$2	\$0
16	Motorcycle IP (1 year)	\$15	\$10	\$1	\$4
17	Motorcycle OL (initial/renewal)	\$43	\$33	\$0	\$10
18	Combination vehicle/MC OL				
19	(initial/renewal)	\$53	\$43	\$0	\$10
20	PIDC (initial/renewal)	\$23	\$20	\$3	\$0
21	PIDC (duplicate/corrected)	\$15	\$13.50	\$1.50	\$0
22	PIDC (no fixed address) under				
23	KRS 186.4122(5)/186.4123(5)	\$10	\$10	\$0	\$0

24 (4) The fee for a second or subsequent duplicate personal identification card for a
 25 person who does not have a fixed, permanent address, as allowed under KRS
 26 186.4122(5) and 186.4123(5), shall be the same as for a duplicate regular personal
 27 identification card.

- 1 (5) The fee for a four (4) year original or renewal license issued pursuant to KRS
2 186.4101 shall be fifty percent (50%) of the amount shown in subsections (2) and
3 (3) of this section. The distribution of fees shown in subsections (2) and (3) of this
4 section shall also be reduced by fifty percent (50%) for licenses that are issued for
5 four (4) years.
- 6 (6) Any fee for any identity document applied for using alternative technology under
7 KRS 186.410 and 186.4122 shall be distributed in the same manner as a document
8 applied for in person with the cabinet.
- 9 (7) (a) An applicant for an original or renewal operator's license, permit, commercial
10 driver's license, motorcycle operator's license, or personal identification card
11 shall be requested by the cabinet to make a donation to promote an organ
12 donor program.
- 13 (b) The donation under this subsection shall be added to the regular fee for an
14 original or renewal motor vehicle operator's license, permit, commercial
15 driver's license, motorcycle operator's license, or personal identification card.
16 One (1) donation may be made per issuance or renewal of a license or any
17 combination thereof.
- 18 (c) The fee shall be paid to the cabinet and shall be forwarded by the cabinet on a
19 monthly basis to the Kentucky Circuit Court Clerks' Trust for Life, and such
20 moneys are hereby appropriated to be used exclusively for the purpose of
21 promoting an organ donor program. A donation under this subsection shall be
22 voluntary and may be refused by the applicant at the time of issuance or
23 renewal.
- 24 (8) In addition to the fees outlined in this section, the following individuals, upon
25 application for an initial or renewal operator's license, instruction permit, or
26 personal identification card, shall pay an additional application fee of thirty dollars
27 (\$30), which shall be deposited in the photo license account:

- 1 (a) An applicant who is not a United States citizen or permanent resident and who
2 applies under KRS 186.4121 or 186.4123; or
- 3 (b) An applicant who is applying for a instruction permit, operator's license, or
4 personal identification card without a photo under KRS 186.4102(9).
- 5 (9) (a) Except for individuals exempted under paragraph (c) of this subsection, an
6 applicant for relicensing after revocation or suspension shall pay a
7 reinstatement fee of forty dollars (\$40).
- 8 (b) The reinstatement fee under this subsection shall be distributed by the State
9 Treasurer as follows:
- 10 1. Thirty-five dollars (\$35) shall be deposited into the photo license
11 account; and
- 12 2. Five dollars (\$5) shall be deposited into a trust and agency fund to be
13 used in defraying the costs and expenses of administering a driver
14 improvement program for problem drivers.
- 15 (c) This subsection shall not apply to:
- 16 1. Any person whose license was suspended for failure to meet the
17 conditions set out in KRS 186.411 when, within one (1) year of
18 suspension, the driving privileges of the individual are reinstated; or
- 19 2. A student who has had his or her license revoked pursuant to KRS
20 159.051.
- 21 (10) As payment for any fee identified in this section, the cabinet:
- 22 (a) Shall accept cash and personal checks; and
- 23 (b) May accept other methods of payment in accordance with KRS 45.345.
- 24 (11) There shall be no fee assessed for the initial, renewal, or duplicate standard personal
25 identification card to an individual, if the individual:
- 26 (a) Does not possess a valid operator's license or a commercial driver's license;
27 and

1 (b) Is at least eighteen (18) years of age on or before the next regular election.

2 **(12) There shall be no fee assessed for an initial, renewal, or duplicate voluntary**
3 **travel ID or standard personal identification card or operator's license to an**
4 **individual who is a totally disabled veteran with a permanent and total one**
5 **hundred percent (100%) service-connected disability rating from the United**
6 **States Department of Veterans Affairs.**

7 ➔Section 10. Sections 2 and 3 of this Act shall apply to motor vehicles assessed
8 on or after January 1, 2024.