

1 AN ACT relating to depredating wildlife and declaring an emergency.

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

3 ➔Section 1. KRS 150.170 is amended to read as follows:

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

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

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

19 (4) The resident owner of farmlands or his or her spouse or dependent children shall,
20 without procuring any sport hunting or sport fishing licenses, have the right to take
21 fish or hunt during the open season, except trapping, on farmlands of which they are
22 bona fide owners. Tenants or their dependent children residing upon these
23 farmlands shall have the same privilege.

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

1 2. Current crop production report.

2 (d) Any landowner or individual specified in paragraph (a) of this subsection
3 who has been issued a deer destruction permit by the department during the
4 three (3) year period prior to the effective date of this Act may request
5 renewal of an existing deer destruction permit by providing verification of
6 continued damage to the lands or personal property by submitting to the
7 department a:

8 1. Time-and date-stamped electronic image: or

9 2. Current crop production report.

10 (e) Upon destruction of any wildlife by[the above specified] individuals
11 specified in paragraph (a) of this subsection, the act shall be reported to a
12 game warden within twenty-four (24) hours of the kill. Individuals wishing to
13 transport the carcass from the property upon which it was killed shall contact
14 personnel of the department to request a disposal tag or other authorization.
15 Inedible parts from wildlife taken under the authorization of this section shall
16 not be utilized for any purpose and shall be destroyed or left on the property
17 on which the taking occurred[afield].

18 (f) The department shall issue a deer permit allowing the taking of one (1)
19 additional antlered deer per hunting season to any landowner or individual
20 specified in paragraph (a) of this subsection who:

21 1. Has taken and reported to the department a minimum of three (3)
22 antlerless deer during the current hunting season in accordance with
23 the provisions of this chapter and the administrative regulations
24 promulgated by the department; and

25 2. Requests to the department that an additional deer permit be issued.

26 (g) The department shall promulgate administrative regulations establishing
27 procedures for the designee appointment process, including request and

1 approval deadlines.

2 (8) If a reciprocal agreement is entered into by the commissioner, with the approval of
3 the commission, and promulgated as an administrative regulation by the department
4 and similar action is taken by the appropriate authority in Missouri, Tennessee,
5 Virginia, West Virginia, Indiana, Ohio, or Illinois, persons holding a resident or
6 nonresident fishing or a resident or nonresident hunting license issued in these
7 states shall be permitted to perform the acts authorized by the license upon certain
8 contiguous waters and land areas adjacent to the common boundaries of the above-
9 mentioned states and the State of Kentucky. A resident of the State of Kentucky
10 shall purchase a proper Kentucky license to conform with the reciprocal agreement.

11 (9) Any member of the Kentucky Army or Air National Guard, active duty or Reserve
12 Component, in any branch in the United States Armed Forces that is based in the
13 Commonwealth of Kentucky, shall have the right to take fish or hunt on any sport
14 hunting or sport fishing license.
15

16 (10) A person not otherwise exempted from hunter safety education or from procuring
17 any sport hunting or sport fishing license shall be exempt from the department-
18 sanctioned live-fire exercise component of the hunter education course requirement
19 if he or she:
20
21 (a) Is a current member of the Armed Forces of the United States;
22 (b) Has served in the Armed Forces of the United States and was discharged or
23 released therefrom under conditions other than dishonorable; or
24 (c) Is a peace officer certified pursuant to KRS 15.380 to 15.404.
25 ➔Section 2. KRS 150.390 is amended to read as follows:
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27 (1) No person shall possess, take, pursue, or attempt to take or pursue or otherwise
molest any wild elk, deer, wild turkey, or bear in any manner contrary to any
provisions of this chapter or its regulations.

19 (6) Immediately following the conclusion of a muzzle-loading gun season in
20 December and for a period of ten (10) consecutive days, any person that is in
21 compliance with licensing or permitting requirements:

22 (g) *May take antlerless deer using:*

23 1. Archery equipment:

24 2. A muzzle-loading gun; or

3. A modern gun including:

1 c. A rifle; or

2 d. A shotgun; and

3 **(b) Shall abide by any other wildlife hunting season dates and limits as set forth**
4 **by the department for the management and conservation of wildlife.**

5 ➔Section 3. Whereas in an effort to curb increased destruction of vital
6 agricultural crops throughout the Commonwealth, an emergency is declared to exist, and
7 this Act takes effect upon its passage and approval by the Governor or upon its otherwise
8 becoming a law.