

Kentucky Department of Fish & Wildlife Resources
Committee Meetings
November 14, 2019
Kentucky Dam Village
Gilbertsville, Kentucky
8:30 AM CDT

AGENDAS

Administration, Education & Policy Committee

- I. Call to Order
and Welcome Chairman Horn
- II. Pledge of Allegiance
- III. Old Business
- IV. Discussion Item: Quarterly Financial Reports
July, August, September 2019
Attachment AEP-1
- V. Information Item: Regulation Review
- VI. New Business
- VII. Adjourn

Public Relations Committee

- I. Call to Order Chairman Eaton
- II. Old Business
- III. Information Item: Elk Draw Application Expansion
- IV. Information Item: Digital Transformation
- V. Information Item: Marketing Division Update
- VI. Information Item: Information and Education Division Update
- VII. New Business

VIII. Adjourn

Fisheries Committee

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| I. | Call to Order | Chairman Knott |
| II. | Old Business | |
| III. | Information Item: | Boat Dock and Shoreline Use Permit Fees
Attachment F-1 |
| IV. | Information Item: | Cave Run Lake ADA Fishing Pier Update
Attachment F-2 |
| V. | Information Item: | Presentation on Habitat Work on Kentucky and
Barkley Lakes
Attachment F-3 |
| VI. | New Business | |
| VII. | Adjourn | |

Wildlife Committee

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| I. | Call to Order | Chairman Bond |
| II. | Old Business | |
| III. | Discussion Item: | Amend 301 KAR 2:195, Falconry, Raptor Take,
and Raptor Propagation
Attachment W-1 |
| IV. | Discussion Item: | Amend 301 KAR 2:081, Transportation and
Holding of Live Native Wildlife
Attachment W-2 |
| V. | Discussion Item: | Amend 301 KAR 2:082, Transportation and
Holding of Live Exotic Wildlife
Attachment W-3 |
| VI. | Discussion Item: | Amend 301 KAR 2:095, Importation of Cervid
Carcasses and Parts
Attachment W-4 |

- VII. Discussion Item: Amend 301 KAR 2:083, Holding and Intrastate Movement of Captive Cervids
Attachment W-5
- VIII. Discussion Item: Amend 301 KAR 2:172, Deer Hunting Seasons, Zones, and Requirements
Attachment W-6
- IX. Discussion Item: Amend 301 KAR 2:300, Black Bear Seasons and Requirements
Attachment W-7
- X. Discussion Item: Hunter Access Area and WMA Agreements – Review of Current Process
Attachment W-8
- XI. Discussion Item: CWD Preparedness
Attachment W-9
- XII. Information Item: Private Lands Update
- XIII. New Business
- XIV. Adjourn

Kentucky Department of Fish and Wildlife Resources Commission
Administration, Education & Policy Committee Meeting

November 14, 2019
Gilbertsville, Kentucky

AGENDA

Committee Members: Chairman Paul Horn, Jeff Eaton, Brian Fisher and
Doug Morgan

- I. Call to Order and Welcome Chairman Horn
- II. Pledge of Allegiance
- III. Old Business
- IV. Information Item: Review of Quarterly Financials
July, August, September 2019
Attachment AEP-1
- V. Information Item: Regulation Review
- VI. New Business
- VII. Adjourn

Kentucky Department of Fish and Wildlife Resources Commission
Public Relations Committee Meeting
November 14, 2019
Gilbertsville, Kentucky

AGENDA

Committee Members: Chairman Jeff Eaton, Kevin Bond, Ralph Swallows
and Brian Fisher

- I. Call to Order Chairman Eaton
- II. Old Business
- III. Information Item: Elk Draw Application Expansion
- IV. Information Item: Digital Transformation
- V. Information Item: Marketing Division Update
- VI. Information Item: Information and Education Division Update
- VII. New Business
- VIII. Adjourn

Kentucky Department of Fish and Wildlife Resources Commission
Fisheries Committee Meeting
November 14, 2019
Gilbertsville, Kentucky

AGENDA

Committee Members: Chairman Kenny Knott, Doug Morgan,
Dr. Harry Carloss, and Ralph Swallows

- I. Call to Order Chairman Knott
- II. Old Business
- III. Information Item: Boat Dock and Shoreline Use Permit
Fees
Attachment F-1
- IV. Information Item: Cave Run Lake ADA Fishing Pier
Update
Attachment F-2
- V. Information Item: Presentation on Habitat Work on
Kentucky and Barkley Lakes
Attachment F-3
- VI. New Business
- VII. Adjourn

Attachment F-1

Kentucky Department of Fish and Wildlife Resources Commission

Fisheries Committee Meeting

November 14, 2019

Gilbertsville, Kentucky

**Information Item: Boat Dock and Shoreline Use Permit Fees
Discussion**

At the September 13, 2019 Commission meeting, as requested by Commissioner Carloss, Ron Brooks provided the Commission information on the Fisheries Division's cost to implement the boat dock and shoreline use permit system compared to the revenue generated from the permits. Implementation cost was approximately \$40,000, while revenue generated from the permits was approximately \$10,000. The Commission requested further discussion at this Committee meeting on the potential for fee increases to recover costs to implement the permit system.

Attachment F-2

Kentucky Department of Fish and Wildlife Resources Commission

Fisheries Committee Meeting

November 14, 2019

Gilbertsville, Kentucky

Information Item: Cave Run Lake ADA Fishing Pier Update

At the August 9, 2019 Fisheries Committee meeting, Commissioner Morgan stated he had been asked about a proposal for a handicap fishing pier at Cave Run Lake. He asked the Committee and the Fisheries Division to review the potential for a handicap pier at Cave Run Lake before the next Committee meeting. An update will be provided on preliminary discussions and site visits with the U.S. Forest Service on the proposed pier.

Attachment F-3

Kentucky Department of Fish and Wildlife Resources Commission

Fisheries Committee Meeting

November 14, 2019

Gilbertsville, Kentucky

**Information Item: Presentation on Habitat Work on Kentucky
and Barkley Lakes**

Adam Martin, Program Coordinator in the Western Fisheries District, will give a presentation on ongoing habitat projects on Kentucky and Barkley Lakes. The Western Fisheries District has undertaken many different habitat improvement initiatives on Kentucky and Barkley Lake. The presentation will discuss recently completed habitat initiatives, a new habitat grant award on Lake Barkley, as well as potential future projects.

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting
November 14, 2019
Gilbertsville, KY

Committee Members: Chairman Kevin Bond, Paul Horn,
Dr. Harry Carloss, Kenny Knott

AGENDA

- I. Call to Order: Chairman Bond
- II. Old Business
- III. Discussion Item: Amend 301 KAR 2:195, Falconry,
Raptor Take, and Raptor Propagation
Attachment W-1
- IV. Discussion Item: Amend 301 KAR 2:081, Transportation
and Holding of Live Native Wildlife
Attachment W-2
- V. Discussion Item: Amend 301 KAR 2:082, Transportation
and Holding of Live Exotic Wildlife
Attachment W-3
- VI. Discussion Item: Amend 301 KAR 2:095, Importation of
Cervid Carcasses and Parts
Attachment W-4
- VII. Discussion Item: Amend 301 KAR 2:083, Holding and
Intrastate Movement of Captive Cervids
Attachment W-5
- VIII. Discussion Item: Amend 301 KAR 2:172, Deer Hunting
Seasons, Zones, and Requirements
Attachment W-6

- IX. Discussion Item: Amend 301 KAR 2:300, Black Bear Seasons and Requirements
Attachment W-7
- X. Discussion Item: Hunter Access Area and WMA Agreements – Review of Current Process
Attachment W-8
- XI. Discussion Item: CWD Preparedness Discussion
Attachment W-9
- XII. Information Item: Private Lands Update
- XIII. New Business
- XIV. Adjourn

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting
November 14, 2019
Gilbertsville, KY

Discussion Item: **Amend 301 KAR 2:195, Falconry, raptor
Take, and raptor propagation**

Action: **Modify the regulation to allow the take of passage
tundrius peregrine falcons per the USFWS permit
process**

New USFWS regulations allow states to apply for the take of passage *tundrius* peregrine falcons by a licensed master falconer. Kentucky has taken advantage of this opportunity and received the permit to take up to 1 peregrine falcon in areas outside of active nesting sites and restoration locations.

- The permit will be awarded to a master falconer by means of an online draw/lottery.
- Take of wild peregrines will not be allowed in counties where peregrines are known to nest and counties where we expect cliff nesting activity to expand in the nearer future. A buffer on cliff nesting counties will be used to prevent take of cliff-nesting birds.
- The opportunity will only be open to KY residents.
- The person awarded the permit will not be eligible to enter the lottery again for 3 years.
- The permit/authorization will be non-transferrable.
- If someone is found in violation of the peregrine falcon take regulation, their falconry permit will be revoked.

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting
November 14, 2019
Gilbertsville, KY

Discussion Item: **Amend 301 KAR 2:081, Transportation and holding of live native wildlife**

Action: **Amend 301 KAR 2:081 to not require a transportation or holding permit for falconers permitted under 301 KAR 2:195**

Currently, our falconry regulations state that falconers do not need to obtain a wildlife transportation permit. Our falconry permit already captures all of the necessary information to track the take and possession of birds used in falconry activities. This amendment will allow these two regulations to be consistent and will better align the native wildlife and falconry regulations.

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting

November 14, 2019

Gilbertsville, KY

Discussion Item: **Amend 301 KAR 2:082, Transportation and holding of live exotic wildlife**

Action: **Amend 301 KAR 2:082 to align with KRS 150.183**

KRS 150.183 currently prohibits the importation and transportation of exotic endangered wildlife into or through the state of Kentucky for entertainment purposes. However, 301 KAR 2:082 currently allows for the importation of many exotic and endangered species of wildlife.

To make 301 KAR 2:082 consistent with KRS 150.183, we propose the removal of the exemptions for endangered species imported for entertainment purposes. Endangered species could still be imported for zoological, educational and scientific purposes with a required USFWS permit.

Action: **Amend 301 KAR 2:082 to not require a transportation permit for exotic falcons with a valid state and/or federal falconry permit**

Currently, many falconers are burdened by the need to acquire both a transportation permit and a falconry permit. Our falconry permit already captures all the necessary information to track the take and possession of birds used in falconry activities. This amendment will allow these two regulations to be consistent and will better align the exotic wildlife and falconry regulations.

**Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting**

November 14, 2019

Gilbertsville, KY

**Discussion Item: Modification of 301 KAR 2:095, Importation
of cervid carcasses and parts**

**Action: Prohibit the importation of any cervid carcass
parts except deboned meat**

In an effort to further reduce the risk of bringing Chronic Wasting Disease into Kentucky, the Wildlife Division would like to prohibit all carcasses from being imported from other states. We continue to work with states in the Midwest and Southeast, in accordance with regulation, on carcass movement across state line. If this proposal passes, only deboned meat, clean skull or skull plate, clean upper canine teeth, the hide, or finished taxidermy products would be permissible to be brought into Kentucky from any other state or Canadian providence.

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting

November 14, 2019

Gilbertsville, KY

Discussion Item: **Amend 301 KAR 2:083, Holding and intrastate movement of captive cervids**

Action: **Require double fencing on all captive cervid facilities**

The Wildlife Division recommends requiring double fencing on all captive cervid facilities to reduce the risk of escapes while also minimizing nose-to-nose contact of captive herds with wild cervids on the surrounding landscape.

Division and program staff have met with the Department of Agriculture and discussed their proposed regulation changes regarding captive cervid facilities. Some of the proposed changes by the Department of Agriculture, to be filed in November include:

- Certification of the sample system per a nationally adopted standard for captive cervid facilities.
- Testing of all animals harvested or dead animals from all facilities.
- Increased permit fees.

The Department of Agriculture is supportive of double fencing as a requirement for captive cervid facilities and sees this as mutually beneficial to the facilities as well as the state. We do have a meeting scheduled with KALA to discuss the proposed amendment and obtain input prior to the Committee meeting.

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting
November 14, 2019
Gilbertsville, KY

Discussion Item: **Amend 301 KAR 2:172, Deer hunting seasons, zones, and requirements**

Action: **Implement a statewide ban on the use of commercially produced natural cervid urines**

In efforts to further protect the state from CWD introduction, the Wildlife Division recommends a statewide ban on the use of commercially produced natural cervid urines as attractants for deer and elk hunting. The state would still allow synthetic urines, ATA certified attractants, or "home brews" where urine is taken from a legally harvested animal and used as an attractant.

Attachment W-7

Kentucky Department of Fish and Wildlife Resources Wildlife Committee Meeting

November 14, 2019

Gilbertsville, KY

Discussion Item: Amend 301 KAR 2:300, Black bear seasons and requirements

Action: Amend 301 KAR 2:300 to allow for bear chase and bear hunting with dogs on Hunter Access Areas (HAA) and certain KDFWR owned Wildlife Management Areas (WMA)

The Wildlife Division proposes to amend the regulation to clarify which HAAs and KDFWR owned WMAs are open to bear chase, starting the third Saturday in August on WMAs because of leash laws. We feel this amendment is needed for clarification on the areas open for dog chase and hunting.

Additionally, we are in discussions with the Daniel Boone National Forest (DBNF) regarding chase and bear hunting on DBNF property as well as DBNF-owned WMAs.

Action: Amend 301 KAR 2:300 to evaluate bear zones and quotas

We will review updated season harvest results and discuss any potential county zone amendments.

Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting
November 14, 2019
Gilbertsville, KY

Discussion Item: Hunter Access Area and WMA
Agreements – Review of Current Process

KDFWR owns very little land in the elk zone (10,780 acres) and co-owns another 7,807 acres with another state agency. With the introduction of elk in 1997, KDFWR began looking for ways to gain access to private property for elk hunting. Initially, property owners could enroll in a WMA agreement, as regulated in 301 KAR 3:010. Later, HAA lease agreements were developed that turned private property into public access with fewer restrictions than WMA agreements. For every 5,000 acres enrolled into a public hunting area agreement, KDFWR gives 1 either sex elk permit to the entity that enrolled the property. To date, this has been a very successful program. As of the 2019 elk hunting season, KDFWR has 12 WMA/HAA agreements where elk tags are given that total approximately 244,134 acres.

Over time, inconsistencies with these agreements have become an issue. We would like to review this program and associated agreements to maximize hunting opportunity for sportsmen and women of the state, as well as to provide consistency to our partner landowners.

The division recommends we revisit our current Hunter Access and Wildlife Management Area agreements for all hunting.

**Kentucky Department of Fish and Wildlife Resources
Wildlife Committee Meeting**

November 14, 2019

Gilbertsville, KY

Discussion Item: CWD Preparedness and Next Steps

The Wildlife Division proposes we reconvene the CWD working group to gather input and assist us in laying out our next steps in the process for CWD prevention and for preparing us as an agency for if and when we enact our CWD plan. Discussion items include:

- In depth review and prioritization of the AFWA BMP document
- Further discussions on fees associated with cervids and the captive cervid industry
- Baiting and feeding issues and concerns
- Steps to facilitate a quicker response if/when we enact our CWD response plan