

1 AN ACT relating to cervid meat disposal.

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

3 ➔ Section 1. KRS 150.722 is amended to read as follows:

4 (1) As used in this section:~~[-]~~

5 **(a)** "Cervid meat processor" means any person or business entity that:

6 ~~1.[(a)]~~ ~~[-]~~ Butchers or makes meat products from meat that is not  
7 amenable under the Federal Meat Inspection Act, 21 U.S.C. secs. 601 et  
8 seq., and is exempt from mandatory inspection by the United States  
9 Department of Agriculture's Food Safety and Inspection Service;

10 ~~2.[(b)]~~ Has not been inspected and passed under voluntary Food Safety  
11 and Inspection Service inspection; and

12 ~~3.[(c)]~~ Is paid to butcher or make meat products for human consumption  
13 from ten (10) or more animals that are members of the animal family  
14 Cervidae per calendar year; ~~and~~~~[-]~~

15 **(b)** ***"Butcher or meat processor" means any person or business entity that:***

16 **1. Butchers or makes meat products from meat that is amenable under**  
17 **the federal Meat Inspection Act, 21 U.S.C. secs. 601 et seq., and is not**  
18 **exempt from mandatory inspection by the United States Department of**  
19 **Agriculture's Food Safety and Inspection Service; and**

20 **2. Has been inspected and passed under voluntary Food Safety and**  
21 **Inspection Service inspection.**

22 (2) Cervid meat processors, **butchers or meat processors, and licensed taxidermists**  
23 shall dispose of any unused **cervid** carcass material or **cervid** waste produced as a  
24 result of butchering~~[-or]~~ making meat products, **or preparing, stuffing, or**  
25 **mounting wildlife** ~~[-from cervid meat]~~ by:

26 (a)~~[-Complete incineration of the entire carcass and all of its parts and products;~~

27 (b)~~[-Boiling the carcass and all of its parts and products in water or heating it with~~

1           ~~steam at a temperature above boiling, continuously for two (2) hours or more;~~  
2       ~~(c)}~~ Burying the carcass and all of its parts and products in the earth at a point  
3           which is never covered with the overflow of ponds or streams and which is  
4           not less than one hundred (100) feet distant from any watercourse, sinkhole,  
5           well, spring, public highway, residence, or stable. The carcass shall be placed  
6           in an opening in the earth at least four (4) feet deep, the abdominal and  
7           thoracic cavities opened wide their entire length, and the entire carcass  
8           covered with two (2) inches of quicklime and at least three (3) feet of earth;

9       or

10       ~~{(d) Removal of the carcass by a duly licensed rendering establishment;}~~

11       ~~{(e)}~~ (b) Deposition of the carcass in a contained landfill approved pursuant to  
12           KRS Chapter 224.~~;~~

13       ~~{(f) Composting of the carcass in a facility according to the Board of Agriculture's~~  
14           ~~administrative regulations and approved in accordance with KRS Chapter~~  
15           ~~224;~~

16       ~~(g) Any combination of the methods set forth in paragraphs (a) to (f) of this~~  
17           ~~subsection; or~~

18       ~~(h) Any other scientifically proven method of disposal approved by the Board of~~  
19           ~~Agriculture.}~~

20       ➔ Section 2. KRS 150.010 is amended to read as follows:

21       As used in this chapter, unless the context otherwise requires:

- 22       (1) "Angling" means the taking or attempting to take fish by hook and line in hand, rod  
23           in hand, jugging, setline, or sport fishing trotline;
- 24       (2) "Buy" includes offering to buy, acquiring, or possessing through purchase, barter,  
25           exchange, or trade;
- 26       (3) "Commercial trotline" means a line to which are attached more than fifty (50) single  
27           or multibarbed baited hooks, which shall not be placed closer than eighteen (18)

- 1 inches;
- 2 (4) "Commission" means the Department of Fish and Wildlife Resources Commission;
- 3 (5) "Commissioner" means the commissioner of the Department of Fish and Wildlife  
4 Resources;
- 5 (6) "Conservation officer" means any member of the Kentucky Department of Fish and  
6 Wildlife Resources Law Enforcement Division, pursuant to KRS 150.090, who  
7 possesses the powers of a peace officer;
- 8 (7) "Daylight hours" means the period from one-half (1/2) hour before sunrise to one-  
9 half (1/2) hour after sunset;
- 10 (8) "Device" means any article, instrument, or equipment of whatever nature or kind  
11 which may be used to take wild animals, wild birds, or fishes;
- 12 (9) "Department" means the Department of Fish and Wildlife Resources;
- 13 (10) "Fishing" means to take or attempt to take in any manner, whether the fisherman  
14 has fish in possession or not;
- 15 (11) "Gigging" means the taking of fish by spearing or impaling on any pronged or  
16 barbed instrument attached to the end of any rigid object;
- 17 (12) "Grabbing" means the taking of fish, frogs, or turtles directly by hand or with the  
18 aid of a handled hook;
- 19 (13) "Hunting" means to take or attempt to take in any manner, whether the hunter has  
20 game in possession or not;
- 21 (14) "Identification tag" means a marker made of specified material upon which a name  
22 and address or number is placed and attached to unattended gear to designate  
23 ownership or responsible operator;
- 24 (15) "Impounded waters" means any public waters backed up behind a dam and includes  
25 all water upstream from the dam to the first riffle or shoal;
- 26 (16) "Jugging" means a means of fishing by which a single baited line is attached to any  
27 floating object;

- 1 (17) "License" means any document issued by the department authorizing its holder to  
2 perform acts authorized by the license and includes any other form of authorization  
3 in addition to or in lieu of an actual document which may be authorized by the  
4 department by administrative regulation;
- 5 (18) "Light geese" means snow geese and Ross's geese;
- 6 (19) "Light geese conservation order" means a wildlife management action needed to  
7 control populations of light geese for a period of time established pursuant to 50  
8 C.F.R. sec. 21.60;
- 9 (20) "Livestock" means cattle, sheep, swine, goats, horses, alpacas, llamas, buffaloes,  
10 and any other animals of the bovine, ovine, porcine, caprine, equine, or camelid  
11 species;
- 12 (21) "Migratory shore or upland game birds" means all species of migratory game birds  
13 except waterfowl;
- 14 (22) "Minnows" means all fish under six (6) inches in length, except basses, either  
15 largemouth, smallmouth or Kentucky; rock bass or goggle-eye; trout; crappie;  
16 walleye; sauger; pike; members of the striped bass family; and muskellunge;
- 17 (23) "Navigable waters" means any waters within this state under lock and dam;
- 18 (24) "Nonresident" means a person who has not established a permanent domicile in this  
19 state and has not resided in this state for thirty (30) days immediately prior to his  
20 application for a license;
- 21 (25) "Permit" means any document issued by the department authorizing its holder to  
22 perform acts authorized by the permit and includes tags or devices as evidence of  
23 holding a permit and includes any other form of authorization in addition to or in  
24 lieu of an actual document authorized by the department by administrative  
25 regulation;
- 26 (26) "Possess" means the act of having or taking into control;
- 27 (27) "Prescribed by the department" means established by an administrative regulation;

- 1 (28) "Processed wildlife" means any wildlife specimen or parts thereof that have been  
2 rendered into a permanently preserved state;
- 3 (29) "Protected wildlife" means all wildlife except those species declared unprotected by  
4 administrative regulations promulgated by the department;
- 5 (30) "Public roadway" includes rural roads, highways, bridges, bridge approaches, city  
6 streets, viaducts, and bridges which are normally traveled by the general public and  
7 are under the jurisdiction of a state, federal, county, or municipal agency;
- 8 (31) "Public waters" means all waters within the state flowing in a natural stream  
9 channel or impounded on a natural stream;
- 10 (32) "Raw fur" means a hide, fur, or pelt of a fur-bearing animal which has not been  
11 processed. Skinning, stretching, oiling, or coloring of the pelt of the animal shall not  
12 be considered processing;
- 13 (33) "Administrative regulation" means a written regulation promulgated, pursuant to  
14 KRS Chapter 13A, by the commissioner with the approval of the commission;
- 15 (34) "Resident" means any person who has established permanent domicile and legal  
16 residence and has resided in this state for thirty (30) days immediately prior to his  
17 application for a license. All other persons shall be classed as nonresidents, except  
18 students enrolled for at least six (6) months in an educational institution as full-time  
19 students and military personnel of the United States who are under permanent  
20 assignment, shall be classified as residents while so enrolled or assigned in this  
21 state;
- 22 (35) "Resist" means to leave the scene, intimidate or attempt to intimidate in any  
23 manner, or further interfere in any manner with any officer in the discharge of his  
24 duties;
- 25 (36) "Rough fish" means all species of fishes other than those species designated by  
26 administrative regulation as sport fishes;
- 27 (37) "Sell" includes offering to sell, having or possessing for sale, barter, exchange, or

1 trade;

2 (38) "Setline" means a line to which is attached one (1) single or multibarbed hook. This  
3 line may be attached to a tree limb, tree trunk, bank pole, or other stationary object,  
4 on the bank of a stream or impoundment;

5 (39) "Snagging" means the taking of fish or other aquatic animals through the use of a  
6 hand-held pole and attached line with single or multiple fish hooks in which the fish  
7 is hooked by a rapid drawing motion rather than enticement by bait;

8 (40) "Sports fishing trotline" means a line to which are attached no more than fifty (50)  
9 single or multibarbed baited hooks which shall not be placed closer together than  
10 eighteen (18) inches;

11 (41) "Take" includes pursue, shoot, hunt, wound, catch, kill, trap, snare, or capture  
12 wildlife in any way and any lesser act designed to lure, attract, or entice for these  
13 purposes; and to place, set, aim, or use any device, animal, substance, or agency  
14 which may reasonably be expected to accomplish these acts; or to attempt to do  
15 these acts or to assist any other person in the doing of or the attempt to do these  
16 acts;

17 (42) "Tenant" means any resident sharecropper, lessee, or any other person actually  
18 engaged in work upon a farm or lands and residing in a dwelling on the farms or  
19 lands including noncontiguous lands, but shall not include any other employee or  
20 tenant unless actually residing on the property and engaged or employed as above  
21 mentioned;

22 (43) "Transport" means to carry, move, or ship wildlife from one place to another;

23 (44) "Waterfowl" means all species of wild ducks, geese, swans, mergansers, and coots;  
24 ~~{and}~~

25 (45) "Wildlife" means any normally undomesticated animal, alive or dead, including  
26 without limitations any wild mammal, bird, fish, reptile, amphibian, or other  
27 terrestrial or aquatic life, whether or not possessed in controlled environment, bred,

- 1       hatched, or born in captivity and including any part, product, egg, or offspring  
2       thereof, protected or unprotected by this chapter; and  
3       (46) "Cervid" means a hoofed mammal from the family Cervidae, including but not  
4       limited to white-tailed deer, mule deer, elk, moose, and caribou.