

### **367.630 Definitions for KRS 367.630 to 367.638.**

As used in KRS 367.630 to 367.638:

- (1) "Commercial recording or audiovisual work" means a recording or work whose owner, assignee, authorized agent, or licensee has disseminated or intends to disseminate the recording for sale, rental, performance, or exhibition to the public, including under license, but does not include an excerpt consisting of less than substantially all of a work or recording. A recording or work may be commercial regardless of whether a person who electronically disseminates it seeks commercial advantage or private financial gain from the dissemination;
- (2) "Electronic dissemination" means initiating a transmission of, making available, or otherwise offering a commercial recording or audiovisual work for distribution, display, or performance through the Internet or other digital network regardless of whether another person has previously electronically disseminated the same commercial recording or audiovisual work; and
- (3) "Web site" means a set of related Web pages served from a single Web domain. The term does not include a home page or channel page for the user account of a person who is not the owner or operator of the Web site upon which the user home page or channel page appears.

**Effective:** July 14, 2022

**History:** Created 2022 Ky. Acts ch. 52, sec. 1, effective July 14, 2022.

**Legislative Research Commission Note** (7/14/2022). 2022 Ky. Acts ch. 52, sec. 9, provides that the Act, which created KRS 367.630 to 367.638 and 365.780 to 365.784, may be cited as the Kentucky True Origin of Digital Goods and Truth in Musical Advertising Act.