

511.070 Criminal trespass in the second degree.

- (1) A person is guilty of criminal trespass in the second degree when he or she knowingly enters or remains unlawfully in a building or upon premises as to which notice against trespass is given by fencing or other enclosure.
- (2) For the purposes of this section, notice against trespass includes the placement of identifying purple paint marks on trees or posts on the property if the marks are:
 - (a) Vertical lines of not less than eight (8) inches in length and not less than one (1) inch in width;
 - (b) Placed so that the bottom of the mark is not less than three (3) feet from the ground nor more than five (5) feet from the ground; and
 - (c) Placed at locations that are readily visible to any person approaching the property and no more than:
 1. One hundred (100) feet apart on forest land; or
 2. One thousand (1,000) feet apart on land other than forest land.
- (3) Criminal trespass in the second degree is a Class B misdemeanor, unless the offense occurs during a declared emergency as defined by KRS 39A.020 arising from a natural or man-made disaster, within the area covered by the emergency declaration, and within the area impacted by the disaster, in which case it is a Class A misdemeanor.

Effective: July 15, 2024

History: Amended 2024 Ky. Acts ch. 197, sec. 1, effective July 15, 2024. -- Amended 2022 Ky. Acts ch. 151, sec. 7, effective July 14, 2022. -- Created 1974 Ky. Acts ch. 406, sec. 102, effective January 1, 1975.