

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2015 REGULAR SESSION
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Amend printed copy of HB 177/HCS 1

On page 4, after line 14, insert the following:

"➔SECTION 3. A NEW SECTION OF KRS CHAPTER 246 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section:

(a) "Agricultural operation" means private property used for the production, processing, marketing, or commerce of livestock, poultry, livestock products, or poultry products; and

(b) "Livestock" has the same meaning as in KRS 257.010.

(2) A person is guilty of agricultural operation interference if the person:

(a) 1. Obtains access to an agricultural operation through misrepresentation or fraud by applying for employment at an agricultural operation;

2. While knowing, at the time that the person accepts employment at the agricultural operation, that the owner of the agricultural operation or the owner's agent prohibits the employee from recording an image of, or sound from, the agricultural operation; and

3. While employed at, and while present on, the agricultural operation, without the consent of the owner of the operation or the owner's agent, knowingly or

Amendment No. HFA 5

Sponsor: Steven Rudy

Committee Amendment: _____

Signed: _____

Floor Amendment: _____

LRC Drafter: Hurley, Dallas

Adopted: _____

Date: _____

Rejected: _____

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- intentionally records an image of, or sound from, the agricultural operation;*
- (b) Without the consent of the owner of the operation or the owner's agent, knowingly or intentionally records an image of, or sound from, the agricultural operation under the guise or pretense of being a customer, patron, or consumer of the livestock, poultry, livestock products, or poultry products on the premises; or*
- (c) Without the consent of the owner of the operation or the owner's agent, knowingly or intentionally records an image of, or sound from, an agricultural operation while the person is committing criminal trespass, as described in KRS Chapter 511, on the agricultural operation.*
- (3) A person who commits agricultural operation interference in violation of subsection (2) of this section shall be guilty of a Class B misdemeanor.*
- (4) This section shall not apply to any federal, state, or local government law enforcement officer or employee while the officer or employee is engaged in the performance of his or her official duties.*
- (5) Provisions in this section shall not preclude or prevent a person from recording an image of, or sound from, an agricultural operation from a public place as defined in KRS 525.010."*