

1 AN ACT relating to agriculture.

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

3 →Section 1. KRS 256.080 is amended to read as follows:

4 If any cattle enter into any land over or through a lawful fence, the owner or manager of
5 the cattle shall for the first trespass be liable to the owner or occupant of that land for
6 such damages to his *or her* trees, grass, grain, crops, cattle or land as he *or she* may have
7 sustained by the entry of the cattle, and for every subsequent trespass by the cattle of the
8 same owner, double damages. After giving the owner or manager of the cattle at least five
9 (5) days' notice, in writing, of the fact of two (2) previous breaches into the same
10 inclosure by the cattle of the same owner, the owner or occupant of the inclosure shall
11 have a lien on the cattle to indemnify him *or her* on account of any damages sustained by
12 the third or any subsequent trespasses of those cattle and may enforce his *or her* lien by
13 action as in cases of a mortgage lien.

14 →Section 2. KRS 256.090 is amended to read as follows:

15 If the owner or bailee of cattle has a lawful fence, and his *or her* cattle break through or
16 over his *or her* fence and upon the premises of another which are not inclosed by a lawful
17 fence, he *or she* shall not be responsible for the first trespass, but shall be liable for all
18 subsequent trespasses.