

1 AN ACT relating to first responders.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 518 IS CREATED TO  
4 READ AS FOLLOWS:

5 *(1) As used in this section, "first responder" means:*

6 *(a) Coroners, or certified deputy coroners as defined in KRS 72.405;*

7 *(b) Local emergency management directors appointed under KRS 39B.020;*

8 *(c) Emergency medical services personnel, as defined in KRS 311A.010;*

9 *(d) Firefighters operating under KRS Chapter 67, 67A, 67C, 75, 95, 183, or*  
10 *273;*

11 *(e) Peace officers; and*

12 *(f) Rescue service personnel operating under the provisions of KRS Chapter*  
13 *39F;*

14 *(2) A first responder shall be guilty of unauthorized capture of photographic or*  
15 *videographic images by a first responder when, operating in the line of duty or*  
16 *under color of authority, that first responder arrives at the scene of an incident,*  
17 *accident, or crime and captures the photographic or videographic image of a*  
18 *deceased person by any means, for any purpose other than an official purpose*  
19 *related to his or her duties.*

20 *(3) Unauthorized capture of photographic or videographic images by a first*  
21 *responder is a Class A misdemeanor subject to the following provisions:*

22 *(a) A fine shall be assessed of no less than five hundred dollars (\$500) nor*  
23 *more than two thousand five hundred dollars (\$2,500), notwithstanding*  
24 *KRS 534.040;*

25 *(b) The device containing the photograph or video shall be forfeited; and*

26 *(c) Any Kentucky agency certifying the first responder shall suspend the*  
27 *professional certification of the first responder for no less than six (6)*

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*months nor more than one (1) year.*