

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2022 REGULAR SESSION
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Amend printed copy of **SB 179/GA**

Starting on page 2, line 3, to page 4, line 9, delete in its entirety and insert in lieu thereof the following:

"(8) **"Impacted by the disaster" means the location or in reasonable proximity to the location where a natural or man-made disaster has caused physical injury, serious physical injury, death, or substantial damage to property or infrastructure;**

(9) "Law" includes statutes, ordinances, and properly adopted regulatory provisions. Unless the context otherwise clearly requires, "law" also includes the common law;

~~(10)~~~~(9)~~ "Minor" means any person who has not reached the age of majority as defined in KRS 2.015;

~~(11)~~~~(10)~~ "Misdemeanor" means an offense, other than a traffic infraction, for which a sentence to a term of imprisonment of not more than twelve (12) months can be imposed;

(12) **"Natural or man-made disaster" means a tornado, storm, or other severe weather, earthquake, flood, or fire that poses a significant threat to human health and safety, property, or critical infrastructure;**

~~(13)~~~~(11)~~ "Offense" means conduct for which a sentence to a term of imprisonment or to a fine is provided by any law of this state or by any law, local law, or ordinance of a political subdivision of this state or by any law, order, rule, or regulation of any governmental instrumentality authorized by law to adopt the same;

Amendment No. HFA

Rep. Rep. C. Ed Massey

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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~~(14)~~~~(12)~~ "Person" means a human being, and where appropriate, a public or private corporation, an unincorporated association, a partnership, a government, or a governmental authority;

~~(15)~~~~(13)~~ "Physical injury" means substantial physical pain or any impairment of physical condition;

~~(16)~~~~(14)~~ "Possession" means to have actual physical possession or otherwise to exercise actual dominion or control over a tangible object;

~~(17)~~~~(15)~~ "Serious physical injury" means physical injury which creates a substantial risk of death, or which causes serious and prolonged disfigurement, prolonged impairment of health, or prolonged loss or impairment of the function of any bodily organ. For a child twelve (12) years of age or less at the time of the injury, a serious physical injury includes but is not limited to the following:

- (a) Bruising near the eyes, or on the head, neck, or lower back overlying the kidneys;
- (b) Any bruising severe enough to cause underlying muscle damage as determined by elevated creatine kinase levels in the blood;
- (c) Any bruising or soft tissue injury to the genitals that affects the ability to urinate or defecate;
- (d) Any testicular injury sufficient to put fertility at risk;
- (e) Any burn near the eyes or involving the mouth, airway, or esophagus;
- (f) Any burn deep enough to leave scarring or dysfunction of the body;
- (g) Any burn requiring hospitalization, debridement in the operating room, IV fluids, intubation, or admission to a hospital's intensive care unit;
- (h) Rib fracture;
- (i) Scapula or sternum fractures;
- (j) Any broken bone that requires surgery;

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- (k) Head injuries that result in intracranial bleeding, skull fracture, or brain injury;
 - (l) A concussion that results in the child becoming limp, unresponsive, or results in seizure activity;
 - (m) Abdominal injuries that indicate internal organ damage regardless of whether surgery is required;
 - (n) Any injury requiring surgery;
 - (o) Any injury that requires a blood transfusion; and
 - (p) Any injury requiring admission to a hospital's critical care unit;

~~(18)~~~~(16)~~ "Unlawful" means contrary to law or, where the context so requires, not permitted by law. It does not mean wrongful or immoral;

~~(19)~~~~(17)~~ "Violation" means an offense, other than a traffic infraction, for which a sentence to a fine only can be imposed; and

~~(20)~~~~(18)~~ "Weapon of mass destruction" means:

- (a) Any destructive device as defined in KRS 237.030, but not fireworks as defined in KRS 227.700;
- (b) Any weapon that is designed or intended to cause death or serious physical injury through the release, dissemination, or impact of toxic or poisonous chemicals or their precursors;
- (c) Any weapon involving a disease organism; or
- (d) Any weapon that is designed to release radiation or radioactivity at a level dangerous to human life."; and

On page 6, starting on line 5, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*, within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 7, line 4, delete "*and within the area covered by the emergency declaration*" and

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insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 7, line 11, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 7, line 18, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 7, starting on line 25, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 8, starting on line 6, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 8, line 13, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 9, line 1, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 9, starting on line 14, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

On page 10, starting on line 2, delete "*and within the area covered by the emergency declaration*" and insert in lieu thereof "*and within the area covered by the emergency declaration, and within the area impacted by the disaster*"; and

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and within the area impacted by the disaster"; and

One page 11, starting on line 10, delete "**and within the area covered by the emergency declaration**" and insert in lieu thereof "**, within the area covered by the emergency declaration, and within the area impacted by the disaster**"; and

On page 14, starting on line 14, delete "**and within the area covered by the emergency declaration**" and insert in lieu thereof "**, within the area covered by the emergency declaration, and within the area impacted by the disaster**"; and

On page 15, starting on line 21, delete "**and within the area covered by the emergency declaration**" and insert in lieu thereof "**, within the area covered by the emergency declaration, and within the area impacted by the disaster**"; and

On page 16, line 12, delete "**and within the area covered by the emergency declaration**" and insert in lieu thereof "**, within the area covered by the emergency declaration, and within the area impacted by the disaster**"; and

On page 16, line 20, delete "**and within the area covered by the emergency declaration**" and insert in lieu thereof "**, within the area covered by the emergency declaration, and within the area impacted by the disaster**".