

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2023 REGULAR SESSION
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Amend printed copy of **SB 5/GA**

On page 4, after line 7, insert the following:

"➔SECTION 2. A NEW SECTION OF KRS CHAPTER 525 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section, "adult performance" means a live sexually explicit performance involving acts set forth in KRS 529.010(15), or a live performance involving male or female impersonators, who provide entertainment that appeals to a prurient interest in sexual conduct, regardless of whether or not performed for consideration, which taken as a whole lacks serious literary, artistic, political, or scientific value.

(2) A person is guilty of engaging in an adult performance when he or she engages in an adult performance:

(a) On publicly owned property; or

(b) In a location where the person knows or should know that the adult performance could be viewed by a person under the age of eighteen (18) years.

(3) Engaging in an adult performance is a:

(a) Class B misdemeanor for the first offense;

(b) Class A misdemeanor for the second offense; and

(c) Class D felony for the third and any subsequent offense.

➔SECTION 3. A NEW SECTION OF KRS CHAPTER 231 IS CREATED TO READ

Amendment No. HFA

Rep. Rep. Josh Calloway

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRD Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

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AS FOLLOWS:

Any business that knowingly allows or hosts an adult performance as defined under Section 2 of this Act at which any person under the age of eighteen (18) years is present shall constitute sufficient grounds for:

- (1) Suspension or revocation of a license issued under KRS Chapter 243 by the Department of Alcoholic Beverage Control or the local alcoholic beverage control administrator;**
 - (2) Suspension or revocation of any business license or certificate of occupancy;**
 - (3) Denial or refusal to renew a business license or certificate of occupancy; or**
 - (4) Any other action deemed appropriate for the redress of the violation;**
- as determined by the issuing or governing authority."**; and

On page 4, line 8, delete "2" and insert "4" in lieu thereof.