

1 AN ACT relating to civil immunity for animal rescue.

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

3 ➔Section 1. KRS 411.245 is amended to read as follows:

4 (1) A person who enters a vehicle, as defined in KRS 503.010, for the purpose of
5 removing a minor or domestic animal shall be immune from civil liability for any
6 resulting damage to the vehicle if the person:

7 (a) Has a reasonable, good faith belief, based upon the circumstances known to
8 the person at the time, that entry into the vehicle is necessary because the
9 minor or domestic animal is in imminent danger of physical injury if not
10 immediately removed from the vehicle;

11 (b) Has contacted local law enforcement, the local fire department, or a 911
12 emergency telephone service prior to entering the vehicle;

13 (c) Uses no more force than is reasonably necessary under the circumstances to
14 enter the vehicle and remove the minor or domestic animal~~than is~~
15 ~~reasonably necessary under the circumstances~~; and

16 (d) 1. Remains with the minor or domestic animal in a safe location, out of the
17 elements but reasonably close to the vehicle, until law enforcement,
18 firefighters, or other emergency responders arrive; or

19 2. Reasonably determines that emergency conditions require leaving the
20 scene with the minor or domestic animal, and places written notice on
21 the vehicle containing:

22 a. The person's contact information;

23 b. The reason for entry into the vehicle~~was made~~;

24 c. The~~minor's~~ location of the minor or domestic animal; and

25 d. Notice that authorities have been contacted.

26 (2) This section does not limit a person's immunity from civil liability or defenses
27 established in another section of the Kentucky Revised Statutes or available at

1 common law.