

1 AN ACT relating to trespass.

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

3 ➔Section 1. KRS 511.070 is amended to read as follows:

4 (1) A person is guilty of criminal trespass in the second degree when he knowingly  
5 enters or remains unlawfully in a building or upon premises as to which notice  
6 against trespass is given by fencing or other enclosure.

7 **(2) Subject to the provisions of subsection (3) of this section, for the purposes of this**  
8 **section, notice against trespass includes the placement of identifying purple paint**  
9 **marks on trees or posts on the property, if the marks are:**

10 **(a) Vertical lines of not less than eight (8) inches in length and not less than**  
11 **one (1) inch in width;**

12 **(b) Placed so that the bottom of the mark is not less than three (3) feet from the**  
13 **ground or more than five (5) feet from the ground; and**

14 **(c) Placed at locations that are readily visible to any person approaching the**  
15 **property and no more than:**

16 **1. One hundred (100) feet apart on forest land; or**

17 **2. One thousand (1,000) feet apart on land other than forest land.**

18 **(3) Any owner or lessee who marks his or her real property using the method**  
19 **described in subsection (2) of this section shall also provide clear written notice**  
20 **forbidding entry.**

21 ~~(4)(2)~~ Criminal trespass in the second degree is a Class B misdemeanor.