

1 AN ACT relating to the assemblage of persons.

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

3 ➔Section 1. KRS 525.010 is amended to read as follows:

4 The following definitions apply in this chapter unless the context otherwise requires:

- 5 (1) "Desecrate" means defacing, damaging, polluting, or otherwise physically
6 mistreating in a way that the actor knows will outrage the sensibilities of persons
7 likely to observe or discover his or her action.
- 8 (2) "Public" means affecting or likely to affect a substantial group of persons.
- 9 (3) "Public place" means a place to which the public or a substantial group of persons
10 has access and includes but is not limited to highways, transportation facilities,
11 schools, places of amusements, parks, places of business, playgrounds, and
12 hallways, lobbies, and other portions of apartment houses and hotels not
13 constituting rooms or apartments designed for actual residence. An act is deemed to
14 occur in a public place if it produces its offensive or proscribed consequences in a
15 public place.
- 16 (4) "Transportation facility" means any conveyance, premises, or place used for or in
17 connection with public passenger transportation by air, railroad, motor vehicle, or
18 any other method. It includes aircraft, watercraft, railroad cars, buses, and air, boat,
19 railroad, and bus terminals and stations and all appurtenances thereto.
- 20 ~~[(5) "Riot" means a public disturbance involving an assemblage of five (5) or more~~
21 ~~persons which by tumultuous and violent conduct creates grave danger of damage~~
22 ~~or injury to property or persons or substantially obstructs law enforcement or other~~
23 ~~government function.]~~
- 24 (5)~~[(6)]~~ "Service animal" includes a:
- 25 (a) "Bomb detection dog," which means a dog that is trained to locate bombs or
26 explosives by scent;
- 27 (b) "Narcotic detection dog," which means a dog that is trained to locate narcotics

- 1 by scent;
- 2 (c) "Patrol dog," which means a dog that is trained to protect a peace officer and
- 3 to apprehend a person;
- 4 (d) "Tracking dog," which means a dog that is trained to track and find a missing
- 5 person, escaped inmate, or fleeing felon;
- 6 (e) "Search and rescue dog," which means a dog that is trained to locate lost or
- 7 missing persons, victims of natural or man-made disasters, and human bodies;
- 8 (f) "Accelerant detection dog," which means a dog that is trained for accelerant
- 9 detection, commonly referred to as arson canines;
- 10 (g) "Cadaver dog," which means a dog that is trained to find human remains;
- 11 (h) "Assistance dog," which means any dog that is trained to meet the
- 12 requirements of KRS 258.500;
- 13 (i) Any dog that is trained in more than one (1) of the disciplines specified in
- 14 paragraphs (a) to (h) of this subsection; or
- 15 (j) "Police horse," which means any horse that is owned, or the service of which
- 16 is employed, by a law enforcement agency for the principal purpose of aiding
- 17 in detection of criminal activity, enforcement of laws, and apprehension of
- 18 offenders.

19 ➔Section 2. KRS 525.020 is amended to read as follows:

- 20 (1) A person is guilty of riot in the first degree when:
- 21 (a) *Simultaneously with five (5) or more persons, he or she knowingly engages*
- 22 *in violent and unlawful conduct causing a public disturbance that creates*
- 23 *substantial imminent risk of damage to property or physical injury to*
- 24 *person*~~[He knowingly participates in a riot]~~; and
- 25 (b) In the course of and as a result of such *violent and unlawful conduct*~~[riot]~~ a
- 26 person other than one (1) of the participants suffers physical injury or
- 27 substantial property damage occurs.

1 (2) Riot in the first degree is a Class D felony.

2 ➔Section 3. KRS 525.030 is amended to read as follows:

3 (1) A person is guilty of riot in the second degree when *simultaneously with five (5) or*
4 *more persons, he or she knowingly engages in violent and unlawful conduct*
5 *causing a public disturbance that creates substantial imminent risk of damage to*
6 *property or physical injury to person*~~[he knowingly participates in a riot].~~

7 (2) Riot in the second degree is a Class A misdemeanor.

8 ➔Section 4. KRS 525.040 is amended to read as follows:

9 (1) A person is guilty of inciting to riot when he *or she* incites or urges five (5) or more
10 persons to create or engage in *violent and unlawful conduct causing a public*
11 *disturbance that creates substantial imminent risk of damage to property or*
12 *physical injury to person*~~[a riot].~~

13 (2) Inciting to riot is a Class A misdemeanor.

14 ➔Section 5. KRS 525.050 is amended to read as follows:

15 (1) A person is guilty of unlawful assembly when:

16 (a) He *or she* assembles with five (5) or more persons for the purpose of engaging
17 or preparing to engage with them in *violent and unlawful conduct causing a*
18 *public disturbance that creates substantial imminent risk of damage to*
19 *property or physical injury to person*~~[a riot]~~; or

20 (b) Being present at an assembly which either has or develops such a purpose, he
21 *or she* remains there with intent to advance that purpose.

22 (2) Unlawful assembly is a Class B misdemeanor.

23 ➔Section 6. KRS 525.200 is amended to read as follows:

24 (1) A person is guilty of assault on a service animal in the first degree when, without
25 legal justification or lawful authority:

26 (a) He or she intentionally kills or causes serious physical injury to a service
27 animal;

- 1 (b) He or she intentionally causes physical injury to a service animal by means of
2 a deadly weapon or dangerous instrument; or
- 3 (c) He or she wantonly causes serious physical injury to a service animal by
4 means of a deadly weapon or dangerous instrument.
- 5 (2) For the purposes of this section, "service animal" has the same meaning as in KRS
6 525.010, except that "service animal" does not include assistance dogs as in KRS
7 525.010~~(5)(6)~~(h).
- 8 (3) Assault on a service animal in the first degree is a Class D felony.