

1 AN ACT relating to agriculture.

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

3 ➔Section 1. KRS 256.080 is amended to read as follows:

4 If any cattle enter into any land over or through a lawful fence, the owner or manager of
5 the cattle shall for the first trespass be liable to the owner or occupant of that land for
6 such damages to his or her trees, grass, grain, crops, cattle or land as he or she may have
7 sustained by the entry of the cattle, and for every subsequent trespass by the cattle of the
8 same owner, double damages. After giving the owner or manager of the cattle at least five
9 (5) days' notice, in writing, of the fact of two (2) previous breaches into the same
10 inclosure by the cattle of the same owner, the owner or occupant of the inclosure shall
11 have a lien on the cattle to indemnify him or her on account of any damages sustained by
12 the third or any subsequent trespasses of those cattle and may enforce his or her lien by
13 action as in cases of a mortgage lien.

14 ➔Section 2. KRS 256.090 is amended to read as follows:

15 If the owner or bailee of cattle has a lawful fence, and his or her cattle break through or
16 over his or her fence and upon the premises of another which are not inclosed by a lawful
17 fence, he or she shall not be responsible for the first trespass, but shall be liable for all
18 subsequent trespasses.