

**511.040 Burglary in the third degree.**

- (1) A person is guilty of burglary in the third degree when, with the intent to commit a crime, he or she knowingly enters or remains unlawfully in a building.
- (2) Burglary in the third degree is a Class D felony, unless the offense occurs during a declared emergency as defined by KRS 39A.020 arising from a natural or man-made disaster, within the area covered by the emergency declaration, and within the area impacted by the disaster, in which case it is a Class C felony.

**Effective:** July 14, 2022

**History:** Amended 2022 Ky. Acts ch. 151, sec. 5, effective July 14, 2022. -- Amended 1980 Ky. Acts ch. 376, sec. 4, effective July 15, 1980. -- Amended 1978 Ky. Acts ch. 125, sec. 3, effective June 17, 1978. -- Created 1974 Ky. Acts ch. 406, sec. 99, effective January 1, 1975.