

1 AN ACT relating to domestic violence.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 17 IS CREATED TO
4 READ AS FOLLOWS:

5 (1) As used in this section:

6 (a) "Cabinet" means the Justice and Public Safety Cabinet;

7 (b) "Domestic violence offense" means an offense under KRS Chapter 507,
8 508, or 509, or KRS 525.070, when the relationship between the perpetrator
9 and the victim meets the definition of family member or member of an
10 unmarried couple as those terms are defined in KRS 403.720;

11 (c) "Registrant" means any person eighteen (18) years of age or older at the
12 time of the offense, or any youthful offender as defined in KRS 600.020,
13 who has been convicted of, pled guilty to, or entered an Alford plea to at
14 least one (1) domestic violence offense; and

15 (d) "Registrant information" means a registrant's name, date of birth, Social
16 Security number, fingerprints, palm prints, current photograph, driver's
17 license, and other government-issued identification cards.

18 (2) The cabinet shall:

19 (a) Develop and implement a registration system for registrants, which includes
20 creating a new computerized information file to be accessed through the
21 Law Information Network of Kentucky; and

22 (b) Create a website that is available to the public, except as provided in
23 subsection (10)(b)1. of this section, that contains:

24 1. The registrant's name, date of birth, and date of conviction;

25 2. A brief description of the crime or crimes committed; and

26 3. A current photograph.

27 (3) The public website shall not contain the registrant's:

1 (a) Address;

2 (b) Social Security number;

3 (c) Driver's license number; or

4 (d) Any other state or federal identification number.

5 (4) A registrant shall register with the appropriate local probation and parole office
6 in the county in which he or she intends to reside on or before the date of his or
7 her release by the court, the Parole Board, the cabinet, or any detention facility.
8 The person in charge of the release shall facilitate the registration process.

9 (5) (a) A person required to register under subsection (4) of this section shall be
10 informed of the duty to register by:

11 1. The court at the time of sentencing if the court grants probation or
12 conditional discharge or does not impose a penalty of incarceration;

13 or

14 2. If incarcerated, the official in charge of the place of confinement
15 upon release.

16 (b) The court or official shall:

17 1. Require the person to read and sign any form that may be required by
18 the cabinet, stating that the duty to register has been explained to the
19 person;

20 2. Retain the original completed form;

21 3. Send a copy of the completed form to the Department of Kentucky
22 State Police; and

23 4. Order the person to register with the appropriate local probation and
24 parole office.

25 (6) (a) The appropriate local probation and parole office shall obtain registrant
26 information and send the registration form containing the registrant
27 information and any special conditions imposed by the court or the Parole

1 Board to the Department of Kentucky State Police in accordance with
2 administrative regulations promulgated by the cabinet.

3 (b) The Department of Kentucky State Police, upon request by a state or local
4 law enforcement agency, shall make available to that agency registrant
5 information and any special conditions imposed by the court or the Parole
6 Board.

7 (c) Any employee of the cabinet who disseminates, or does not disseminate,
8 registrant information in good-faith compliance with the requirements of
9 this subsection shall be immune from criminal and civil liability for the
10 dissemination or lack thereof.

11 (7) (a) As used in this subsection:

12 1. "Employment" or "carry on a vocation" includes employment that is
13 full-time or part-time for a period exceeding fourteen (14) days or for
14 an aggregate period exceeding thirty (30) days during any calendar
15 year, whether financially compensated, volunteered, or for the purpose
16 of government or educational benefit; and

17 2. "Student" means a person who is enrolled on a full-time or part-time
18 basis, in any public or private educational institution, including any
19 secondary school, trade or professional institution, or institution of
20 higher education.

21 (b) Except as provided in paragraph (e) of this subsection, a person shall be
22 required to register if the person:

23 1. Is required to register under federal law or the laws of another state or
24 territory; or

25 2. Has been convicted of an offense:

26 a. In a court of the United States, the District of Columbia, or any
27 federally recognized Indian tribe;

1 b. In a court martial of the Armed Forces of the United States; or

2 c. Under the laws of another state or territory;

3 that would require registration if committed in this Commonwealth.

4 (c) A person required to register under this subsection, upon changing
5 residence to the Commonwealth or entering the Commonwealth for
6 employment, to carry on a vocation, or as a student, shall register within
7 five (5) working days with the appropriate local probation and parole office
8 in the county of residence, employment, vocation, or schooling.

9 (d) A person required to register under federal law or the laws of another state
10 or territory shall be presumed to know of the duty to register in the
11 Commonwealth.

12 (e) A person shall not be required to register under this subsection for a
13 juvenile adjudication if that adjudication in this Commonwealth would not
14 create a duty to register.

15 (8) The registration form shall be a written or electronic statement, signed either
16 physically or digitally by the person, that shall include registrant information.

17 (9) A post office box number shall not be considered an address.

18 (10) (a) A registrant, upon his or her release by the court, the Parole Board, the
19 cabinet, or any detention facility, shall be required to register for:

20 1. Five (5) years if the registrant has one (1) domestic violence
21 conviction;

22 2. Seven (7) years if the registrant has two (2) domestic violence
23 convictions;

24 3. Ten (10) years if the registrant has three (3) domestic violence
25 convictions; or

26 4. Twenty (20) years if the registrant has four (4) or more domestic
27 violence convictions.

1 (b) The information of a registrant who is required to register for the period
2 described under:

- 3 1. Paragraph (a)1. of this subsection shall not be available on the public
4 website and shall only be available to law enforcement; and
5 2. Paragraph (a)2. to 4. of this subsection shall be available on the public
6 website.

7 (11) If a person required to register is reincarcerated for another offense or as the
8 result of having violated the terms of probation, parole, postincarceration
9 supervision, or conditional discharge, the registration requirements and the
10 remaining period of time for which the registrant shall register are tolled during
11 the reincarceration.

12 (12) The court shall designate the registration period as mandated by this section in its
13 judgment and shall mail a copy of its judgment to the Department of Kentucky
14 State Police.

15 (13) A registrant shall pay a registration fee of one hundred fifty dollars (\$150) to the
16 Department of Kentucky State Police.

17 (14) Any person required to register under this section who knowingly violates any of
18 the provisions of this section is guilty of a Class B misdemeanor for the first
19 offense and a Class A misdemeanor for each subsequent offense.

20 (15) Any person required to register under this section who knowingly provides false,
21 misleading, or incomplete information is guilty of a Class D felony for the first
22 offense and a Class C felony for each subsequent offense.

23 (16) A conviction, plea of guilty, or Alford plea for a domestic violence offense before
24 the effective date of this Act shall not trigger registration under this section. A
25 conviction, plea of guilty, or Alford plea for a domestic violence offense before
26 the effective date of this Act may be used as a prior domestic violence offense
27 allowing for a longer registration period to be applied if the person is

1 subsequently convicted of a domestic violence offense on or after the effective
2 date of this Act.

3 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 17 IS CREATED TO
4 READ AS FOLLOWS:

5 (1) As used in this section:

6 (a) “Flag” means a conspicuous notation denoting a conviction for a domestic
7 violence offense as defined in Section 1 of this Act;

8 (b) “Kentucky user” means a person who submits a Kentucky zip code as part
9 of the person's registration with an online dating service provider;

10 (c) “Online dating service” means a dating, matrimonial, or social referral
11 service offered by means of a website or a mobile application;

12 (d) “Online dating service provider” means a person or entity predominantly
13 engaged in the business of offering an online dating service;

14 (e) “Profile” means a description of a user that an online dating service
15 provider makes available to other users to view for purposes of the online
16 dating service; and

17 (f) “User” means an individual who submits to an online dating service
18 provider, or related third party, personal information to register for a profile
19 to use an online dating service offered by the online dating service provider.

20 (2) An online dating service provider shall conduct, or have a third party conduct, a
21 local and national criminal background check for each Kentucky user upon the
22 creation of a profile that shall include a search of the registry established in
23 Section 1 of this Act.

24 (3) An online dating service provider shall place a flag on a Kentucky user's profile
25 if the user:

26 (a) Is currently registered on the registry's public website established in Section
27 1 of this Act;

- 1 (b) Has been convicted of a domestic violence offense as defined in Section 1 of
2 this Act; or
3 (c) Has been convicted of any offense in another jurisdiction that is
4 substantially similar to any domestic violence offense defined in Section 1 of
5 this Act.
6 ➔Section 3. This Act takes effect January 1, 2028.

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