

CHAPTER 190**(SB 145)**

AN ACT relating to crimes and punishments.

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

SECTION 1. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

- (1) *A person is guilty of indecent exposure in the first degree when he intentionally exposes his genitals under circumstances in which he knows or should know that his conduct is likely to cause affront or alarm to a person under the age of eighteen (18) years.*
- (2) *Indecent exposure in the first degree is a:*
 - (a) *Class B misdemeanor for the first offense;*
 - (b) *Class A misdemeanor for the second offense, if it was committed within three (3) years of the first conviction;*
 - (c) *Class D felony for the third offense, if it was committed within three (3) years of the second conviction; and*
 - (d) *Class D felony for any subsequent offense, if it was committed within three (3) years of the prior conviction.*

Section 2. KRS 510.150 is amended to read as follows:

- (1) A person is guilty of indecent exposure *in the second degree* when he intentionally exposes his genitals under circumstances in which he knows or should know *that* his conduct is likely to cause affront or alarm *to a person eighteen (18) years of age or older.*
- (2) Indecent exposure *in the second degree* is a Class B misdemeanor.

Approved April 22, 2004