

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2017 REGULAR SESSION  
**Unofficial Document**

Amend printed copy of **SB 15**

From page 1, line 4, to page 2, line 1, by deleting all text and inserting in place thereof:

"➔SECTION 1. IT IS PROPOSED THAT A NEW SECTION BE ADDED TO THE CONSTITUTION OF KENTUCKY TO READ AS FOLLOWS:

*To secure for victims of criminal or delinquent acts justice and due process and to ensure victims a meaningful role throughout the criminal and juvenile justice systems, a victim shall have the following rights, which shall be respected and protected by law in a manner no less vigorous than the protections afforded to the accused in the criminal and juvenile justice systems: Victims shall have the right to reasonable and timely notice, upon request, of all public proceedings, to be present at all public proceedings, and to be heard in any public proceeding involving a release, plea, sentencing, or other matter involving the right of a victim; the right to proceedings free from unreasonable delay; the right to reasonable protection from the accused and those acting on behalf of the accused; the right to timely notice, upon request, of release or escape of the accused; the right to full and timely restitution; the right to fairness and due consideration of the victim's safety, dignity, and privacy; and the right to be informed of these enumerated rights, and shall have standing to enforce these rights. The victim, the victim's attorney or other lawful representative, or the attorney for the Commonwealth upon request of the victim may seek enforcement of the rights enumerated in this section and any other right afforded to the victim by law in any trial or*

Amendment No. SFA 1

Rep. Sen. Whitney Westerfield

Committee Amendment \_\_\_\_\_

Signed: \_\_\_\_\_

Floor Amendment \_\_\_\_\_

LRC Drafter: Trebelhorn, Matt

Adopted: \_\_\_\_\_

Date: \_\_\_\_\_

Rejected: \_\_\_\_\_

Doc. ID: XXXX

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**appellate court with jurisdiction over the case. The court shall act promptly on such a request and afford a remedy for the violation of any right. Nothing in this section shall be construed as altering the presumption of innocence in the criminal justice system, or to be a waiver of sovereign immunity or any other immunity or privilege maintained by the Commonwealth, its cabinets, departments, bureaus, political subdivisions, and agencies, and its officers, agents, and employees. Any act or omission on the part of a city, its officers, or employees shall not subject the city, its officers, or employees to any financial liability.**

→Section 2. This amendment shall be submitted to the voters of the Commonwealth for their ratification or rejection at the time and in the manner provided for under Sections 256 and 257 of the Constitution and under KRS 118.415. The question to be submitted to the voters shall read as follows: "Are you in favor of providing constitutional rights to victims of crime, including the right to be treated fairly, with dignity and respect, and the right to be informed and to have a voice in the judicial process?"".