

1 AN ACT relating to orders of protection.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 431 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section, "qualifying offense" means a felony offense under:*

6 *(a) KRS Chapters 507, 508, 509, 510, 515, and 531, excluding KRS 509.070;*

7 *(b) KRS 511.020, 511.030, and 511.040;*

8 *(c) KRS 513.020, 513.030, and 513.040;*

9 *(d) KRS 524.055;*

10 *(e) KRS 530.020, 530.064, and 530.065; or*

11 *(f) Criminal attempt, conspiracy, facilitation, or solicitation to commit any of*
12 *the offenses listed under paragraphs (a) to (e) of this subsection.*

13 *(2) The entry of a judgment of conviction for a qualifying offense shall operate as an*
14 *application for an order of protection as issued under KRS Chapter 456, unless*
15 *the victim requests otherwise.*

16 *(3) Notwithstanding the provisions of KRS Chapter 456:*

17 *(a) An order of protection applied for under this section may be issued by the*
18 *court that entered the judgment of conviction;*

19 *(b) The judgment of conviction shall constitute sufficient cause for the entry of*
20 *the order without the necessity of further proof being taken; and*

21 *(c) Except as provided in subsection (5) of this section, the order may be*
22 *effective for the lifetime of the victim or defendant.*

23 *(4) If a person intentionally violates an order of protection issued under this section,*
24 *he or she shall be guilty of a violation of KRS 456.180.*

25 *(5) The expungement of a qualifying offense shall operate to vacate an order of*
26 *protection issued under this section. The circuit clerk shall forward the*
27 *expungement order vacating the order of protection to the agency designated for*

1 *entry of order of protection records into the Law Information Network of*
2 *Kentucky.*