

1 AN ACT relating to sex offenders.

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

3 ➔SECTION 1. A NEW SECTION OF KRS 17.500 TO 17.580 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Costume" means an outfit, including a mask or makeup, worn to create*
7 *the appearance or characteristic of a particular period, person, character,*
8 *animal, place, or thing; and*

9 *(b) "Halloween-related activity" means an activity involving minors organized*
10 *around and concerning the celebration of Halloween that occurs any time*
11 *during the fourteen (14) days before or after October 31 of each year,*
12 *including but not limited to:*

13 *1. Trick-or-treating;*

14 *2. A costume party where minors are in attendance; or*

15 *3. Any event involving the distribution of candy to minors.*

16 *(2) A registrant who has committed a criminal offense against a victim who is a*
17 *minor shall not participate in any Halloween-related activity.*

18 *(3) This section shall not apply to:*

19 *(a) The distribution of candy to a minor by the minor's parent or guardian;*

20 *(b) A registrant's attendance at a costume party with minors in attendance if*
21 *the registrant is the parent or guardian of all minors in attendance;*

22 *(c) Wearing a costume for a legitimate work-related event or purpose during*
23 *normal business hours; or*

24 *(d) The commercial sale of candy or other Halloween-related merchandise.*

25 *(4) Any person who violates subsection (2) of this section shall be guilty of a Class A*
26 *misdemeanor for the first offense and a Class D felony for a second or*
27 *subsequent offense.*