

1 AN ACT proposing to create a new section of the Constitution of Kentucky relating  
2 to prohibited criminal acts.

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

4 ➔Section 1. Are you in favor of prohibiting child pornography and any other  
5 form of federally defined racketeering in this state and establishing that any person who  
6 produces, possesses, distributes, or aids and abets in producing, possessing, or  
7 distributing child pornography, or engages in, aids, abets, or otherwise assists in federally  
8 defined racketeering activity shall be guilty of a felony of the second highest degree,  
9 unless someone dies as a result of the activity in which case the person shall be guilty of  
10 murder, by amending the Constitution of Kentucky as stated below?

11 ➔SECTION 2. IT IS PROPOSED THAT A NEW SECTION BE ADDED TO  
12 THE CONSTITUTION OF KENTUCKY TO READ AS FOLLOWS:

13 **(1) Neither child pornography, nor any other form of racketeering as defined**  
14 **by federal law on February 1, 2025, shall occur in the Commonwealth.**

15 **(2) Any person who produces, possesses, distributes, or aids and abets the**  
16 **production, possession, or distribution of child pornography, or otherwise engages in**  
17 **the commission of any federally defined racketeering activity, shall be guilty of a felony**  
18 **in the second highest degree under the laws of this Commonwealth, unless a human**  
19 **dies in the commission of or as a result of child pornography or any other federally**  
20 **defined racketeering activity, in which case any person who engages in, aids, abets, or**  
21 **otherwise assists in the commission of any federally defined racketeering activity shall**  
22 **be guilty of murder as defined in the laws of the Commonwealth.**

23 ➔Section 3. This amendment shall be submitted to the voters of the  
24 Commonwealth for their ratification or rejection at the time and in the manner provided  
25 for under Sections 256 and 257 of the Constitution, KRS 118.415, and Sections 4 and 5  
26 of this Act.

27 ➔Section 4. Notwithstanding any provision of KRS 118.415 to the contrary, the

1 Secretary of State shall cause the entirety of the question in Section 1 of this Act and the  
2 entirety of the proposed amendment to the Constitution of Kentucky contained in Section  
3 2 of this Act to be published at least one time in a newspaper of general circulation  
4 published in this state, and shall also cause to be published at the same time and in the  
5 same manner the fact that the amendment will be submitted to the voters for their  
6 acceptance or rejection at the next regular election at which members of the General  
7 Assembly are to be voted for. The publication required by this section and KRS 118.415  
8 shall be made no later than the first Tuesday in August preceding the election at which  
9 the amendment is to be voted on.

10       ➔Section 5. Notwithstanding any provision of KRS 118.415 to the contrary, the  
11 Secretary of State, not later than the second Monday after the second Tuesday in August  
12 preceding the next regular election at which members of the General Assembly are to be  
13 chosen in a year in which there is not an election for President and Vice President of the  
14 United States, or not later than the Thursday after the first Tuesday in September  
15 preceding a regular election in a year in which there is an election for President and Vice  
16 President of the United States, shall certify the entirety of the question in Section 1 of this  
17 Act and the entirety of the proposed amendment to the Constitution of Kentucky  
18 contained in Section 2 of this Act to the county clerk of each county, and the county clerk  
19 shall have the entirety of the question and the amendment, as so certified, indicated on  
20 the ballots provided to the voters in paper or electronic form as applicable to the voting  
21 machines in use in each county or precinct.