

1 AN ACT relating to the protection of children.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 507 IS CREATED TO
4 READ AS FOLLOWS:

5 **(1) A person is guilty of child abuse homicide when he or she intentionally abuses**
6 **another person, or knowingly permits another person of whom he or she has**
7 **actual custody to be abused, and thereby causes death to a person who is under**
8 **eighteen (18) years old.**

9 **(2) Child abuse homicide is a capital offense.**

10 ➔Section 2. KRS 507.030 is amended to read as follows:

11 (1) A person is guilty of manslaughter in the first degree when:

12 (a) With intent to cause serious physical injury to another person, he or she
13 causes the death of such person or of a third person;

14 (b) With intent to cause the death of another person, he or she causes the death of
15 such person or of a third person under circumstances which do not constitute
16 murder because he or she acts under the influence of extreme emotional
17 disturbance, as defined in subsection (1)(a) of KRS 507.020;

18 (c) Through circumstances not otherwise constituting the offense of murder, he or
19 she intentionally abuses another person or knowingly permits another person
20 of whom he or she has actual custody to be abused and thereby causes death
21 to a person ~~[twelve (12) years of age or less, or]~~ who is physically helpless or
22 mentally helpless; or

23 (d) He or she knowingly sells fentanyl or a fentanyl derivative to another person,
24 and the injection, ingestion, inhalation, or other introduction of the fentanyl or
25 fentanyl derivative causes the death of the person.

26 (2) Manslaughter in the first degree is a Class B felony.

27 ➔Section 3. This Act may be cited as Jayden's Law.