

1 AN ACT relating to grand jury service.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 29A IS CREATED TO  
4 READ AS FOLLOWS:

5 *(1) Except as allowed under the Kentucky Rules of Criminal Procedure, a person*  
6 *present during any part of a grand jury proceeding shall not knowingly:*

7 *(a) Record any testimony or evidence presented during the proceeding; or*

8 *(b) Disclose or disseminate any information gathered while present during a*  
9 *grand jury proceeding.*

10 *(2) This section shall not apply to a:*

11 *(a) Commonwealth's attorney or any person employed by a Commonwealth's*  
12 *attorney; or*

13 *(b) Peace officer;*  
14 *while engaged in the performance of his or her official duties.*

15 ➔Section 2. KRS 29A.990 is amended to read as follows:

16 (1) Any employer who violates subsection (1) or (2) of KRS 29A.160 is guilty of a  
17 Class B misdemeanor.

18 (2) Any willful violation of KRS 29A.010 to 29A.330 for which a penalty is not  
19 otherwise provided by statute shall be punishable as a Class A misdemeanor.

20 *(3) Any person who violates Section 1 of this Act shall be guilty of a Class A*  
21 *misdemeanor, unless the person is a public servant as defined in KRS 519.010, in*  
22 *which case it is a Class D felony.*

23 ➔Section 3. KRS 500.050 is amended to read as follows:

24 (1) Except as otherwise expressly provided, the prosecution of a felony is not subject to  
25 a period of limitation and may be commenced at any time.

26 (2) Except as otherwise expressly provided, the prosecution of an offense other than a  
27 felony ~~shall~~<sup>must</sup> be commenced within one (1) year after it is committed.

- 1 (3) (a) For a misdemeanor sex offense when the victim is a minor at the time of the  
2 offense, the prosecution of the offense shall be commenced within ten (10)  
3 years after the victim attains the age of eighteen (18) years.
- 4 (b) As used in paragraph (a) of this subsection, "misdemeanor sex offense" means  
5 a misdemeanor offense in:
- 6 1. KRS Chapter 510;  
7 2. KRS Chapter 531 involving a minor or depiction of a minor; or  
8 3. KRS 506.010 or 506.030 for attempt to commit or solicitation to  
9 commit:
- 10 a. Any of the offenses described in subparagraphs 1. and 2. of this  
11 paragraph;  
12 b. Promoting prostitution under KRS 529.040 when the defendant  
13 advances or profits from the prostitution of a minor;  
14 c. Human trafficking involving commercial sexual activity under  
15 KRS 529.100;  
16 d. Promoting human trafficking involving commercial sexual activity  
17 under KRS 529.110; or  
18 e. Unlawful transaction with a minor in the first degree under KRS  
19 530.064(1)(a).
- 20 (4) (a) For a misdemeanor violation of subsection (1) of Section 1 of this Act, the  
21 prosecution of the offense shall be commenced within ten (10) years after  
22 the Commonwealth knew or should have known of the violation.
- 23 (b) For a misdemeanor violation of subsection (2) of Section 1 of this Act, the  
24 prosecution of the offense shall be commenced within five (5) years after the  
25 Commonwealth knew or should have known of the violation.
- 26 (5) For purposes of this section, an offense is committed either when every element  
27 occurs, or if a legislative purpose to prohibit a continuing course of conduct plainly

1 appears, at the time when the course of conduct or the defendant's complicity  
2 therein is terminated.

3 ➔Section 4. This Act may be cited as the Crystal Rogers Act.