

Domestic and Sexual Violence Prevention Coalition
Legislative Updates 2021
 updated 2/12/2021

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WATCH LIST

☐= no action taken ☐= new bill ☐= action taken ☐= delivered to Governor ☐= signed by Governor ☐= resolution adopted

Bill #	Description	Category Below
HJR 9	A JOINT RESOLUTION relating to reporting on SAFEs	DV/DV/SV/S
HR 59	A RESOLUTION affirming support for services and providers addressing the domestic violence, sexual violence, and child abuse public health crisis	DV/DV/SV/S
HB 26	AN ACT relating to interpersonal violence.	DV/DV/SV/S
HB 45	AN ACT relating to leave from employment	Victim Protections
HB 57	AN ACT relating to torture of a dog or cat.	Animal Abuse
HB 70	AN ACT relating to firearms.	Firearms
HB 78	AN ACT relating to unemployment insurance.	Victim Protections
HB 81	AN ACT relating to sexual offenses by peace officers	DV/DV/SV/S
HB 83	AN ACT relating to firearms and declaring an emergency.	Firearms
HB 109	AN ACT relating to the Uniform Deployed Parents Custody and Visitation Act.	Child Welfare
HB 116	AN ACT relating to civil rights	Anti-Oppression
HB 130	AN ACT relating to civil rights	Anti-Oppression
HB 154	AN ACT relating to prevention-oriented child abuse awareness instruction	Child Welfare
HB 160	AN ACT relating to individuals with intellectual and developmental disabilities	Vulnerable Adults
HB 215	AN ACT relating to animals	Animal Abuse
HB 221	AN ACT relating to reports of child dependency, neglect, or abuse	Child Welfare
HB 242	AN ACT relating to compliance with state and federal laws	Immigration
HB 254	AN ACT relating to the sexual exploitation of minors	Child Welfare
HB 273	AN ACT relating to public records and declaring an emergency	Victim Protections
HB 301	AN ACT relating to peace officer certification	DV/DV/SV/S
HB 310	AN ACT relating to victims of sex offenses	Victim Protections

HB 361	AN ACT relating to preserving the right of Kentuckians to own and use firearms and declaring an emergency	Firearms
HB 389	AN ACT relating to dependency, neglect, and abuse	Child Welfare
HB 390	AN ACT relating to pretrial diversion	Crimes/Punishments
HB 402	AN ACT relating to flagrant nonsupport	Child Welfare
HB 404	AN ACT relating to child support	Child Welfare
HB 420	AN ACT relating to guardians ad litem and other court-appointed counsel and making an appropriation therefore	Child Welfare
HB 445	AN ACT relating to preserving the right of Kentuckians to own and use firearms and declaring an emergency.	Firearms
HB 486	AN ACT relating to peace officer training	DV/DV/SV/S
HB 455	AN ACT relating to child welfare investigations	Child Welfare
HB 462	An ACT relating to health education	DV/DV/SV/S
HB 463	AN ACT relating to firearms	Firearms
HB 466	An ACT relating to assault on a service animal	Vulnerable Adults
HB 472	AN ACT relating to child abuse and declaring an emergency	Child Welfare
HB 492	AN ACT relating to child welfare	Child Welfare
HB 493	An ACT relating to home studies	Child Welfare
HB 502	AN ACT relating to firearms and declaring an emergency	Firearms
HB 503	AN ACT relating to open juvenile proceedings.	Child Welfare
SB 26	AN ACT relating to sex offender registrants.	Vulnerable Adults
SB 32	AN ACT relating to de facto custodians	Child Welfare
SB 35	AN ACT relating to assisted-living communities	Vulnerable Adults
SB 52	AN ACT relating to sexual offenses by a police officer.	DV/DV/SV/S
SB 61	AN ACT relating to direct-care staff.	Vulnerable Adults
SB 64	AN ACT relating to crimes and punishments	Crimes/Punishments
SB 84	AN ACT relating to crimes and administration of punishments	DV/DV/SV/S
SB 95	AN ACT relating to sexual offenses by peace officers	DV/DV/SV/S
SB 97	AN ACT relating to the rights of parents	Child Welfare
SB 130	An ACT relating to public records and declaring an emergency	Victim Protections
SB 174	AN ACT relating to abuse or neglect of a child	Child Welfare
SB 223	AN ACT relating to pretrial release	Crimes/Punishments
SB 224	AN ACT relating to sentencing by juries	Crimes/Punishments
SB 229	AN ACT relating to crisis aversion and rights retention orders	Firearms
SB 233	AN ACT relating to the revocation of peace officer certification	DV/DV/SV/S

SB 254	AN ACT relating to preserving the right of Kentuckians to own and use firearms and declaring an emergency.	Firearms
BR 74	AN ACT relating to case disposition times.	Courts – Dismissed?

STATUS UPDATES

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Dating Violence/Domestic Violence/Sexual Violence/Stalking			
Bill #	Sponsor(s)	Description	Status
HJR 9	C. Stevenson T. Bojanowski P. Minter J. Raymond	<p>A JOINT RESOLUTION directing all hospitals offering emergency services, the Kentucky Board of Nursing, the Kentucky Association of Sexual Assault Programs, and the Kentucky Office of Victim Advocacy to report information relating to sexual assault nurse examiners and sexual assault medical-forensic examinations.</p> <p>Direct all hospitals offering emergency services, the Kentucky Board of Nursing, the Kentucky Association of Sexual Assault Programs, and the Kentucky Office of Victim Advocacy to report information relating to sexual assault nurse examinations and sexual assault medical-forensic examinations to the Interim Joint Committee on Health, Welfare, and Family Services by July 1, 2022; permit the co-chairs of the Interim Joint Committee on Health, Welfare, and Family Services to send the data to be analyzed and reported on by December 1, 2022.</p>	<p>1/5/21: Introduced in House</p> <p>11/17/20: Prefiled</p>
HR 59	N. Tate K. King	<p>A RESOLUTION affirming support for services and providers addressing the domestic violence, sexual violence, and child abuse public health crisis.</p> <p>Affirm support for services and providers addressing the domestic violence, sexual violence, and child abuse public health crisis.</p>	<p>2/10/21: Introduced in House; sent to Committee on Committees (H)</p>
HB 26	W. Thomas K. Banta T. Bojanowski K. Bratcher M. Cantrell J. Decker J. Dixon J. DuPlessis K. Fleming K. Flood D. Frazier C. Freeland M. Hart	<p>AN ACT relating to interpersonal violence</p> <p>Amend KRS 403.720 to include violence against an animal when used as coercive conduct in the definition of "domestic violence and abuse"; amend KRS 403.740 to allow a judge to award possession of a shared domestic animal to the petitioner; amend KRS 456.010 to include violence against an animal when used as coercive conduct in the definition of "dating violence and abuse"; amend KRS 456.060 to allow a judge to award possession of a shared domestic animal to the petitioner.</p>	<p>1/5/21: Introduced in House</p> <p>8/26/20: Prefiled</p>

	<p>S. Heavrin R. Huff T. Huff J. Jenkins DJ Johnson K. King N. Kulkarni S. Lewis M. Lockett C. Massey B. McCool S. McPherson C. Miller P. Minter K. Moser J. Nemes P. Pratt M. Prunty J. Raymond R. Roberts S. Sheldon C. Stevenson P. Stevenson N. Tate K. Timoney R. Webber B. Wesley S. Westrom B. Wheatley R. White L. Willner</p>		
<p>HB 81</p>	<p>R. Roberts T. Bojanowski J. Jenkins J. Raymond A. Scott</p>	<p>AN ACT relating to sexual offenses by peace officers.</p> <p>Amend KRS 510.060, rape in the third degree, to include a peace officer who subjects a person in custody or under arrest to sexual intercourse; amend KRS 510.090, sodomy in the third degree, to include a peace officer who subjects a</p>	<p>1/5/21: Introduced in House; sent to Committee on Committees (H)</p> <p>10/30/20: Prefiled</p>

	C. Stevenson	person in custody or under arrest to deviate sexual intercourse; amend KRS 510.120, sexual abuse in the second degree, to include a peace officer who subjects a person in custody or under arrest to sexual contact.	
HB 301	R. Roberts G. Brown Jr J. Raymond	AN ACT relating to peace officer certification. Amend KRS 15.382 to prohibit anyone who has been convicted of various misdemeanor offenses and inchoate offenses under KRS Chapter 510 from being certified as a peace officer; amend KRS 15.386 to prohibit peace officers who have been convicted of various misdemeanor offenses and inchoate offenses under KRS Chapter 510 from returning to active certification from inactive status; amend KRS 15.391 to provide that a peace officer's certification shall be revoked if he or she pleads guilty to, is convicted of, or enters an Alford plea to various misdemeanor offenses and inchoate offenses under KRS Chapter 510.	2/2/21: Introduced in House; sent to Committee on Committees (H)
HB 462	L. Willner A Scott N. Kulkarni J. Raymond	AN ACT relating to health education. Repeal and reenact KRS 158.1415 to require each school district to provide healthy relationship education instruction to all public school students; establish minimum requirements for the instruction; establish minimum requirements for the healthy relationship curricula and instructional materials; prohibit a school or school district from restricting the ability of an instructor to answer a question related to the instruction; require that a school make the healthy relationship curricula and instructional materials available upon the request of a parent or guardian and establish a procedure for a parent or guardian to opt a student out of the instruction; require the Kentucky Board of Education to promulgate administrative regulations necessary to implement, administer, and enforce this section; require the Kentucky Board of Education to promulgate administrative regulations requiring that each school district submit a report on healthy relationship instruction in the district biennially; require the Kentucky Department of Education to maintain a list of recommended healthy relationship curricula and instructional materials; permit a parent or guardian to file an enforcement action in Circuit Court.	2/10/21: Introduced in House; sent to Committee on Committees (H)
HB 486	T. Bojanowski	AN ACT relating to peace officer training. Amend KRS 15.334 to require law enforcement training on the link between animal abuse and interpersonal violence.	2/10/21: Introduced in House; sent to Committee on Committees (H)

SB 52	D. Harper Angel W. Westerfield	<p>AN ACT relating to sexual offenses by peace officers.</p> <p>Amend KRS 510.060, rape in the third degree, to include a peace officer who subjects a person in custody or under arrest to sexual intercourse; amend KRS 510.090, sodomy in the third degree, to include a peace officer who subjects a person in custody or under arrest to deviate sexual intercourse; amend KRS 510.120, sexual abuse in the second degree, to include a peace officer who subjects a person in custody or under arrest to sexual contact.</p> <p>Senate Committee Substitute (1): Retain original provisions; extend protections to persons who are under investigation for a criminal or traffic offense.</p> <p>Senate Floor Amendment 1: Retain original provisions; specify prohibitions apply while peace officers serving in official capacity</p>	<p>2/11: Passed over and retained in Order of the Day; floor amendment 1 filed to Committee Substitute</p> <p>2/10: Posted for passage in Regular Orders of Day for 2/10; passed over and retained in the Orders of the Day</p> <p>2/9: 2nd reading, to Rules</p> <p>2/4: Reported favorably, 1st reading, to Consent Calendar with Committee Substitute (1)</p> <p>2/3: Sent to Judiciary Committee (S)</p> <p>1/5/21: Introduced in Senate; sent to Committee on Committees (S)</p>
SB 84	J. Adams K. Berg M. McGarvey G. Neal A. Southworth D. Thayer W. Westerfield	<p>AN ACT relating to crimes and administration of punishments.</p> <p>Create a new section of KRS Chapter 196 to establish restrictive housing and medical observation of inmates who are pregnant or in the immediate postpartum period; define "immediate postpartum period"; create a new section of KRS Chapter 196 to establish notice of availability and access to applicable community-based programs and social workers; establish parameters for care of the infant for the 72-hour period after birth; create a new section of Chapter 196 to require an annual restricted housing report be filed with the Legislative Research Commission; amend KRS 510.060, rape in the third degree, to include a peace officer who subjects a person in custody or under arrest to sexual intercourse; amend KRS 510.090, sodomy in the third degree, to include a peace officer who subjects a person in custody or under arrest to deviate sexual</p>	<p>2/10: Posted for passage in Regular Orders of Day for 2/10; 3rd reading, passed Senate 31-0 with Committee Substitute 1 and Committee Amendment 1 - title</p> <p>2/9: 2nd reading, to Rules</p> <p>2/4: Reported favorably, 1st reading, to Calendar with Committee Substitute (1) and committee amendments (1-title)</p>

		<p>intercourse; amend KRS 510.120, sexual abuse in the second degree, to include a peace officer who subjects a person in custody or under arrest to sexual contact.</p> <p>Senate Committee Substitute 1: Create a new section of KRS Chapter 196 to establish restrictive housing and medical observation of inmates who are pregnant or in the immediate postpartum period; define "immediate postpartum period"; create a new section of KRS Chapter 196 to establish notice of availability and access to applicable community-based programs and social workers; establish parameters for care of the infant for the 72-hour period after birth; create a new section of Chapter 196 to require an annual restricted housing report be filed with the Legislative Research Commission.</p> <p>Senate Committee Amendment 1: Make title amendment</p>	<p>2/2: Sent to Judiciary Committee (S)</p> <p>1/7/21: Introduced in Senate; sent to Committee on Committees (S)</p>
SB 95	J Adams K. Berg	<p>AN ACT relating to sexual offenses by peace officers.</p> <p>Amend KRS 510.060, rape in the third degree, to include a peace officer who subjects a person in custody or under arrest to sexual intercourse; amend KRS 510.090, sodomy in the third degree, to include a peace officer who subjects a person in custody or under arrest to deviate sexual intercourse; amend KRS 510.120, sexual abuse in the second degree, to include a peace officer who subjects a person in custody or under arrest to sexual contact.</p>	<p>2/2: Sent to Judiciary Committee (S)</p> <p>1/9/21: Introduced in House; sent to Committee on Committees (H)</p>
SB 233	M. McGarvey	<p>AN ACT relating to the revocation of peace officer certification.</p> <p>Amend KRS 15.391, relating to grounds for the revocation of peace officer certification, to require revocation if a peace officer is convicted of domestic violence; allow revocation if a peace officer is named as an adverse party in a domestic violence order or interpersonal protective order.</p>	<p>2/11: Sent to Veterans, Military Affairs, and Public Protections (S)</p> <p>2/10/21: Introduced in Senate; sent to Committee on Committees (S)</p>

Animal Abuse

Bill #	Sponsor(s)	Description	Status
HB 57	C. Freeland K. Banta T. Bojanowski M. Canterll J. Decker J. Dixon R. Dotson K. Flood D. Frazier M. Hart S. Heavrin R. Huff T. Huff J. Jenkins DJ Johnson N. Kulkarni W. Lawrence S. Lewis M. Lockett C. Massey B. McCool C. Miller P. Minter J. Nemes R. Palumbo M. Prunty J. Raymond R. Roberts S. Sheldon C. Stevenson P. Stevenson W. Thomas K. Timoney R. Webber	AN ACT relating to torture of a dog or cat. Amend KRS 525.135, relating to torture of a dog or cat, to add specific acts to definition of torture; make all violations a Class D felony; make each act of torture prosecutable as a separate offense; make the exemptions applicable only where there is no intent to cause, increase, or prolong the pain and suffering of the dog or cat.	1/5/21: Introduced in House 9/25/20: Prefiled

	<p>B. Wesley S. Westrom B. Wheatley R. White L. Willner</p>		
<p>HB 215</p>	<p>J. Nemes</p>	<p>AN ACT relating to animals.</p> <p>Repeal and reenact KRS 525.135 to define terms; create new crimes of animal abuse in the first degree, animal abuse in the second degree, and aggravated animal abuse; create exceptions; create a new section of KRS Chapter 525 to authorize law enforcement and animal control officers to seize and hold animals who are victims of cruelty or abuse; create a civil cause of action for a seizing agency to seek forfeiture and reimbursement for reasonable costs of caring for seized animals from the owner of the animal during the pendency of the criminal case against the owner; create rules related to the custody of the seized animal; grant liability to an organization caring for the animal; create a new section of KRS Chapter 525 to grant civil immunity to a person who enters a car containing a dog or cat believed in good faith to be in danger of death, subject to certain parameters.</p>	<p>1/7/21: Introduced in House; sent to Committee on Committees (H)</p>

Anti-Oppression

Bill #	Sponsor(s)	Description	Status
HB 116	P. Minter M. Cantrell K. Flood J. Jenkins J. Raymond R. Roberts A Scott C. Stevenson P. Stevenson S. Westrom B. Wheatley	AN ACT relating to civil rights. Amend KRS 344.010 to include definitions for "sexual orientation" and "gender identity"; amend KRS 344.020, relating to the purpose of the Kentucky's civil rights chapter, to include a prohibition against discrimination because of sexual orientation and gender identity; amend KRS 344.025, 344.040, 344.050, 344.060, 344.070, and 344.080, relating to prohibited discrimination in various labor and employment practices, to include sexual orientation and gender identity; amend KRS 344.100 and 344.110 to conform; amend KRS 344.120 and 342.140, relating to prohibited discrimination in places of public accommodation and advertisements therefor, to include sexual orientation and gender identity; amend KRS 344.170, 344.180, 344.190, 344.300, and 344.310, relating to the state and local human rights commissions, to include prohibition of discrimination on the basis of sexual orientation and gender identity in the scope of their powers and duties; amend KRS 344.360, 344.370, 344.380, and 344.680, relating to prohibited discrimination in certain housing, real estate, and other financial transactions, to include sexual orientation and gender identity; amend KRS 344.367, relating to prohibited discrimination in certain insurance sales, to include sexual orientation and gender identity; amend KRS 344.400, relating to prohibited discrimination in certain credit transactions, to include sexual orientation and gender identity; make various technical amendments; amend KRS 18A.095 to conform.	1/5/21: Introduced in House; sent to Committee on Committees (H) 12/9/20: Prefiled
HB 130	L. Willner K. Banta T. Bojanowski K. Flood N. Kulkarni M. Marzian J. Raymond A Scott B. Wheatley	AN ACT relating to civil rights. Amend KRS 344.010 to include definitions for "sexual orientation" and "gender identity"; amend KRS 344.020, relating to the purpose of the Kentucky's civil rights chapter, to include a prohibition against discrimination because of sexual orientation and gender identity; amend KRS 344.025, 344.040, 344.050, 344.060, 344.070, and 344.080, relating to prohibited discrimination in various labor and employment practices, to include sexual orientation and gender identity; amend KRS 344.100 and 344.110 to conform; amend KRS 344.120 and 342.140, relating to prohibited discrimination in places of public accommodation and advertisements therefor, to include sexual orientation and gender identity; amend KRS 344.170, 344.180, 344.190, 344.300, and 344.310, relating to the	1/5/21: Introduced in House; sent to Committee on Committees (H) 12/11/20: Prefiled

		<p>state and local human rights commissions, to include prohibition of discrimination on the basis of sexual orientation and gender identity in the scope of their powers and duties; amend KRS 344.360, 344.370, 344.380, and 344.680, relating to prohibited discrimination in certain housing, real estate, and other financial transactions, to include sexual orientation and gender identity; amend KRS 344.367, relating to prohibited discrimination in certain insurance sales, to include sexual orientation and gender identity; amend KRS 344.400, relating to prohibited discrimination in certain credit transactions, to include sexual orientation and gender identity; make various technical amendments; amend KRS 18A.095 to conform.</p>	
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Child Welfare/Abuse/Neglect/Exploitation/Custody			
Bill #	Sponsor(s)	Description	Status
HB 109	S. Baker W. Thomas K. King M. Prunty	AN ACT relating to the Uniform Deployed Parents Custody and Visitation Act. Establish KRS Chapter 403A and create new sections thereof to establish the Uniform Deployed Parents Custody and Visitation Act; amend KRS 403.280, 403.320, 403.340, 403.352, and 403.353 to conform.	2/10: 3 rd reading, passed House 85-0; received in Senate 2/4: 2 nd reading, to Rules; posted for passage in Regular Orders of Day for 2/9 2/3: Reported favorably, 1 st reading to Calendar 2/2: Posted in Committee 1/13: Sent to Veterans, Military Affairs, and Public Protection Committee (H) 1/5/21: Introduced in House 12/8/20: Prefiled
HB 154	N. Tate W. Thomas	AN ACT relating to prevention-oriented child abuse awareness instruction. Require school councils or principals to adopt child abuse awareness and prevention instruction that is taught by a trained, certified teacher; establish short title of "Erin's Law."	1/5/21: Introduced in House
HB 221	K. Moser	AN ACT relating to reports of child dependency, neglect, or abuse. Amend KRS 620.030 to establish requirements for reports of alleged child dependency, abuse, or neglect.	1/7/21: Introduced in House; sent to Committee on Committees (H)
HB 254	D. Lewis C. Stevenson	AN ACT relating to the sexual exploitation of minors Amend KRS 531.335 to raise the penalty for possession or viewing of matter portraying a sexual performance by a minor under the age of 12 years to a Class C felony; amend KRS 531.340 to raise the penalty for the distribution of matter	2/2: Sent to Judiciary Committee (H) 1/11/21: Introduced in House; sent to Committee on Committees (H)

		portraying a sexual performance of a minor under the age of 12 years to a Class C felony for the first offense and a Class B felony for each subsequent offense.	
HB 389	P. Flannery	AN ACT relating to dependency, neglect, and abuse. Amend KRS 620.140 to create procedures for informal adjustment of certain dependency, neglect, and abuse cases.	2/4/21: Introduced in House, sent to Committee on Committees (H)
HB 402	C. Massey	AN ACT relating to flagrant nonsupport. Amend KRS 530.050 to increase the amount qualifying for flagrant nonsupport from \$1,000 to \$5,000. House Committee Substitute 1: Retain original provisions; change amount of arrearage that qualifies as flagrant nonsupport from \$5,000 to \$2,500.	2/11: 2 nd reading; to Rules; posted for passage in Regular Orders of Day for 2/16 2/10: Reported favorably, 1 st reading, to Calendar with Committee Substitute 1 2/9: Sent to Judiciary Committee (H); posted in committee 2/4/21: Introduced in House, sent to Committee on Committees (H)
HB 404	C. Massey A Hatton	AN ACT relating to child support. Amend KRS 403.211 to increase the amount of an extraordinary medical expense from \$100 to \$250; amend KRS 403.212 to update the child support guidelines table and a self-support reserve; establish guidelines for imputation of income; create a new section of KRS Chapter 403 to establish adjustments to a child support obligation based upon parenting time; amend KRS 406.031 to decrease the time liability for child support shall attach in a paternity action from 4 years to 2 years; amend KRS 620.090 to establish an action for child support when a court issues a temporary order for child custody; amend KRS 403.160 and 620.230 to conform; Section 3 EFFECTIVE March 1, 2022.	2/11: 2 nd reading; to Rules; posted for passage in the Regular Orders of Day for 2/16 2/10: Reported favorably, 1 st reading, to Calendar 2/9/21: Introduced in House; sent to Committee on Committees (H); sent to Judiciary Committee (H); posted in committee
HB 420	D. Elliot	AN ACT relating to guardians ad litem and other court-appointed counsel and making an appropriation therefor.	2/9/21: Introduced in House; sent to Committee on Committees (H)

		Amend various KRS sections to provide that guardians ad litem and court-appointed counsel shall receive a fee not to exceed \$500 and to specify the payors of those fees; amend KRS 625.0405, 625.041, and 625.080 to provide that the appointment of guardians ad litem and court-appointed counsel for voluntary or involuntary termination of parental rights proceedings shall solely be for representation at the trial level and shall not extend to the filing of an appeal nor to the appeal process; clarify that only private attorneys appointed to represent those alleged to be mentally ill shall receive a representation fee; provide that guardians ad litem and court-appointed counsel appointed to represent minors and disabled adults in guardianship or conservatorship hearings receive a reasonable fee; specify that if the respondent is indigent, the attorney shall receive a fee not to exceed \$500; clarify that attorneys appointed in a DVO or IPO proceeding to represent a minor or an adult who is incarcerated shall be paid by the Finance and Administration Cabinet if the petition is granted; specify that if the petition is not granted, the petitioner shall pay; APPROPRIATION.	
HB 455	D. Meade	AN ACT relating to child welfare investigations. Create a new section of KRS Chapter 605 to establish protections for persons making a report relating to a child in out-of-home placement to the Office of the Ombudsman and Administrative Review within the Cabinet for Health and Family Services that a violation of KRS Chapters 600 to 645 has occurred.	2/10: Sent to Health and Family Services Committee (H) 2/9/21: Introduced in House; sent to Committee on Committees (H)
HB 472	L. Bechler	An ACT relating to child abuse and declaring an emergency. Amend KRS 500.050 to extend the criminal statute of limitations for misdemeanor sex offenses against minors from 5 to 10 years; amend KRS 413.249, relating to civil actions arising from childhood sexual assault or abuse, to apply to direct perpetrators as well as third-party individuals or corporate entities who may be criminally liable for the criminal act of those perpetrators; specify that the amendments enacted in 2017 Ky. Acts ch. 114, sec. 2 shall be applied retroactively to actions accruing before that Act's effective date of June 29, 2017; create a new section of KRS Chapter 413 to state legislative findings and declarations; provide for severability; EMERGENCY.	2/10/21: Introduced in House; sent to Committee on Committees (H)
HB 492	D. Meade	AN ACT relating to child welfare. Amend KRS 620.100 to establish a requirement that ensures that separate counsel is available to advise a cabinet employee in court anytime that the	2/10/21: Introduced in House; sent to Committee on Committees (H)

		cabinet employee is required to be in court; amend KRS 620.142 to establish custodial, permanency, and service options available to a relative or fictive kin caregiver; amend KRS 620.360 to expand the rights of foster parents in court proceedings and clarify that all components of a foster parent's approval are effective for three years and that when reevaluation is required after that three years, all courses be offered online and in-person and allow the foster parent to choose the format they want for reevaluation; amend KRS 620.365 to establish requirements related to when a child has been in the same foster family home for a period of nine months; amend KRS 625.060 related to a foster parent's standing in a court case; amend KRS 194A.030 related to the duties and reporting of the Office of the Ombudsman and Administrative Review within the Office of the Secretary within the Cabinet for Health and Family Services.	
HB 493	D. Meade C. Massey	AN ACT relating to home studies. Amend KRS 199.474 to establish specific requirements of the home study that is done related to the out-of-home placement of children	2/10/21: Introduced in House; sent to Committee on Committees (H)
HB 503	P. Flannery	AN ACT relating to open juvenile proceedings. Amend KRS 610.070 to establish persons who shall be admitted to a proceeding related to dependency, neglect, and abuse, and termination of parental rights; establish guidelines for attendance; amend KRS 610.105 and 610.340 to conform; repeal KRS 21A.190 and 21A.192.	2/11/21: Introduced in House; sent to Committee on Committees (H)
SB 32	P. Wheeler	AN ACT relating to de facto custodians. Amend KRS 403.270 to specify that the existing time periods required to be considered a de facto custodian be calculated in aggregate within the last two years.	2/11: Reported favorably; 1 st reading, to Consent Calendar 1/11: Sent to Judiciary Committee (S) 1/5/21: Introduced in Senate; sent to Committee on Committees (S) 12/11/20: Prefiled
SB 97	S. West J. Schickel R. Alvarado	AN ACT relating to the rights of parents.	1/9/21: Introduced in Senate; sent to Committee on Committees (S)

	S. Meredith	Create a new section of KRS Chapter 405 to establish findings of the General Assembly related to rights and interests of parents; create new sections of KRS Chapter 405 to establish a definition of "parent" and specific rights of parents; establish a short title of "Parents Rights Protection Act."	
SB 174	A Southworth S. West	AN ACT relating to abuse or neglect of a child. Amend KRS 600.020 to add exclusions relating to a parent's or guardian's actions from the definition of "abused or neglected child."	2/4/21: Introduced in Senate; sent to Committee on Committees (S)

Crimes/Punishment

Bill #	Sponsor(s)	Description	Status
SB 64	A Kerr	<p>AN ACT relating to crimes and punishments.</p> <p>Amend KRS 510.010 to define "registrant" and "adult intermediary"; amend KRS 510.155 to include communications with adult intermediaries for minors and enhance punishment if the minor or perceived minor is under 12 years old, the offender is a registered sex offender, or a person travels into the Commonwealth for the purpose of procuring or promoting the use of a minor.</p>	<p style="background-color: #90EE90;">2/11: Reported favorably, 1st reading, to Consent Calendar</p> <p>2/2: Sent to Judiciary Committee (S)</p> <p>1/5/21: Introduced in Senate; sent to Committee on Committees (S)</p>
HB 390	P. Flannery	<p>AN ACT relating to pretrial diversion.</p> <p>Amend KRS 533.250 to provide that acceptance of an Alford plea or a plea of guilty for pretrial diversion shall be suspended until a condition of pretrial diversion has been violated or the diversion program is completed; create a new section of KRS Chapter 533 to establish that a person who has accepted a pretrial diversion agreement retains his or her right to possess a firearm unless a court finds that the charge involved the use of a firearm and it is in the interest of the defendant and the public to restrict access.</p>	<p>2/4/21: Introduced in House; sent to Committee on Committees (H)</p>
SB 223	B. Storm	<p>AN ACT relating to pretrial release.</p> <p>Amend KRS 431.066 and 431.520 to require that conditions of pretrial release for a person released on an unsecured bond be the least restrictive to reasonably mitigate the risk of flight or danger to others.</p> <p>Senate Floor Amendment 1: Allow release of a person not brought to trial within time limits created in statute who does not present a danger to others.</p>	<p>2/11: Sent to Judiciary Committee (S); floor amendment 1 filed</p> <p>2/10/21: Introduced in Senate; sent to Committee on Committees (S)</p>
SB 224	J. Schickel	<p>AN ACT relating to sentencing by juries.</p> <p>Amend KRS 532.055 to allow a jury to recommend that a Class D felony be designated and sentenced as a Class A misdemeanor if the jury finds that a felony conviction would be unduly harsh; amend KRS 532.080 to allow a jury to decide whether a person found to be a persistent felony offender should be sentenced to an increased term of imprisonment, rather than imposing automatic increases in sentencing.</p>	<p>2/11: Sent to Judiciary Committee (S)</p> <p>2/10/21: Introduced in Senate; sent to Committee on Committees (S)</p>

Firearms

Bill #	Sponsor(s)	Description	Status
HB 70	T. Burch J. Raymond	<p>AN ACT relating to firearms.</p> <p>Create new sections of KRS Chapter 237 to define terms; grant authority to District Court to issue search warrants to law enforcement officers to seize firearms from persons believed to be dangerous due to untreated mental illness or documented evidence of a propensity for violence; grant authority to law enforcement officers to seize firearms from persons believed to be dangerous without a warrant; establish protocols for court hearing to determine dangerousness of person and authority to prohibit person from possessing firearms; establish protocol for petitions to prove person is no longer dangerous; establish protocol for disposition of seized firearms after specified time; require the Administrative Office of the Courts to collect and publish statistics on gun seizures; establish penalties; amend KRS 16.220 to conform.</p>	<p>1/5/21: Introduced in House</p> <p>10/12/20: Prefiled</p>
HB 83	G. Brown Jr. K. Flood J. Raymond	<p>AN ACT relating to firearms and declaring an emergency.</p> <p>Create new sections of KRS Chapter 237 to specify definitions for "assault weapons," "large-capacity ammunition-feeding devices," and "ammunition sellers"; require background checks for private firearms sales; require reporting to law enforcement of firearm and ammunition thefts and losses; require the safe storage of firearms; amend KRS 395.250 to require an estate's inventory to list each firearm; amend KRS 403.735 to require judges, when issuing an order of protection, to consider whether a person against whom the order is entered should be prohibited from possessing a firearm; amend KRS 504.030 to require judges in criminal cases where a person is found not guilty by reason of insanity to demand the surrender of the defendant's firearms; amend KRS 237.104 to conform; amend KRS 506.080 to specify that the offense of facilitation includes assistance in providing firearms; amend KRS 508.020 to include physical injury to a minor by virtue of the intentional discharge of a firearm within the offense of assault in the second degree; create a new section of KRS Chapter 527 to create the offense of criminal purchase or disposal of a weapon; amend KRS 527.040 to require that the sentence for a felon in possession of a firearm be served subsequent to any other felony sentence; amend KRS 527.070 to include</p>	<p>1/5/21: Introduced in House</p> <p>1/4/20: Prefiled</p>

		<p>postsecondary education facilities within the existing ban on firearms in schools; amend KRS 532.030 to require the judge pronouncing a defendant guilty but mentally ill to demand the surrender of the person's firearms; create a new section of KRS Chapter 237 to require the State Police to promulgate administrative regulations relating to the licensing of persons to possess handguns and assault weapons, the registration of handguns and assault weapons, and the logging of firearms and ammunition sales effective January 1, 2022; amend KRS 532.025 to conform; amend KRS 237.115 to conform; repeal KRS 65.870; EMERGENCY; some provisions EFFECTIVE January 1, 2022.</p>	
HB 361	<p>T. Huff D. Fister S. Maddox R. Webber</p>	<p>AN ACT relating to preserving the right of Kentuckians to own and use firearms and declaring an emergency.</p> <p>Create a new section of KRS Chapter 237 to state legislative findings and make declarations that all federal laws and regulations commandeering state or local law enforcement to enforce federal restrictions of firearms are invalid and of no effect in Kentucky and that the General Assembly has the duty to enact all measures to prevent their enforcement; that the General Assembly has the duty to protect and defend the state and federal constitutions; that proposed presidential actions relating to the acquisition, possession, and use of firearms and accessories are violative of presidential powers and citizens' rights under the federal constitution; provide retroactive application back to January 1, 2018; EMERGENCY.</p>	<p>2/3/21: Introduced in House; sent to Committee on Committees (H)</p>
HB 445	<p>P. Flannery</p>	<p>AN ACT relating to preserving the right of Kentuckians to own and use firearms and declaring an emergency.</p> <p>Create a new section of KRS Chapter 237 to state legislative findings and make declarations that all federal laws and regulations commandeering state or local law enforcement to enforce federal restrictions of firearms are invalid and of no effect in Kentucky and that the General Assembly has the duty to enact all measures to prevent their enforcement; that the General Assembly has the duty to protect and defend the state and federal constitutions; that proposed presidential actions relating to the acquisition, possession, and use of firearms and accessories are violative of presidential powers and citizens' rights under the federal constitution; provide retroactive application back to January 1, 2018; EMERGENCY.</p>	<p>2/9/21: Introduced in House; sent to Committee on Committees (H)</p>

HB 463	L Willner N. Kulkarni J. Raymond A Scott	<p>AN ACT relating to firearms.</p> <p>Create new sections of KRS Chapter 237 to allow law enforcement officers to petition a court to issue extreme risk protection orders when a respondent poses a present danger of causing serious physical injury to themselves or others through purchasing, possessing, or receiving a firearm; establish procedures for the filing, review, hearing, termination, or renewal of the petition and orders; provide court processes and evidentiary standards; allow entry of the orders into law enforcement systems; prescribe issuance and service procedures for resulting protection orders; establish procedures for the surrender, storage, transfer, and return of firearms; establish penalties; create new sections of KRS Chapter 16 to direct the Kentucky State Police to establish the Kentucky Voluntary No Sell Firearms List to prohibit the possession, sale, or transfer of firearms to individuals who voluntarily request to be added the list; prescribe procedures for application for entry and removal from the list; establish penalties; amend KRS 16.220 to direct proceeds of an auctioned firearm confiscated pursuant to a protective order to go to the firearm owner; amend KRS 237.110 to exclude persons subject to protection order from eligibility for license to carry a concealed weapon; amend KRS 431.015 to allow warrantless arrest for violation of protection order; amend 431.076 to allow expungement of records of dismissed petitions.</p>	2/10/21: Introduced in House; sent to Committee on Committees (H)
HB 502	G. Brown Jr.	<p>AN ACT relating to firearms and declaring an emergency.</p> <p>Create new sections of KRS Chapter 237 to specify definitions for "assault weapons," "large-capacity ammunition-feeding devices," and "ammunition sellers"; require background checks for private firearms sales; require reporting to law enforcement of firearm and ammunition thefts and losses; require the safe storage of firearms; amend KRS 395.250 to require an estate's inventory to list each firearm; amend KRS 403.735 and 456.050 to require judges, when issuing an order of protection or interpersonal protective order, to consider whether a person against whom the order is entered should be prohibited from possessing an firearm; amend KRS 504.030 to require judges in criminal cases where a person is found not guilty by reason of insanity to demand the surrender of the defendant's firearms; amend KRS 237.104 to conform; amend KRS 506.080 to specify that the offense of facilitation includes assistance in providing firearms; amend KRS 508.020 to include physical injury to a minor by virtue of the intentional discharge of a firearm within the offense of assault in the second</p>	2/11/21: Introduced in House; sent to Committee on Committees (H)

		degree; create a new section of KRS Chapter 527 to create the offense of criminal purchase or transfer of a firearm; amend KRS 527.040 to require that the sentence for a felon in possession of a firearm be served subsequent to any other felony sentence; amend KRS 527.070 to include postsecondary education facilities within the existing ban on firearms in schools; amend KRS 532.030 to require the judge pronouncing a defendant guilty but mentally ill to demand the surrender of the person's firearms; create a new section of KRS Chapter 237 to require the State Police to promulgate administrative regulations relating to the licensing of persons to possess handguns and assault weapons, the registration of handguns and assault weapons, and the logging of firearms and ammunition sales effective January 1, 2022; amend KRS 532.025 to conform; amend KRS 237.115 to conform; repeal KRS 65.870; EMERGENCY; some provisions EFFECTIVE January 1, 2022.	
SB 229	P. Hornback	<p>AN ACT relating to crisis aversion and rights retention orders.</p> <p>Create new sections of KRS Chapter 237 to state how to interpret the Act; define terms; allow law enforcement officers to petition a court to issue crisis aversion and rights retention orders when a respondent poses a present danger of causing serious physical injury to themselves or others through purchasing, possessing, or receiving a firearm; establish procedures for the filing, review, hearing, termination, or renewal of the petition and orders; provide court processes and evidentiary standards; allow entry of the orders into law enforcement systems; prescribe issuance and service procedures for resulting protection orders; establish procedures for the surrender, storage, transfer, and return of firearms; establish penalties; allow for recognition and enforcement of foreign orders; amend KRS 431.015 to allow warrantless arrest for violations of the orders; amend KRS 31.110 and 431.076 to conform.</p>	2/10/21: Introduced in Senate; sent to Committee on Committees (S)
SB 254	A Southworth B. Storm	<p>AN ACT relating to preserving the right of Kentuckians to own and use firearms and declaring an emergency.</p> <p>State legislative findings; create a new section of KRS Chapter 237 to declare that all federal laws and regulations commandeering state or local law enforcement to enforce federal restrictions of firearms are invalid and of no effect in Kentucky and that the General Assembly has the duty to enact all measures to prevent their enforcement; that the General Assembly has the duty to protect and defend the state and federal constitutions; that proposed presidential actions relating to</p>	2/11/21: Introduced in Senate; sent to Committee on Committees (S)

		the acquisition, possession, and use of firearms and accessories are violative of presidential powers and citizens' rights under the federal constitution; provide retroactive application back to January 1, 2018; EMERGENCY.	
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Immigration

Bill #	Sponsor(s)	Description	Status
HB 242	L. Bechler B. Reed K. King	<p>AN ACT relating to compliance with state and federal law.</p> <p>Amend KRS 65.133 to require local law enforcement agencies and Kentucky State Police to enforce all laws; create a new section of KRS Chapter 65 to define terms, including "sanctuary" and "sanctuary policy"; prohibit local governments from adopting sanctuary policies; establish hearing procedures for determination of sanctuary status; provide for the withholding of state funding from sanctuaries; create new sections of KRS Chapter 164 to prohibit postsecondary educational institutions from enrolling, employing, or contracting with illegal aliens; require postsecondary educational institutions to keep records of immigration status; provide for the withholding of state funding from postsecondary educational institutions that enroll, employ, or contract with illegal aliens; limit who may be considered a Kentucky resident for in-state tuition purposes; EFFECTIVE in part January 1, 2022.</p>	1/9/21: Introduced in House; sent to Committee on Committees (H)

Victim Protections

Bill #	Sponsor(s)	Description	Status
HB 45	R. Roberts J. Jenkins N. Kuklarni A Scott L. Willner	AN ACT relating to leave from employment. Amend KRS 337.415, relating to court-ordered appearances by employees, to prohibit employers from discharging or retaliating against an employee who is a crime victim when the employee takes leave to attend proceedings associated with a crime; require an employee to give an employer reasonable notice to take leave when practicable; provide guidelines for use of paid leave; require the employer to maintain confidentiality of records and communication with employee crime victim; create a private right of action for improper discharge, discrimination, retaliation, and failing to maintain confidentiality; define terms; amend KRS 337.990 to establish penalties in the case of violation by employer.	1/5/21: Introduced in House; sent to Committee on Committees (H) 9/16/20: Prefiled
HB 78	N. Kulkarni K. Flood J. Raymond	AN ACT relating to unemployment insurance. Amend KRS 341.370 to prohibit disqualification from benefits for workers unemployed as a result of domestic violence and abuse, dating violence and abuse, sexual assault, or stalking; amend KRS 341.530 to charge benefits to pooled account for workers displaced from employment through domestic or dating violence and abuse, sexual assault, or stalking; amend KRS 341.125 to require the secretary to provide training to personnel who process claims related to domestic or dating violence and abuse, sexual assault, or stalking and to report to the Legislative Research Commission annually the number of claims paid involving domestic or dating violence and abuse, sexual assault, or stalking; amend KRS 341.360 to conform.	1/5/21: Introduced in House; sent to Committee on Committees (H) 10/28/20: Prefiled
HB 273	C. Freeland	AN ACT relating to public records and declaring an emergency. Amend KRS 61.878 to exclude from the Open Records Act photographs or videos that depict a person's death, killing, rape, or sexual assault or abuse; cite as the Bailey Holt-Preston Cope Victims Privacy Act; EMERGENCY.	2/9: 3 rd reading, passed House 93-1; received in Senate 2/4: 2 nd reading, to Rules; posted for passage in Regular Orders of Day for 2/9 2/3: Reported favorably, 1 st reading, to Calendar

			<p>2/2: Sent to Judiciary Committee (H); posted in committee</p> <p>1/13/21: Introduced in House; sent to Committee on Committees (H)</p>
HB 310	S. Heavrin K. King	<p>AN ACT relating to victims of sex offenses.</p> <p>Amend KRS 439.340 to require notice and hearings prior to parole of persons convicted of a Class D felony classified as a sex crime under KRS 17.500; amend KRS 510.037, 456.010, and 403.720 to clarify that inchoate offenses are included in the statutory offenses.</p>	<p>2/2/21: Introduced in House; sent to Committee on Committees (H)</p>
SB 130	D. Carroll	<p>AN ACT relating to public records and declaring an emergency.</p> <p>Amend KRS 61.878 to exclude from the Open Records Act photographs or videos that depict a person's death, killing, rape, or sexual assault or abuse; cite as the Bailey Holt-Preston Cope Victims Privacy Act; EMERGENCY.</p>	<p>2/4: Sent to State & Local Government Committee (S)</p> <p>2/2/21: Introduced in Senate; sent to Committee on Committees (S)</p>

Vulnerable Adults

Bill #	Sponsor(s)	Description	Status
HB 160	M. Hart	AN ACT relating to individuals with intellectual and developmental disabilities. Create a new section of KRS 210.005 to 210.366 to establish the rights of individuals with intellectual disabilities; cite as the Frank Huffman Act.	1/5/21: Introduced in House; sent to Committee on Committees (H)
HB 466	M. Hart	AN ACT relating to assault on a service animal. Amend KRS 525.200 to remove the exemption of assistance dogs from the definition of a service dog.	2/10/21: Introduced in House; sent to Committee on Committees (H)
SB 26	P. Wheeler	AN ACT relating to sex offender registrants. Amend KRS 17.545 to prohibit sex offender registrants from being on the grounds of a senior citizen center.	1/5/21: Introduced in Senate; sent to Committee on Committees (S) 11/12/20: Prefiled
SB 35	D. Carroll	AN ACT relating to assisted-living communities Create a new section of KRS 194A.700 to 194A.729 to prohibit certification or certification renewal of an assisted-living community if it is owned, managed, or operated by any person convicted of certain crimes or listed on an abuse list; exempt owner of an assisted-living facility certified as of July 1, 2020; amend KRS 194A.700 to amend definitions; amend KRS 194A.707 to make changes to the appeals and renewal processes; amend KRS 194A.717 to prohibit on-site staff person from being shared with another level of care; amend KRS 194A.723 to permit the cabinet to initiate injunctive relief in Circuit Court.	2/2: Sent to Health & Welfare Committee (S) 1/5/21: Introduced in Senate; sent to Committee on Committees (S) 9/18/20: Prefiled
SB 61	S. Meredith R. Mills	AN ACT relating to direct-care staff. Amend KRS 216.710 to establish definitions for "direct-care staff member" , "Facilities or programs," and "recipient"; create a new section of KRS 216.710 to 216.716 to require direct-care staff who provide care for a client with Alzheimer's or another form of dementia within the client's home to receive initial and ongoing training that is approved by the Cabinet for Health and Family Services; require facilities or programs to provide cabinet-approved training and certificates of completion to direct-care staff who work with clients with Alzheimer's or another form of dementia; establish a penalty for violations; require the Cabinet for Health and Family Services to promulgate administrative	2/4: Received in House 2/3: 3 rd reading, passed Senate 34-1 2/2: 2 nd reading, to Rules; posted for passage in Regular Orders of Day for 2/3 1/13: Reported favorably, 1 st reading, to Calendar

		<p>regulations to implement, monitor, and enforce the requirements of this section and to establish standards for approved trainings; amend KRS 216.935 to establish definitions for "direct-care staff member," "Facilities or programs" , and "recipient"; create a new section of KRS 216.935 to 216.939 to require direct-care staff who provide care for a client with Alzheimer's or another form of dementia within the client's home to receive initial and ongoing training that is approved by the Cabinet for Health and Family Services; require facilities or programs to provide cabinet-approved training and certificates of completion to direct-care staff who work with clients with Alzheimer's or another form of dementia; establish a penalty for violations; require the Cabinet for Health and Family Services to promulgate administrative regulations to implement, monitor, and enforce the requirements of this section and to establish standards for approved trainings.</p>	<p>1/8: Sent to Health and Welfare Committee (S)</p> <p>1/5/21: introduced in Senate; sent to Committee on Committees (S)</p>
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