

1 AN ACT relating to sex offender registration fees and making an appropriation
2 therefor.

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

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

6 *(1) For each year the registrant is required to register pursuant to KRS 17.520, the*
7 *registrant shall pay a registration fee of one hundred fifty dollars (\$150) to the*
8 *Department of Kentucky State Police on or before the registrant's birthday. The*
9 *fee shall be deposited by the department into the sex offender registry fund*
10 *established in Section 2 of this Act.*

11 *(2) The Department of Kentucky State Police shall waive the annual registration fee*
12 *if the registrant is found by a court of competent jurisdiction to be an indigent*
13 *person as defined in KRS 31.100.*

14 *(3) The registrant shall not be prevented from registering or updating information in*
15 *accordance with KRS 17.510 because of failure to pay the annual registration*
16 *fee.*

17 *(4) Any registrant whose fee has not been waived by the Department of Kentucky*
18 *State Police under subsection (2) of this section and who knowingly violates*
19 *subsection (1) of this section, is guilty of a violation with a fine of up to two*
20 *hundred fifty dollars (\$250) for the first offense and a Class B misdemeanor for*
21 *each subsequent offense. Any fines collected pursuant to this subsection shall be*
22 *deposited into the general fund.*

23 *(5) This section shall not operate retroactively, and shall apply only to a registrant*
24 *that commits a sex crime, a criminal offense against a victim who is a minor, or*
25 *an offense requiring registration under KRS 17.510(6) or (7), on or after January*
26 *1, 2019.*

27 ➔SECTION 2. A NEW SECTION OF KRS 17.500 TO 17.580 IS CREATED TO

1 READ AS FOLLOWS:

- 2 (1) The sex offender registry fund is created as a restricted fund that shall consist of
3 money deposited pursuant to Section 1 of this Act and shall be appropriated for
4 the purposes set forth in subsection (2) of this section. The Department of
5 Kentucky State Police shall administer the fund.
- 6 (2) All funds in the sex offender registry fund shall be appropriated as follows:
- 7 (a) One hundred dollars (\$100) to the Department of Kentucky State Police for
8 maintaining the sex offender registry in accordance with KRS 17.500 to
9 17.580 and for capturing those who commit sex crimes or criminal offenses
10 against a victim who is a minor;
- 11 (b) Twenty-five dollars (\$25) to Prevent Child Abuse Kentucky; and
- 12 (c) Twenty-five dollars (\$25) to the Kentucky Association of Children's
13 Advocacy Centers.
- 14 (3) Notwithstanding KRS 45.299, any money remaining in the fund at the close of
15 the fiscal year shall not lapse but shall be carried forward.
- 16 (4) Any interest earnings of the fund shall become a part of the fund.