

1 AN ACT relating to home incarceration.

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

3 ➔Section 1. KRS 532.245 is amended to read as follows:

4 (1) Time spent in pretrial home incarceration pursuant to KRS 431.517 shall be
5 credited against the maximum term of imprisonment assessed to the defendant upon
6 conviction. **Notwithstanding KRS 532.200, a defendant who spent time in pretrial**
7 **home incarceration pursuant to KRS 431.517 shall not be required to have**
8 **participated in a global positioning monitoring system program to receive credit.**

9 Time credited under this section shall be calculated in accordance with KRS
10 532.120.

11 (2) Violation of the terms of pretrial home incarceration shall be deemed an
12 interruption of the defendant's home incarceration. The interruption shall begin at
13 the time of the violation and shall continue until a court revokes home incarceration
14 or otherwise acts on the violation. Time spent in pretrial home incarceration prior to
15 the violation shall be credited against the maximum term of imprisonment assessed
16 to the defendant upon conviction for the original charge.

17 (3) This section shall apply to defendants sentenced on or after July 12, 2012.