

1 AN ACT relating to discriminatory practices by state agencies.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 344 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in Sections 1 and 2 of this Act:*

6 *(a) "Computer" means an electronic device that has the ability to store,*
7 *retrieve, or process information;*

8 *(b) "Digital identification" means any electronic process, procedure, or*
9 *documentation used to verify an individual's name, likeness, or other traits*
10 *unique to the individual;*

11 *(c) "Mobile device" means a portable device that has the capability to connect*
12 *to the Internet or communicate with other cellular devices;*

13 *(d) "Resident of the Commonwealth" means:*

14 *1. An individual residing in the Commonwealth;*

15 *2. A domestic business entity with a location in the Commonwealth;*

16 *3. A foreign business entity registered with the Secretary of State;*

17 *4. An individual that is employed and works at a location or locations*
18 *within the Commonwealth;*

19 *5. An individual or business entity that owns real property within the*
20 *Commonwealth; or*

21 *6. Any individual or business entity that has been authorized to act on*
22 *behalf of an individual or business entity defined in subparagraphs 1.*
23 *to 5. of this paragraph; and*

24 *(e) "State agency" means any department, commission, council, board,*
25 *bureau, committee, institution, legislative body, agency, government*
26 *corporation, or other entity of the executive, judicial, or legislative branch*
27 *of the state government.*

1 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 344 IS CREATED TO
2 READ AS FOLLOWS:

3 **(1) It is an unlawful practice for a state agency within the Commonwealth to:**

4 **(a) Require a resident of the Commonwealth to own, operate, or communicate**
5 **with any state agency using a mobile device, computer, or digital**
6 **identification in order to receive benefits or entitlements for which the**
7 **person would otherwise be eligible. An alternate method of communication**
8 **or validation shall be provided by the state agency;**

9 **(b) Deny a resident of the Commonwealth access to any state building, agency,**
10 **or department of the state that is responsible for providing benefits or**
11 **entitlements based on ownership of a mobile device, computer, or digital**
12 **identification. An alternate method of access shall be provided by the state**
13 **agency; or**

14 **(c) Deny access to a court hearing based on ownership of a mobile device,**
15 **computer, or digital identification. An alternate method of access shall be**
16 **provided by the state agency.**

17 **(2) Sections 1 and 2 of this Act shall be subject to KRS 344.450.**

18 ➔Section 3. This Act may be cited as the Digital Identification Act.