

1 AN ACT relating to the dissemination of personally identifying information.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 525 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) For the purposes of this section:*

6 *(a) "Dissemination" means electronically publishing, posting, or otherwise*
7 *disclosing information to an Internet site or forum; and*

8 *(b) "Personally identifying information" means information that identifies or*
9 *reasonably can be used to identify an individual, including but not limited*
10 *to:*

11 *1. First and last name;*

12 *2. Social Security number or other government-issued identifier;*

13 *3. Date of birth;*

14 *4. Home or physical address;*

15 *5. Electronic-mail address or telephone number;*

16 *6. Financial account number or credit or debit card number;*

17 *7. Biometric, health, or medical data, or insurance information; or*

18 *8. School or employment locations.*

19 *(2) A person is guilty of disseminating personally identifying information about a*
20 *minor when, with the intent to intimidate, abuse, threaten, harass, or frighten a*
21 *person under the age of eighteen (18) who resides in the Commonwealth, he or*
22 *she:*

23 *(a) Intentionally disseminates the personally identifying information of:*

24 *1. The person under the age of eighteen (18); or*

25 *2. Immediate family members or household members of the minor; and*

26 *(b) The dissemination places the person under the age of eighteen (18) in*
27 *reasonable fear of physical injury.*

1 (3) This section shall apply to electronic communications originating within or
2 accessible within the Commonwealth.

3 (4) Disseminating personally identifying information about a minor is a Class D
4 felony, unless the dissemination results in:

5 (a) Physical injury to the minor, in which case it is a Class C felony;

6 (b) Monetary loss of any kind to the minor, the minor's immediate family, or
7 the minor's fellow household members, in which case it is a Class C felony;

8 or

9 (c) Death of the minor, in which case it is a Class B felony.