



VOTE YES ON SB3/SB30

Marsy's Law For Kentucky

THE PROBLEM: Kentucky is one of only fourteen states that does not provide constitutional protections for crime victims. While the accused and convicted have numerous rights codified in the Kentucky Constitution, crime victims only have statutory protections. This creates an imbalance of justice. For victims already facing tragic loss and/or physical or emotional trauma, the navigation of a complex legal system that does not protect them with the same ferocity that it does the accused and convicted often feels re-victimizing.

THE SOLUTION: By implementing Marsy's Law into the Kentucky Constitution, crime victims will have an equivalent level of legal protection as those who are accused and convicted and standing to enforce these rights, if violated.

CONSTITUTIONAL RIGHTS FOR VICTIMS OF CRIME

1. Reasonable right, upon request, to timely notice of all proceedings.
2. Right to be heard in any proceeding involving a release, plea, sentencing, or other matter involving the right of a victim other than grand jury proceedings.
3. Right to be present at the trial and all other proceedings, other than grand jury proceedings, on the same basis as the accused.
4. Right to proceedings free from unreasonable delay.
5. Right to consult with the attorney for the Commonwealth or the attorney's designee.
6. Right to reasonable protection from the accused and those acting on behalf of the accused throughout the criminal and juvenile justice process.
7. Right to timely notice, upon request, of the release or escape of the accused.
8. Right to have the safety of the victim considered in setting bail, determining whether to release the defendant and setting conditions of release after arrest and conviction.
9. Right to full restitution to be paid by the convicted or adjudicated party in a manner to be determined by the court.
10. Right to fairness and due consideration of the crime victim's safety, dignity and privacy.
11. Right to be informed of these enumerated rights.
12. Standing to assert these rights.

WHAT MARSY'S LAW DOES NOT DO:

- Does NOT guarantee outcomes.
- Does NOT infringe upon the numerous rights afforded to the accused and convicted.
- Does NOT interfere with prosecutorial discretion.
- Does NOT add a burden to the system.

Just a Few of Marsy's Law for Kentucky's Many Champions:

