

**508.140 Stalking in the first degree.**

- (1) A person is guilty of stalking in the first degree,
  - (a) When he intentionally:
    1. Stalks another person; and
    2. Makes an explicit or implicit threat with the intent to place that person in reasonable fear of:
      - a. Sexual contact as defined in KRS 510.010;
      - b. Serious physical injury; or
      - c. Death; and
  - (b)
    1. A protective order has been issued by the court to protect the same victim or victims and the defendant has been served with the summons or order or has been given actual notice; or
    2. A criminal complaint is currently pending with a court, law enforcement agency, or prosecutor by the same victim or victims and the defendant has been served with a summons or warrant or has been given actual notice; or
    3. The defendant has been convicted of or pled guilty within the previous five (5) years to a felony or to a Class A misdemeanor against the same victim or victims; or
    4. The act or acts were committed while the defendant had a deadly weapon on or about his person.
- (2) Stalking in the first degree is a Class D felony.

**Effective:** July 14, 2000

**History:** Amended 2000 Ky. Acts ch. 401, sec. 14, effective July 14, 2000. -- Created 1992 Ky. Acts ch. 443, sec. 2, effective July 14, 1992.