

403.762 Request for modification of global positioning monitoring order -- Hearing.

- (1) At any time following three (3) months since the entry of the order requiring the respondent to wear a global positioning monitoring system device, the respondent may apply to the court issuing the order for a modification shortening the duration of the order or rescinding the order.
- (2) Prior to acting on the respondent's request, the court shall conduct a hearing during which the opinions of both the respondent and petitioner and the evidence supporting or controverting the respondent's request shall be heard and considered by the court.
- (3) If the respondent has not violated the order requiring that the respondent wear a global positioning monitoring system device, the court may shorten the duration which the respondent shall be required to wear the global positioning monitoring system device or may vacate the order.
- (4) If the court denies a respondent's application to shorten the time for wearing a global positioning monitoring system device or to vacate the order, the respondent shall not make another application to the court for a period of six (6) months from the date of the denial of the previous application.

Effective: July 15, 2010

History: Created 2010 Ky. Acts ch. 170, sec. 8, effective July 15, 2010.