

1 AN ACT relating to crimes and punishments.

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

3 ➔Section 1. KRS 502.010 is amended to read as follows:

4 (1) A person is guilty of an offense committed by an innocent or irresponsible person  
5 when he ***or she***:

6 (a) Acts with the culpability that is sufficient for commission of that offense; and

7 (b) Causes that innocent or irresponsible person to engage in conduct constituting  
8 the offense.

9 (2) As used in this section, an "innocent or irresponsible person" includes anyone who  
10 is not guilty of the offense in question, despite his ***or her*** participation, because of:

11 (a) Criminal irresponsibility or other legal incapacity or exemption; or

12 (b) Unawareness of the criminal nature of the conduct in question or the  
13 defendant's criminal purpose; or

14 (c) Any other factor precluding the mental state sufficient for the commission of  
15 the offense in question.