

Supreme Court of Kentucky

IN RE:
ORDER AMENDING
KENTUCKY RULES OF EVIDENCE (KRE)

2004-1

In accord with KRE 1102(a), and the Chief Justice having reported to the Kentucky General Assembly proposed changes to KRE 804(5), and the General Assembly not having disapproved amendment to the Rules of Evidence by resolution during the 2004 Regular Session, the Kentucky Rules of Evidence are hereby amended, effective July 1, 2004, as follows:

A new subsection (5) of KRE 804(b) shall read:

Rule 804 Hearsay Exceptions: Declarant Unavailable

(5) Forfeiture by wrongdoing. A statement offered against a party that has engaged or acquiesced in wrongdoing that was intended to, and did, procure the unavailability of the declarant as a witness.

All concur.

ENTERED: June 10, 2004.


CHIEF JUSTICE