

**514.030 Theft by unlawful taking or disposition -- Penalties.**

- (1) Except as otherwise provided in KRS 217.181, a person is guilty of theft by unlawful taking or disposition when he unlawfully:
  - (a) Takes or exercises control over movable property of another with intent to deprive him thereof; or
  - (b) Obtains immovable property of another or any interest therein with intent to benefit himself or another not entitled thereto.
- (2) Theft by unlawful taking or disposition is a Class A misdemeanor unless:
  - (a) The property is a firearm (regardless of the value of the firearm), in which case it is a Class D felony;
  - (b) The property is anhydrous ammonia (regardless of the value of the ammonia), in which case it is a Class D felony unless it is proven that the person violated this section with the intent to manufacture methamphetamine in violation of KRS 218A.1432, in which case it is a Class B felony for the first offense and a Class A felony for each subsequent offense;
  - (c) The property is one (1) or more controlled substances valued collectively at less than ten thousand dollars (\$10,000), in which case it is a Class D felony;
  - (d) The value of the property is five hundred dollars (\$500) or more but less than ten thousand dollars (\$10,000), in which case it is a Class D felony;
  - (e) The value of the property is ten thousand dollars (\$10,000) or more but less than one million dollars (\$1,000,000), in which case it is a Class C felony;
  - (f) The value of the property is one million dollars (\$1,000,000) or more but less than ten million dollars (\$10,000,000), in which case it is a Class B felony; or
  - (g) The value of the property is ten million dollars (\$10,000,000) or more, in which case it is a Class B felony.
- (3) Any person convicted under subsection (2)(g) of this section shall not be released on probation or parole until he or she has served at least fifty percent (50%) of the sentence imposed, any statute to the contrary notwithstanding.

**Effective:** June 25, 2013

**History:** Amended 2013 Ky. Acts ch. 82, sec. 1, effective June 25, 2013. -- Amended 2009 Ky. Acts ch. 106, sec. 6, effective June 25, 2009. -- Amended 2000 Ky. Acts ch. 233, sec. 8, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 301, sec. 9, effective July 15, 1998. -- Amended 1994 Ky. Acts ch. 314, sec. 2, effective July 15, 1994. -- Amended 1992 Ky. Acts ch. 451, sec. 1, effective July 14, 1992. -- Created 1974 Ky. Acts ch. 406, sec. 119, effective January 1, 1975.