

61.797 Civil action for violation -- Damages.

- (1) A person alleging a violation of KRS 61.791 to 61.799 may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one (1) of the following, as appropriate:
 - (a) A sum of money that reflects the actual damages caused by each violation of KRS 61.791 to 61.799;
 - (b) A sum of money not less than two thousand five hundred dollars (\$2,500) to compensate for injury or loss caused by each violation of KRS 61.791 to 61.799; or
 - (c) For an intentional violation, a sum of money not to exceed three (3) times the sum described in paragraph (b) of this subsection.
- (2) A court, in rendering a judgment in an action brought under KRS 61.791 to 61.799, may award all or a portion of the costs of litigation, including reasonable attorney fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.
- (3) A person who knowingly violates KRS 61.791 to 61.799 is guilty of a Class B misdemeanor under KRS 532.020(3), and may be subject to a fine of not more than one thousand dollars (\$1,000).

Effective: June 29, 2023

History: Created 2023 Ky. Acts ch. 127, sec. 4, effective June 29, 2023.