

49.130 Conditions of awards.

An award shall be made only after consideration of the facts surrounding the matter in controversy, and no award shall be made unless the commission is of the opinion that the damage claimed was caused by such negligence on the part of the Commonwealth or its agents as would entitle claimant to a judgment in an action at law if the state were amenable to such action.

Effective: June 29, 2017

History: Repealed, reenacted, renumbered, and amended 2017 Ky. Acts ch. 74, sec. 13, effective June 29, 2017. -- Amended 1960 Ky. Acts ch 25, sec. 6. -- Amended 1950 Ky. Acts ch 50, sec. 5. -- Created 1946 Ky. Acts ch 189, sec 2.

Formerly codified as KRS 44.120.

Formerly codified as KRS 176.340.