

### **321.990 Penalties.**

- (1) Any person who violates or aids in the violation of KRS 321.190, 321.201, 321.207, 321.236, 321.441, or 321.443 for practicing or for performing services without a credential required by the board shall be guilty of a misdemeanor upon conviction in court, and shall be sentenced to jail for not less than ten (10) days nor more than ninety (90) days per violation.
- (2) Any person exercising or attempting to exercise control over, interfering with, or attempting to influence the professional judgment of a credential holder in any manner, including through coercion, collusion, extortion, inducement, or intimidation, shall be guilty of a misdemeanor upon conviction in court, and shall be sentenced to jail for not less than ten (10) days nor more than ninety (90) days per violation.
- (3) Any person who resists, obstructs, interferes with, threatens, attempts to intimidate, or in any other manner interferes with an agent of the board or who willfully refuses to obey their lawful orders shall be guilty of a misdemeanor upon conviction in court, and shall be sentenced to jail for not more than thirty (30) days for each offense.
- (4) Each day or part of a day that a violation continues is a separate violation and subject to daily penalties.
- (5) Nothing in this section shall limit, preclude, or supersede the board's power to:
  - (a) Impose fines for a violation of this chapter or any administrative regulations promulgated under this chapter;
  - (b) Deny, restrict, or revoke a license issued under this chapter or administrative regulations promulgated under this chapter; and
  - (c) Impose any other form of discipline based on a conviction under this section or as otherwise authorized by this chapter or administrative regulations promulgated under this chapter.

**Effective:** June 29, 2023

**History:** Amended 2023 Ky. Acts ch. 95, sec. 31, effective June 29, 2023. -- Amended 2016 Ky. Acts ch. 116, sec. 18, effective July 15, 2016. -- Amended 1998 Ky. Acts ch. 126, sec. 4, effective July 15, 1998. -- Amended 1996 Ky. Acts ch. 318, sec. 283, effective July 15, 1996. -- Amended 1992 Ky. Acts ch. 299, sec. 22, effective July 14, 1992. -- Created 1948 Ky. Acts ch. 181, sec. 26.

**History for former KRS 321.990:** Repealed 1948 Ky. Acts ch. 181, sec. 28. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 63b-11, 63b-13.

**Legislative Research Commission Note (7/14/92).** This statute was created in 1992 Ky. Acts ch. 299, which contains the enrolled text of Senate Bill 250. A committee substitute for this bill was adopted by the House with a floor amendment, and the Senate subsequently concurred in this action by the House; this amended substitute thus became the enrolled version of the bill. In drafting the House Committee Substitute, the original Section 10 of the bill was deleted in its entirety, but internal section references within the bill were not renumbered to reflect this deletion. Therefore, in codifying this statute, the internal section reference within Acts ch. 299, sec. 22, has been changed pursuant to KRS 7.136(1).