

1 AN ACT relating to legal actions.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 454.478 is amended to read as follows:

4 **(1)** On a motion under KRS 454.464, or the appeal of an order granting or denying a  
5 motion under KRS 454.464, the court shall award court costs, reasonable attorney's  
6 fees, and reasonable litigation expenses related to the motion:

7 **(a)**~~(1)~~ To the moving party if the moving party prevails on the motion; or

8 **(b)**~~(2)~~ To the responding party if the responding party prevails on the motion  
9 and the court finds that the motion was brought without good cause.

10 **(2)** ***If the court finds that the responding party has not fully paid any attorney's fees***  
11 ***and costs imposed under this section within sixty (60) days from final judgment,***  
12 ***the court may declare that the responding party is a vexatious litigant and may***  
13 ***enjoin the responding party from filing any additional actions until the attorney's***  
14 ***fees and costs are paid.***

15 **(3)** ***Upon a second or subsequent order granting a motion under KRS 454.464 in***  
16 ***favor of the moving party against the same responding party, the court may find***  
17 ***the responding party to be a vexatious litigant and may issue an anti-suit***  
18 ***injunction against the responding party, subjecting any future actions, or***  
19 ***category of actions, to a court screening requirement prior to the acceptance of***  
20 ***any filing by the clerk of the court.***