

1 AN ACT relating to loss of consortium.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 411 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Consortium" means the right to the services, assistance, aid, society, or*
7 *companionship between a parent and his or her child; and*

8 *(b) "Total and permanent disability" means the inability to do any substantial*
9 *gainful activity by reason of any medically determinable physical or mental*
10 *impairment which can be expected to result in death or which has lasted or*
11 *can be expected to last for a continuous period of not less than twelve (12)*
12 *months.*

13 *(2) A child may recover damages against a third person for loss of consortium*
14 *resulting from a negligent or wrongful act of the third person when the act*
15 *caused the death or total and permanent disability of a parent.*