

**49.460 Subrogation.**

- (1) No right of action at law against a person who has committed a criminal act for damages as a consequence of such act shall be lost as a consequence of receiving benefits under the provisions of KRS 49.270 to 49.490. In the event any person receiving benefits under KRS 49.270 to 49.490 additionally seeks a remedy for damages from the person or persons who have committed the criminal act resulting in damages, then and in that event the commission shall be subrogated to and have a lien upon any recovery so made to the extent of the payments made by the state to or on behalf of such person under KRS 49.270 to 49.490.
- (2) If compensation is awarded, the state is subrogated to all the claimant's rights to receive or recover benefits or advantages, for economic loss for which and to the extent only that compensation is awarded from a source which is, or, if readily available to the victim or claimant would be, a collateral source.

**Effective:** June 29, 2017

**History:** Repealed, reenacted, renumbered, and amended 2017 Ky. Acts ch. 74, sec. 46, effective June 29, 2017. -- Created 1976 Ky. Acts ch. 263, sec. 17.

**Formerly codified as** KRS 346.170.