

216C.190 When panel's delay in rendering opinion permits filing complaint in court -- Explanation of delay. (Declared void â€“ See LRC Note Below)

If the panel has not given its opinion within nine (9) months after the filing of the proposed complaint, the plaintiff may commence the action in court. The panel shall submit a report to the parties, stating the reasons for the delay, and may continue its work to reach an opinion.

Effective: June 29, 2017

History: Created 2017 Ky. Acts ch. 22, sec. 20, effective June 29, 2017.

Legislative Research Commission Note (11/15/2018). On November 15, 2018, the Kentucky Supreme Court ruled that the 2017 Medical Review Panel Act, of which this section is part, violated Kentucky Constitution Section 14's guarantee of a right of access to the courts to obtain a remedy for injury and is, therefore, void in its entirety.