

224.1-070 Civil liability of persons polluting waters -- State may sue.

Where the injury, death, or destruction of fish or other wildlife results from pollution as defined in KRS 224.1-010 or from any violation of the orders, rules, regulations, or other determinations of the cabinet, the person responsible therefor shall be liable to the Commonwealth in an amount reasonably necessary to restock or replenish such fish or wildlife. The Commonwealth shall, in addition to the penalties provided for in KRS 224.99-010, be empowered to seek the recovery of such damages in any court of competent jurisdiction in this Commonwealth in the event the person responsible fails or refuses to pay for the restocking or replenishing of such fish or wildlife in the water or area affected.

Effective: June 17, 1978

History: Amended 1978 Ky. Acts ch. 384, sec. 88, effective June 17, 1978. -- Amended 1972 (1st Extra. Sess.) Ky. Acts ch. 3, sec. 44, effective January 1, 1973. -- Created 1966 Ky. Acts ch. 21, sec. 6, effective June 16, 1960.

KRS 224.01-070 formerly codified as KRS 224.110.

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