

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.