

131.626 State entitled to recover costs of enforcement action -- Tobacco control special fund created.

- (1) In any action brought by the state to enforce KRS 131.604 to 131.630, the state shall be entitled to recover the costs of investigation, expert witness fees, costs of the action, and reasonable attorney fees from any entity or person found to be in violation of KRS 131.604 to 131.630.
- (2) If a court determines that a person has violated KRS 131.604 to 131.630, the court shall order any profits, gain, gross receipts, or other benefit from the violation to be relinquished and paid to the State Treasurer for deposit in the tobacco control special fund, which is hereby created. Moneys in the fund shall be used for the sole purpose of enforcement of KRS 131.604 to 131.630. Unless otherwise expressly provided, the remedies or penalties provided by KRS 131.604 to 131.630 are cumulative to each other and to the remedies or penalties available under all other laws of this state.

Effective: April 6, 2003

History: Created 2003 Ky. Acts ch. 194, sec. 12, effective April 6, 2003.