

44.120 Conditions of awards.

An award shall be made only after consideration of the facts surrounding the matter in controversy, and no award shall be made unless the board is of the opinion that the damage claimed was caused by such negligence on the part of the Commonwealth or its agents as would entitle claimant to a judgment in an action at law if the state were amenable to such action.

History: Amended 1960 Ky. Acts ch. 25, sec. 6. -- Amended 1950 Ky. Acts ch. 50, sec. 5. -- Created 1946 Ky. Acts ch. 189, sec. 2.

Formerly codified as KRS 176.340.