

1 AN ACT relating to crimes and punishments.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 190.990 is amended to read as follows:

4 (1) Except as provided in subsection (5) of this section, any person who violates or  
5 causes, aids, or abets any violation of any provision of KRS 190.010 to 190.080 and  
6 KRS Chapter 190A, as such provisions apply, respectively, to new motor vehicle  
7 dealers, new recreational vehicle dealers, manufacturers, distributors, factory  
8 branches, or factory representatives, or any order, rule or regulation lawfully issued  
9 pursuant to authority granted by KRS 190.010 to 190.080 shall be fined not less  
10 than twenty-five dollars (\$25) nor more than five hundred dollars (\$500), or  
11 imprisoned for not more than thirty (30) days, or both. Any person who violates  
12 paragraphs (l), (m) or (n) of subsection (1) of KRS 190.040 may also be subject to a  
13 suspension or revocation sentence of not more than a year effective only in the  
14 territory formerly served by the unfairly canceled dealer, except that in a  
15 metropolitan area serviced by several dealers handling the same motor vehicle or  
16 recreational vehicle, the suspension or revocation order shall not be applicable to  
17 the remaining dealers.

18 (2) Any person who willfully and intentionally violates any provision of KRS 190.090  
19 to 190.140 shall be guilty of a misdemeanor and upon conviction shall be punished  
20 by a fine not exceeding five hundred dollars (\$500).

21 (3) A willful violation of KRS 190.100 or 190.110 by any person shall bar his recovery  
22 of any finance charge, delinquency, or collection charge on the retail installment  
23 contract involved.

24 (4) Any person who willfully violates KRS 190.270 to 190.320 shall be subject to a  
25 penalty of five thousand dollars (\$5,000) per violation, which may be recovered on  
26 behalf of the Commonwealth by the Attorney General.

27 ~~[(5) Any person who willfully and fraudulently gives a false statement as to the total and~~

1       ~~actual consideration paid for a motor vehicle under KRS 138.450 shall be guilty of a~~  
2       ~~Class D felony and shall be fined not less than two thousand dollars (\$2,000) per~~  
3       ~~offense.]~~