

Supreme Court of Kentucky

IN RE:
ORDER AMENDING
RULES OF CRIMINAL PROCEDURE (RCr)

2016-07

The following rule amendment shall become effective October 1, 2016.

RULES OF CRIMINAL PROCEDURE (RCr)

I. RCr 11.06 Restitution

New rule RCr 11.06 shall read:

- (1) When ordering restitution pursuant to KRS 532.032, 532.033, 533.020, and 533.030(3), the court shall not order the defendant to pay interest on the restitution.
- (2) An order of restitution shall not preclude the owner of property or the victim who suffered personal physical or mental injury or out-of-pocket loss of earnings or support or other damages, including interest, from pursuing a civil action against the defendant.
- (3) A civil verdict shall be reduced by the amount paid under the restitution.

All sitting. All concur, except Cunningham, J., dissents.

ENTERED: September 21, 2016.


CHIEF JUSTICE