



1 reimbursement for the ticket and payment of the flight-change  
2 fee is in addition to any other remedy the ticket purchaser  
3 may have against the airline.

4 (2) Subsection (1) does not apply if the flight delay  
5 or cancellation is caused by:

6 (a) Inclement weather;

7 (b) An immediate terrorist threat;

8 (c) International conditions that are not related to  
9 terrorism, including riots, civil unrest, embargoes, or war;

10 or

11 (d) A condition outside the control of the airline.

12 (3) The term "terrorist threat" means a threat of a  
13 violent act or threat of an act that is dangerous to human  
14 life, that is a violation of the criminal laws of this state  
15 or of the United States, and that is intended to:

16 (a) Intimidate, injure, or coerce a civilian  
17 population;

18 (b) Influence the policy of a government by  
19 intimidation or coercion; or

20 (c) Affect the conduct of a government through  
21 destruction of property, assassination, murder, kidnapping, or  
22 aircraft piracy.

23 (4) In addition to any other penalties or remedies  
24 provided by law, a person aggrieved by a knowing and willful  
25 violation of this section may bring a civil action in a court  
26 of competent jurisdiction against the airline for the recovery  
27 of actual and consequential damages, court costs, and  
28 reasonable attorney's fees.

29 (5) An airline that violates this section two or more  
30 times within a calendar year commits a misdemeanor of the  
31

