

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2024 REGULAR SESSION  
**Unofficial Document**

Amend printed copy of **SB 349/GA**

Beginning on page 1, line 3, and continuing through page 15, line 15, delete Sections 1 and 2 of the Act in their entirety and insert in lieu thereof the following:

"➔SECTION 1. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

**(1) Except as otherwise provided in KRS 278.010 to 278.450, within fourteen (14) days of the acceptance of an administratively complete application submitted to it by a utility pursuant to KRS 278.018, 278.020, 278.216, 278.218, 278.271, or 278.300, the commission shall enter a procedural schedule setting reasonable deadlines for:**

**(a) Motions for intervention;**

**(b) No more than two (2) rounds of intervenor requests for information;**

**(c) Intervenor testimony;**

**(d) No more than one (1) request for information to intervenors;**

**(e) Rebuttal testimony;**

**(f) A hearing, if any;**

**(g) Post-hearing requests for information and briefing; and**

**(h) An order on the application in the case.**

**(2) Nothing in this section shall be construed to limit the authority of the commission to conduct investigations and enter orders pursuant to KRS 278.260 and 278.270.**"; and

Amendment No. HFA

Rep. Rep. Lindsey Burke

Committee Amendment \_\_\_\_\_

Signed: \_\_\_\_\_

Floor Amendment \_\_\_\_\_

LRD Drafter: \_\_\_\_\_

Adopted: \_\_\_\_\_

Date: \_\_\_\_\_

Rejected: \_\_\_\_\_

Doc. ID: XXXX

**Not for Filing**

Renumber subsequent sections accordingly; and

Beginning on page 15, line 25, and continuing through page 16, line 10, delete all text and insert in lieu thereof the following:

**"(2) (a) When the commission contracts for the services of a person in a professional or scientific capacity to conduct a hearing, temporary special inquiry, investigation, or examination, the nonprivileged portion of the final report prepared in fulfillment of the contract shall not be used as evidence by the commission for a finding of fact in its decision unless it has been filed within the record for the case and any parties to that proceeding have been afforded the opportunity to conduct discovery and cross-examination of any witness offering the evidence.**

**(b) Nothing in this subsection shall be construed as allowing discovery or examination rights, except as constitutionally required, against any member of the commission, commission staff, or contracted persons, or upon the deliberative process of the commission in deciding a case, including but not limited to internal work product, thoughts and impressions, and recommendations of any member of the commission, commission staff, or contracted persons."**; and

On page 16, lines 16 to 18, delete "**The application shall include a statement certifying the applicant's compliance with the requirements of Section 1 of this Act.**"; and

On page 19, line 14, delete ":" and insert ";" in lieu thereof; and

On page 19, after line 14, insert the following:

**" except that, notwithstanding any provision of this paragraph to the contrary, any source of electric power generation described in this paragraph that is capable of providing energy on demand, even if it is intermittent, shall be deemed to be dispatchable."**; and

On page 19, delete lines 15 through 20 in their entirety; and

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Renumber subsequent section accordingly.