

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2024 REGULAR SESSION
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Amend printed copy of **SB 349/GA**

On page 4, after line 12, 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 4, line 26, delete "*an eighteen (18)*" and insert "*a twenty-three (23)*" in lieu thereof; and

On page 6, line 18, delete "*and*"; and

On page 6, line 19 delete "*designee.*" and insert "*designee;*" in lieu thereof; and

On page 6, after line 19, insert the following:

19. One (1) representative with professional experience, education, or training, in North American Electric Reliability Corporation reliability standards and the interconnection of bulk electric systems;

20. One (1) member with experience in utility system operational reliability;

21. One (1) member with experience in portfolio-wide generation planning;

22. The manager of the Radiation Health Branch within the Cabinet for Health and Family Services, or designee; and

23. The director of the University of Louisville Conn Center for Renewable

Amendment No. HFA

Rep. Rep. Kim Banta

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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Energy Research, or designee."; and

On page 7, line 6, after "**membership.**" insert "**The legislative members of the commission board shall be ineligible for membership on the executive committee.**"; and

On page 8, lines 20 through 26, delete all text; and

On page 8, line 27, delete "**(j)**" and insert "**(i)**" in lieu thereof; and

On page 9, line 3, delete "**(k)**" and insert "**(j)**" in lieu thereof; and

On page 9, lines 22 through 24, delete all text; and

On page 9, line 25, delete "**(c)**" and insert "**(b)**" in lieu thereof; and

On page 11, line 2, delete "**(d)**" and insert "**(c)**" in lieu thereof; and

Beginning on page 11, line 8, and continuing through page 14, line 26, delete all text; and

On page 14, line 27, delete "**(9)**" and insert "**(7)**" in lieu thereof; and

On page 15, line 4, delete "**(10)**" and insert "**(8)**" in lieu thereof; and

On page 15, lines 5 through 15, delete Section 2 of the Act in its entirety and insert in lieu thereof the following:

"➔SECTION 2. 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;

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(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

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 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

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deemed to be dispatchable.