

SENATE

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KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2026 REGULAR SESSION

Amend printed copy of **SB 52/SCS 1**

On page 1, line 20, after "days", insert "of receipt of an administratively complete application"; and

On page 1, between lines 24 and 25, insert:

"(3) The sixty (60) day timeframe may be extended once by the state agency for up to an additional thirty (30) days by the head of the state agency upon notice to the applicant that additional time is necessary for making the permit determination."; and

On page 1, line 25, and continuing to page 2, line 11, delete subsection (3) in its entirety and insert the following in lieu thereof:

"(4) If a license or permit is not approved or denied within the timeframe established in subsection (2) of this section, the state agency shall waive and refund all fees associated with the application, and the applicant may consider the failure to act as a final action subject to administrative and judicial review. Costs and expenses, including reasonable attorney's fees, associated with an order directing the state agency to render a final decision on the application may be awarded unless the failure to have acted within the timeline is found to be justified in order to protect public health, safety, or welfare.

(5) The running of the timeline in subsection (2) of this section for issuance or denial of the application shall be tolled:

(a) From the date of issuance of a notice or letter of deficiency to an applicant

Amendment No. SFA

Rep. Sen. Reginald L. Thomas

Committee Amendment

Signed: _____

Floor Amendment

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

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requesting submittal of additional or revised information, until submittal of the requested information by the applicant; and

(b) From the date of a request for review by another state or federal agency required for a determination on the application, and receipt of a response to the request for review.; and

On page 2, line 12, delete "(4)" and insert "(6)" in lieu thereof; and

On page 2, line 13, after "question" delete ", without deference to a state agency"; and

On page 2, line 14, delete "(5)" and insert "(7)" in lieu thereof; and

On page 2, line 16, after "law", insert "or regulation"; and

On page 2, line 17, after "law", insert "or regulation".