

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF )  
INTERCONNECTION AND NET METERING ) CASE NO. 2020-00302  
GUIDELINES )

**ATTORNEY GENERAL'S SUPPLEMENTAL BRIEF**

The Attorney General of the Commonwealth of Kentucky, through his Office of Rate Intervention (“Attorney General”), submits the following Supplemental Brief to the Public Service Commission (“Commission”) in the above-styled matter as requested by the Commission in its Orders of February 4, 2026 and March 12, 2026. Specifically, the Orders allow the parties to file Supplemental Briefs.

The Attorney General filed his Initial Brief in this matter on April 19, 2021. That Initial Brief detailed several potential amendments to the Net-Metering and Interconnection Guidelines (hereinafter “NMIG”) established in Case No. 2008-00169.<sup>1</sup> These changes were largely necessitated due to changes in technology since NMIG were initially approved. The Attorney General continues to believe that the NMIG should be updated to reflect the current state of technology.

Further, the Commission instructed the parties to address the then-recent FERC Order 2222 and its requirements related to Distributed Energy Resources (“DERs”). The Attorney General’s Initial Brief discussed concerns that increased reliance on DERs

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<sup>1</sup> Administrative Case No. 2008-00169, *Development of Guidelines for Interconnection and Net Metering for Certain Generators with Capacity Up to Thirty Kilowatts* (Ky. PSC Jan. 8, 2009).

would have negative impacts on the reliability of service. In the years since the Initial Brief was filed, those concerns have only grown more acute. The markets for capacity and energy have tightened as traditional resources have been retired and partially replaced with unreliable, intermittent resources. Thus, these concerns remain. The utilities are positioned to articulate whether and how DER aggregations have impacted their operations in recent years or will impact their systems in the near term.

Nonetheless, when updating the NMIG, the Commission should be guided in part by two important considerations. First, to the extent the NMIG creates requirements related to costs, the Commission should focus on principles of cost causation. Specifically, those seeking to connect to the system should be allocated all costs driven by their usage. Billing and cost allocation are largely governed by individual utility tariffs. But to the extent those issues are touched upon in the NMIG, it is important that non-participating ratepayers are held harmless from the decisions of other individuals to adopt these technologies. Second, system reliability is of paramount importance. As we have seen in recent years, the decisions of others, whether those be neighboring states, neighboring utilities, or individual ratepayers, can have a great impact on whether a utility can serve its native load reliably. The Commission should take great care to ensure that the NMIG does not jeopardize the reliability of service to existing ratepayers.

The Attorney General appreciates that opportunity afforded by the Commission to comment on this topic.

Respectfully submitted,

RUSSELL COLEMAN  
ATTORNEY GENERAL



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*Certificate of Service and Filing*

Pursuant to the Commission's Orders dated March 16, 2020 and March 24, 2020, and in accord with all other applicable law, Counsel certifies that, on April 6, 2026, a copy of the forgoing was filed with the Commission and there are currently no parties that the Commission has excused from participation by electronic means.

A handwritten signature in blue ink, appearing to read "J. Michael..." with a long horizontal stroke at the end.

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Assistant Attorney General