

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF NUCLEAR)	CASE NO.
ENERGY, GENERATION, STORAGE, AND)	2025-00186
RELATED MATTERS)	

ORDER

The Commission opened this investigation through its June 16, 2025 Order. The Opening Order included several key procedural dates. The purpose of this Order is to establish the date of the first informal conference, as discussed in the Opening Order of this investigation.¹ Additionally, for reasons discussed below, the Commission finds it necessary to establish a deadline by which interested parties wishing to fully participate in the investigation will be required to request intervention pursuant to 807 KAR 5:001, Section 4(11)(a).

When the Commission issued its Opening Order in this case, the Order stated that Commission Staff (Staff) should conduct an initial informal conference, with a set agenda intended to broadly address the scope of Senate Joint Resolution (SJR) 140 issued on April 24, 2024. As part of the Order, the Commission established several key dates which all interested parties were required, and remain obligated, to adhere to. Relevant to this Order, the Commission identified July 11, 2025, as the final day by which interested parties could submit a list of issues related to nuclear energy, generation, storage, and related regulatory matters.

¹ Opening Order at 5.

Now that interested parties have had opportunity to submit lists of issues, the Commission, on its own motion, hereby schedules an informal conference on September 10, 2025, to be held at 9 a.m. Eastern Daylight Time, to take place in-person at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky. The agenda for the first informal conference is attached to this Order as an Appendix.

Further, the Commission also finds it necessary for the orderly disposition of this proceeding to establish an October 1, 2025, deadline by which interested parties may request intervention pursuant to 807 KAR 5:001, Section 4. The October 1, 2025 deadline does not eliminate interested parties' obligations to inform the Commission no later than August 22, 2025, if they intend to attend the first informal conference on September 10, 2025. Following the October 1, 2025, deadline interested parties who do not seek, or are not granted, permissive intervention will be able to participate in this proceeding by filing public comments.

IT IS THEREFORE ORDERED that:

1. An informal conference is scheduled on September 10, 2025, at 9 a.m. Eastern Daylight Time at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.
2. Staff will contact participants by electronic mail to provide details regarding the proceeding.
3. The last day for intervention requests to be accepted is October 1, 2025.
4. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2)

that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

5. Any motion to intervene filed after the date established in this Order, or as modified by a subsequent Order or Procedural Schedule, shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by all existing deadlines.

6. All findings of the Commission's June 16, 2025 Order not in conflict with this Order remain effective.

PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ATTEST:

 RP
Executive Director



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2025-00186 AUGUST 1, 2025.

The following topics are to be discussed at the September 22, 2025 informal conference.

1. Senate Joint Resolution 140's Requirements: An introduction of the Commission's mandate from the General Assembly.
2. The Commission's IRP Regulation (807 KAR 5:058): Attendees should be prepared to discuss the following language: "Amending the administrative regulations promulgated by the [C]ommission pursuant to KRS Chapter 13A to require that electric utilities consider the costs and benefits of all generation resources, including but not limited to nuclear power generation resources, when determining how to meet future demand as part of the triennial integrated resource plans that they are required to file with the commission."²
3. Commission Regulations Which May Impact Nuclear Regulation: Attendees should be prepared to discuss the following language that directs the Commission to review, and if necessary, amend "all other administrative regulations promulgated by the commission pursuant to KRS Chapter 13A to ensure that they do not contain any provisions that would impede the commission from effectively regulating nuclear facilities or obstruct the development of the nuclear ecosystem in the Commonwealth."³

² Senate Joint Resolution 140, April 4, 2024, at 2–3.

³ Senate Joint Resolution 140, April 4, 2024, at 2–3.

4. Cost and Cost Recovery: Attendees should be prepared to discuss the general categories of costs associated with the siting, construction, operation, and storage and disposal, of potential nuclear facilities. Attendees should be prepared to identify any Commission regulation or authorizing statute that they believe may impact a utility's decision to pursue nuclear generation.

5. Timelines: Attendees should be prepared to discuss, as it relates to the Commission's regulations, an estimated timeline for any potential nuclear generation to be approved and constructed.

6. Public-Private Partnerships: Attendees should be prepared to discuss what role, if any, public-private partnerships could play in developing the nuclear ecosystem in the Commonwealth.

7. Other Considerations: For relevant topics not identified above and time permitting, attendees may present issues related to the Commission's authorizing statutes or regulations for discussion.

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