

**154.26-115 Options for companies with preliminary approval or final agreement before July 13, 2004.**

- (1) If, prior to July 13, 2004, the authority has given its preliminary approval designating an eligible company as a preliminarily approved company and authorizing the undertaking of an economic revitalization project, but has not entered into a final agreement with the company, the company shall have the one-time option to:
  - (a) Operate under the existing agreement as preliminarily approved; or
  - (b) Request the authority to amend the agreement to comply with the amendments to KRS 154.26-090, 154.26-100, 136.0704, and 141.310 in 2004 Ky. Acts ch. 18, secs. 1, 2, 4, and 5.
- (2) If, prior to July 13, 2004, the authority has entered into a final agreement with an eligible company, and if the final agreement is still in effect, the company shall have the one-time option to:
  - (a) Operate under the existing final agreement; or
  - (b) Request the authority to amend only the employee assessment portion of the final agreement to comply with the amendment to KRS 154.26-100 in 2004 Ky. Acts ch. 18, sec. 2.

**Effective:** July 13, 2004

**History:** Created 2004 Ky. Acts ch. 18, sec. 3, effective July 13, 2004.

**Legislative Research Commission Note** (7/13/2004). This section, as enacted in 2004 Ky. Acts ch. 18, sec. 3, is substantially similar to KRS 154.26-085, as enacted in 2004 Ky. Acts ch. 105, sec. 15.