

### **281.640 Conduct of hearings -- Examiners -- Commissioners -- Orders.**

Hearings before the department shall be conducted in accordance with the provisions of KRS Chapter 13B. The hearing shall be conducted by an examiner, who shall be a practicing attorney in this state and who shall be a full-time employee of the department. The examiner shall be appointed by the commissioner of the department. The commissioner or one (1) of the assistant commissioners with approval by the commissioner, shall have authority to issue a final order of the department. The recommended order shall not become the final order of the department through failure to file exceptions, but in the absence of exceptions ordinarily will be taken by the department as the basis of its final order. However, nothing contained in this section shall prevent the commissioner from holding or conducting any hearing, referred to in this section, in regard to rates, fares, and charges, and his decision shall be the final order of the department.

**Effective:** July 15, 1996

**History:** Amended 1996 Ky. Acts ch. 318, sec. 199, effective July 15, 1996. -- Amended 1962 Ky. Acts ch. 63, sec. 4. -- Amended 1956 (2nd Extra. Sess.) Ky. Acts ch. 7, sec. 3. -- Created 1950 Ky. Acts ch. 63, sec. 15.