

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LOVELACEVILLE WATER DISTRICT'S REQUEST)	
FOR PERMISSION TO DEVIATE FROM)	CASE NO.
ADMINISTRATIVE REGULATION 807 KAR 5:006,)	2006-00323
SECTION 24(3), REGARDING CPR TRAINING)	

ORDER

Lovellaceville Water District (“Lovellaceville District”) has applied for a deviation from Administrative Regulation 807 KAR 5:006, Section 24(3), which requires a utility to adopt and execute a safety program that instructs “employees who, in the course of their work, are subject to the hazard of electric shock, asphyxiation, or drowning, in the accepted methods of artificial respiration.” Finding that the requested relief is not necessary, we deny the application.

Lovellaceville District is a water district that owns and operates facilities that distribute water to approximately 60 customers in Ballard County, Kentucky. It pumps its total water requirements from utility-owned wells.

Lovellaceville District, on June 27, 2006, applied for a deviation from Administrative Regulation 807 KAR 5:006, Section 24(3). In support of its application, Lovellaceville District argued that it had only two employees and those employees performed their employment duties in an environment that is not subject to the hazard of electrical shock, asphyxiation, or drowning.

Having reviewed the current application, the Commission finds that, as no Lovellaceville District employee is, in the course of his/her work, subject to the hazard of

electric shock, asphyxiation, or drowning, Administrative Regulation 807 KAR 5:006, Section 24(3), does not presently require Lovelaceville District to adopt a safety program that includes instruction in accepted methods of artificial respiration and that the requested deviation is, therefore, unnecessary.

The regulation requires a safety program instruction in accepted methods of artificial respiration only for those employees who are subject to hazard of electrical shock, asphyxiation, or drowning. It was not intended to cover office employees or those employees whose duties would not normally expose them to such hazards. While the Commission encourages utilities to provide artificial respiration training to all employees as a means of enhancing public safety and preparedness, Administrative Regulation 807 KAR 5:006, Section 24(3), does not require universal training.

IT IS THEREFORE ORDERED that Lovelaceville District's application for a deviation from Administrative Regulation 807 KAR 5:006, Section 24(3), is denied as moot.

Done at Frankfort, Kentucky, this 24th day of July, 2006.

By the Commission

ATTEST:



Executive Director