

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

ELECTRONIC APPLICATION OF)	
CAWOOD WATER DISTRICT)	CASE NO.
FOR DEVIATION PURSUANT)	2024-00229
TO KRS 74.020 (9))	

APPLICATION

Comes now, Cawood Water District (“Cawood District” or “Applicant”) by counsel, pursuant to KRS 74.020(9), and other applicable law, and tenders hereby its application for a deviation from the requirement of KRS 74.020 (8)(b) that commissioners obtain training described in KRS 74.020 (8)(a) within the twelve (12) months from the date of their appointment, and respectfully requests the Commission grant an extension of 10 days beyond that twelve (12) month deadline to allow Commissioner Todd Hensley to obtain the initial KRS 74.020 (8)(a) training at a Commission presentation in Pineville, Kentucky. Applicant **respectfully requests an Order by July 19 or July 22, 2024** because the Owensboro, Kentucky training begins on July 23, 2024, and if the Commission denies this application, Cawood District will have to make arrangements to attend training in Owensboro, Kentucky.

Applicant respectfully states as follows:

1. Cawood District is a water district organized pursuant to Chapter 74 of the Kentucky Revised Statutes and located at 54 Plant Road, Cawood, Kentucky 40815. Cawood District’s business phone number is 606-573-3744.

2. Copies of all orders, pleadings, and other communications related to this proceeding should be directed to:

L. Allyson Honaker
Brittany Hayes Koenig
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3. Cawood Water District is not a corporation, limited liability company, or limited partnership. It has no articles of incorporation or partnership agreements.

4. KRS 74.020 (8)(b) states as follows:

Within twelve (12) months of his or her initial appointment, each commissioner shall complete the program of instruction described in paragraph (a) of this subsection. Except as provided in subsection (9) of this section, any commissioner who fails to complete the program within twelve (12) months of his or her initial appointment shall forfeit his or her office and all right to act in discharge of the duties of the office. A commissioner required to attend a program under this subsection shall be reimbursed for the cost of instruction by his or her water district.

5. Commissioner Todd Hensley was appointed as Commissioner to the Cawood District Board of Commissioners on September 15, 2023.

6. Commissioner Hensley was scheduled to attend the Commission Training in Carlisle, Kentucky on March 19 and 20, 2024. He developed a medical condition that prevented him from traveling the distance from Cawood, Kentucky to Carlisle, Kentucky, or from sitting in a classroom for the length of the training as it was scheduled. After dealing with the ailment, Commissioner Hensley immediately rescheduled his training to the closest available training site, which is Pineville, Kentucky, but then discovered that if he attends that training, he is going to miss the 12-month deadline set out in KRS 74.020 (8)(b) by 10 days.

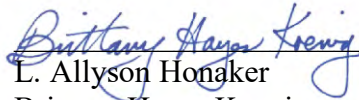
7. Commission Training is also scheduled for July 23 and 24, 2024 in Owensboro, Kentucky, however the cost to the water district and to Commissioner Hensley to attend a training in Owensboro, Kentucky would be much more as compared to attending the training at Pine Mountain State Park in Pineville, Kentucky. The distance to Cawood, Kentucky to Pineville, Kentucky is approximately 49 miles as compared to approximately 305-340 miles, depending on the route, from Cawood, Kentucky to Owensboro, Kentucky. Attending the training in Owensboro, Kentucky would require the water district to reimburse Commissioner Hensley for more travel expenses and hotel expenses that would not be required if Commissioner Hensley is allowed to attend the training at Pineville, Kentucky. Commissioner Hensley will attend training in Owensboro, Kentucky if this application is denied, but respectfully requests a deviation so that he can obtain the required training at the Pineville, Kentucky location.

8. The savings to the water district if Commissioner Hensley is allowed to attend the Pineville, Kentucky training is good cause to grant the deviation for him to obtain his training requirement 10 days outside the twelve (12) months required in KRS 74.020 (8)(b). Ten days is a relatively minor amount of time and saving the water district the extra money required to reimburse Commissioner Hensley for travel of approximately 608-680 miles and overnight to Owensboro, versus travel to Pineville of approximately 200 miles for both days is significant enough to warrant a deviation for good cause. Commissioner Hensley is aware of his responsibilities to obtain training and also has a duty to make decisions in the best interest of the water district. He advocates for saving the water district the extra money. Despite, the unexpected medical ailment that disrupted his plans to attend training in March, he immediately rescheduled and contacted

Commission Staff for guidance and made the Commission aware of the situation before both trainings.

WHEREFORE, Cawood District respectfully requests the Commission to enter an Order granting a deviation pursuant to KRS 74.020 (9) for good cause to allow Commissioner Todd Hensley to obtain the required KRS 74.020 (8)(a) training 10 days outside the initial 12 months from his appointment date of September 15, 2023, by attending the Commission Training scheduled for September 24 and 25, 2024 at Pine Mountain State Park, Pineville, Kentucky.

Respectfully submitted,

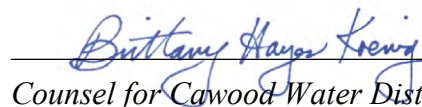


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Counsel for Cawood Water District

CERTIFICATE OF SERVICE

A true and accurate copy of the foregoing was filed electronically with the Commission on July 18, 2024 and there are no parties that have been excused from participating electronically. Pursuant to prior Commission orders, no paper copies of this filing will be made.



Counsel for Cawood Water District