

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ACCREDITATION AND APPROVAL OF A)
PUBLIC SERVICE COMMISSION WATER)
PERSONNEL TRAINING SEMINAR AS A) CASE NO. 2009-00252
WATER DISTRICT COMMISSIONER TRAINING)
PROGRAM)

O R D E R

KRS 74.020(7) requires that this Commission “encourage and promote the offering of high quality water district management training programs that enhance a water district commissioner's understanding of his or her duties.” Pursuant to this statutory mandate, the Commission conducted a training seminar in Erlanger, Kentucky on May 7, 2009. This seminar included instruction regarding trends in applicable law and regulations and utility administration.¹

Based upon a review of the course curriculum, the Commission finds that:

1. The course of instruction provided at this seminar would enhance a water district commissioner's understanding of his or her duties.
2. The seminar conducted at Erlanger, Kentucky should be approved for 6 credit hours of water district management training.

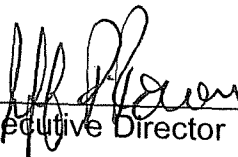
IT IS HEREBY ORDERED that the 2009 Northern Kentucky Water Personnel Training Seminar, which the Commission conducted on May 7, 2009 in Erlanger, Kentucky, is approved for a maximum of 6 credit hours.

¹ A course syllabus is appended to this Order.

By the Commission

ENTERED
JUL - 8 2009 *M*
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2009-00252

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2009-00252 DATED **JUL - 8 2009**

**PUBLIC SERVICE COMMISSION WATER PERSONNEL TRAINING
NORTHERN KENTUCKY
MAY 7, 2009**

- 7:30 - 8:00 Registration and Breakfast**
- 8:00 - 8:10 Welcome and Program Overview**
- 8:10 - 9:05 Recent Developments in Utility Regulation – Gerald Wuetcher**
A review of the recent developments in public utility law and regulation. Recent changes in Kentucky statutes affecting the operation of water utilities, with special emphasis on House Bill 84, will be discussed. Recent Public Service Commission's decisions that affect water utilities and personnel and organizational changes at the Public Service Commission will also be examined. An update on new Public Service Commission initiatives will also be provided.
- 9:15 - 10:30 Water District Commissioner/Water Association Board of Director Ethics: A Practical Exercise – Gerald Wuetcher**
Presentation begins with a review of the statutes and court decisions that govern the official conduct of water district commissioners and water association board. The audience will then be presented with various scenarios, based upon actual events, and be required to analyze the conduct of the hypothetical water utility decision makers.
- 10:40 - 11:50 Provisions That Every Water Utility Tariff Should Contain – Brent Kirtley/Sam Reid**
Public Service Commission Staff members identify and discuss key provisions that a water utility should contain. Presentation will address recurring problems that water utilities face and that can be prevented through a comprehensive and complete set of utility rules and regulations.
- 11:50 - 12:50 Lunch**
- 12:50 - 1: 50 Legal Issues in Water District Operations – Gerald Wuetcher**
A review of the provisions of Chapter 74 involving the creation, management, operation and dissolution of water districts. Other statutory provisions, such as the Whistle Blowers Act, Claims against Local Government Act, Bidding Requirements provision of KRS Chapter 424 are also discussed.
- 2:00 – 3:00 Territory Considerations – Gerald Wuetcher**
The legal issues surrounding water/sewer utility service territories will be examined. A utility's obligation to provide utility service within its territory, neighboring utility incursion into a water utility's territory, and the use of 7 USC § 1926 to combat such incursions will be addressed.
- 3:10 - 4:10 Navigating the PSC Regulatory Process or The 10 Most Common Mistakes to Avoid When Dealing with the PSC – PSC Staff-Audience Discussion**
Public Service Commission Staff will discuss the most common problems that occur in formal proceedings involving water utilities and possible approaches to avoid those problems and to speed the regulatory process. Members of the audience are encouraged to share their experiences and opinions and to identify problems and conflicts that they have experienced with Commission Staff.

