

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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

ORDER

On July 18, 2024, Cawood Water District (Cawood District) filed a motion requesting a deviation from KRS 74.020(8) pursuant to KRS 74.020(9). Cawood District, on behalf of Commissioner Todd Hensley, requested an extension of time to complete the initial training requirements set out in KRS 74.020 for newly appointed commissioners.

KRS 74.020(8)(b) requires that “[w]ithin twelve (12) months of his or her initial appointment, each commissioner shall complete the program of instruction described in paragraph (a) of this subsection.” However, KRS 74.020(9) permits the Commission to grant up to a six-month extension to comply with the requirement set out in KRS 74.020(8)(b) for good cause shown.

Although Cawood District requested a deviation, the Commission will treat this filing as a motion for extension of time to comply with the statutory requirements set out in KRS 74.020(8)(b) pursuant to KRS 74.020(9). Having reviewed the motion and the facts presented, the Commission finds that the motion for an extension of time should be granted. Based on the information provided, Mr. Hensley was appointed on September 15, 2023, and attempted to attend training in Carlisle, Kentucky, on March 19 and 20,

2024.¹ Unfortunately, the motion indicated that Mr. Hensley was unable to attend due to a medical condition.² Cawood District, on behalf of Mr. Hensley, attempted to obtain an extension on his behalf prior to the last Public Service Commission (PSC) training that Mr. Hensley could attend before the 12-month deadline.³ In doing so, Cawood District ensured that Mr. Hensley could attend the Owensboro training, should the extension be denied.

The Commission agrees that a ten-day extension of time pursuant to KRS 74.020(9) is appropriate. There would be a much greater expense to Cawood District for Mr. Hensley to attend water commissioner training in Owensboro than in Pine Mountain, Kentucky.⁴ As noted, the district took measures to seek an extension prior to having no other options. The Commission finds that, in this matter, good cause has been shown to grant a ten-day extension to the training requirement set forth in KRS 74.020(8).

IT IS THEREFORE ORDERED that:

1. Cawood District's request is granted.
2. Todd Hensley shall have an additional ten days, up to and including September 25, 2024, to complete his training requirement pursuant to KRS 74.020(8).
3. This matter is closed and removed from the Commission docket.

¹ Application at 2.

² Application at 2.

³ Counsel filed this motion in a timely matter; however, this Order may reflect a date after the Owensboro water training dates for 2024 due to the time for processing.

⁴ Pine Mountain, Kentucky, will host a PSC water training on September 24 and 25, 2024. The request indicated Mr. Hensley intends on attending that training.

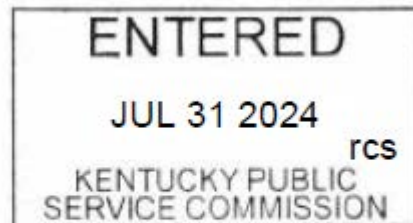
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