

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Compliance of Certain
Missouri Water Corporations with the
Requirements of SB 705 and Related Matters

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File No. WO-2019-0043

ORDER DIRECTING RDE WATER COMPANY TO RESPOND

Issue Date: October 31, 2018

Effective Date: October 31, 2018

The Commission opened this case on August 28, 2018, at the request of its Staff, to address the compliance of certain Missouri water corporations with the requirements of Senate Bill 705, which has been codified at Section 393.358, RSMo. That statute requires water corporations that serve more than 1,000 customers to develop a qualification process, and make that process open to all contractors seeking to provide construction and construction-related services on the water corporation's distribution system. Further, Subsection 393.358.3, RSMo, requires those water corporations to file a statement within thirty days after August 28, 2018, confirming that they have established the required qualification process. The Commission is given authority to verify the statements to ensure compliance.

The Commission's August 28 order required the six Missouri water corporations with more than 1,000 customers to which the new statutory requirement applies - Missouri-American Water Company, The Empire District Electric Company, Liberty Utilities (Missouri Water) LLC, Raytown Water Company, RDE Water Company, and Terre Du Lac Utilities Corporation - to file the statements required by law no later than September 27, 2018.

Missouri-American, Empire, Liberty Utilities, Raytown Water, and Terre Du Lac Utilities have filed the required statements: RDE Water Company has not.

The Commission ordered its Staff to file a status report regarding the compliance of the water corporations with the statutory requirements, including Staff's recommendation on how the Commission should proceed regarding any such water corporation that has not complied with those requirements. Staff filed its status report on October 31, confirming that RDE Water Company has not yet made its compliance filing. Staff recommends the Commission open a new file and order RDE Water Company to comply or to face the sanctions and penalties allowed by law.

The process Staff describes is essentially the filing of a complaint against RDE Water Company. While Section 386.390, RSMo, gives the Commission authority to bring a complaint on its own motion, the Commission can best do that by directing its Staff to file the complaint. The Commission will direct RDE Water Company to make the required compliance filing in this case. If RDE Water Company fails to comply, the Commission may direct its Staff to file a complaint against RDE Water Company, thereby causing a new case to be opened.

THE COMMISSION ORDERS THAT:

1. RDE Water Company shall file its statement no later than November 13 confirming that it has established the qualification process required by Subsection 393.358.3, RSMo.

2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Morris L. Woodruff, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 31st day of October, 2018.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 31st day of October 2018.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

October 31, 2018

File/Case No. WO-2019-0043

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.