

**BEFORE THE  
KANSAS CITY BOARD OF PUBLIC UTILITIES**

**Prepared Direct Testimony of**

**Maurice Moss**

**Issue:**

**Environmental**

**June 2023**

**Q What is your name?**

A: Maurice Moss

**Q What is your position at the BPU?**

A: I am the Executive Director of Corporate Compliance.

**Q: Please summarize your professional qualifications and experience.**

A: I have a Bachelor's degree in Government from Oral Roberts University, a Juris Doctorate with a concentration in Environmental Law from Western Michigan University, and an Executive Certificate in Business Management from the University of Illinois. I have worked for various federal agencies and two utilities with nearly 20 years of federal regulatory and utility experience.

**Q What are your responsibilities as Executive Director of Corporate Compliance?**

A: My responsibilities include the executive oversight of Environmental Compliance, North American Electric Reliability Corporation (NERC) Compliance, Risk Management, and various regulatory areas. I also manage BPU's Enterprise Risk Management program and corporate insurance.

**Q What are your responsibilities relating to the current Electric & Water Rate Hearing?**

A: My responsibilities are to participate as a team member and subject matter expert in the areas of environmental and NERC Compliance and risk management and to provide information for the Rate Hearing process.

**Q What is the purpose of your testimony?**

A. Is to provide an understanding of BPU's regulatory compliance program.

**Q: What does BPU do to manage environmental compliance?**

A: BPU implements a Compliance Risk Assessment Framework that includes an inventory of compliance risks with respect to applicable laws, regulations, rules, standards, and guidelines by providing a structure for assessing compliance with them. The risk assessment includes the following elements: (1) Identify the compliance risk; (2) analyze the compliance risks in terms of vulnerability, likelihood, and consequences; (3) review current internal controls; (4) plan steps to reduce or mitigate the identified risk; (5) conduct ongoing monitoring and internal auditing to validate internal controls.

**Q: How does BPU manage the state and federal regulatory rulemaking process?**

A: BPU has a regulatory change management process that monitors regulatory updates and changes. The process includes the assistance of outside counsel and various associations that BPU is a member. BPU also participates in the regulatory public comment period with those associations.

**Q: Does BPU take any steps while regulatory regulations or laws are pending?**

A: BPU's environmental compliance department does not recommend changes to operations until the rule or law has been finalized or signed into law.

**Q: What is the goal of waiting until the rule or law is finalized before recommending changes to operations?**

A: Often, regulations and laws change significantly between the proposed rule and the final. Recently, we have observed significant changes in environmental regulations and laws when the administration changes. Often the incoming administration repeals or passes new regulations that contradict previous ones. Particularly, environmental regulations often end up in litigation, which take years to resolve and significantly impacts the final agency action.

**Q: What steps does BPU take when the rule or law is finalized?**

A: As mentioned earlier, BPU implements a risk assessment framework that reviews the new rule and its impact on BPU operations and recommends changes to comply, reduce or mitigate the risk of non-compliance. Regulations with a distant implementation date are still reviewed under that framework, but the risk is assessed and included in the operational and financial long-term planning process.

**Q: Does this conclude your prepared direct testimony in this matter?**

A: Yes. It does.