

## Session 115 - (2003-2004)

### **S\*0208 (Rat #0183, Act #0175 of 2004) General Bill, By McConnell, Moore, Malloy and Waldrep**

**Summary:** Office of Public Staff created; PSC membership, election and powers revised; Department of Consumer Affairs revisions

AN ACT TO AMEND SECTION 1-3-240, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO REMOVAL OF PUBLIC OFFICERS BY THE GOVERNOR, SO AS TO PROVIDE THAT THE EXECUTIVE DIRECTOR OF THE OFFICE OF REGULATORY STAFF MAY BE REMOVED ONLY FOR SPECIFIED REASONS PERTAINING TO CAUSE; BY ADDING SECTION 8-13-935 SO AS TO PROVIDE PROCEDURAL AND OTHER REQUIREMENTS RELATING TO CANDIDATES FOR ELECTION TO THE PUBLIC SERVICE COMMISSION AND TO PROVIDE PENALTIES FOR VIOLATION; TO AMEND PART 6, CHAPTER 6, TITLE 37, RELATING TO THE DIVISION OF CONSUMER ADVOCACY WITHIN THE DEPARTMENT OF CONSUMER AFFAIRS, SO AS TO REVISE THE DUTIES AND FUNCTIONS OF THE DIVISION AND THE CONSUMER ADVOCATE IN REGARD TO VARIOUS MATTERS INCLUDING MATTERS BEFORE THE PUBLIC SERVICE COMMISSION; TO AMEND ARTICLE 1, CHAPTER 3, TITLE 58, RELATING TO GENERAL PROVISIONS OF THE PUBLIC SERVICE COMMISSION, SO AS TO REVISE THE MAKEUP OF THE COMMISSION, PROVIDE FOR THE QUALIFICATIONS OF MEMBERS, ELECTION PROCEDURES FOR MEMBERS, STANDARDS OF CONDUCT FOR COMMISSIONERS AND STAFF, DUTIES AND POWERS OF OFFICERS OF THE COMMISSION AND HEARING OFFICERS AND OTHER STAFF OF THE COMMISSION, AND TO FURTHER PROVIDE FOR PROCEDURES, ORDERS, AND DECREES OF THE COMMISSION; BY ADDING ARTICLE 5 TO CHAPTER 3, TITLE 58, SO AS TO ESTABLISH THE STATE REGULATION OF PUBLIC UTILITIES REVIEW COMMITTEE AND PROVIDE FOR ITS MEMBERSHIP, DUTIES, AND FUNCTIONS; BY ADDING CHAPTER 4 TO TITLE 58 SO AS TO ESTABLISH THE OFFICE OF REGULATORY STAFF AND PROVIDE FOR ITS DUTIES, FUNCTIONS, AND POWERS; TO AMEND SECTION 58-27-865, AS AMENDED, RELATING TO THE DEFINITION OF "FUEL COST" AND PROCEDURES PERTAINING TO RECOVERY OF FUEL COSTS, SO AS TO DEFINE "FUEL COSTS RELATED TO PURCHASED POWER" AS A COMPONENT OF OVERALL FUEL COST; TO DIRECT TO CODE COMMISSIONER TO DELIVER TO THE STATE REGULATION OF PUBLIC UTILITIES REVIEW COMMITTEE A REPORT OF CERTAIN CODE REFERENCES; TO PROVIDE FOR THE ELECTION OF MEMBERS OF THE PUBLIC SERVICE COMMISSION ON MARCH 3, 2004, IN THE HALL OF THE HOUSE OF REPRESENTATIVES; AND TO REPEAL SECTIONS 58-3-26, 58-3-80, 58-3-95, 58-3-120, 58-3-145, 58-3-150, 58-3-160, AND 58-3-210 ON SPECIFIED DATES, ALL RELATING TO GENERAL PROVISIONS OF THE PUBLIC SERVICE COMMISSION. - ratified title

<b>01/16/03</b>	<b>Senate</b>	<b>Introduced and read first time SJ-11</b>
<b>01/16/03</b>	<b>Senate</b>	<b>Referred to Committee on Judiciary SJ-11</b>
<b>03/26/03</b>	<b>Senate</b>	<b>Committee report: Favorable with amendment Judiciary SJ-35</b>
<b>03/27/03</b>	<b>Senate</b>	<b>Amended SJ-39</b>
<b>03/27/03</b>	<b>Senate</b>	<b>Read second time SJ-39</b>
<b>03/27/03</b>	<b>Senate</b>	<b>Ordered to third reading with notice of amendments SJ-39</b>
<b>04/01/03</b>	<b>Senate</b>	<b>Debate interrupted SJ-15</b>
<b>04/02/03</b>	<b>Senate</b>	<b>Amended SJ-34</b>
<b>04/02/03</b>	<b>Senate</b>	<b>Debate interrupted SJ-36</b>
<b>04/03/03</b>	<b>Senate</b>	<b>Amended SJ-55</b>
<b>04/03/03</b>	<b>Senate</b>	<b>Read third time and sent to House SJ-55</b>
<b>04/08/03</b>	<b>House</b>	<b>Introduced, read first time, placed on calendar without reference HJ-83</b>
<b>04/09/03</b>	<b>House</b>	<b>Amended HJ-35</b>
<b>04/09/03</b>	<b>House</b>	<b>Read second time HJ-42</b>
<b>04/10/03</b>	<b>House</b>	<b>Read third time and returned to Senate with amendments HJ-14</b>
<b>04/15/03</b>	<b>Senate</b>	<b>House amendment amended SJ-5</b>
<b>04/15/03</b>	<b>Senate</b>	<b>Returned to House with amendments SJ-5</b>
<b>04/23/03</b>	<b>House</b>	<b>Non-concurrence in Senate amendment HJ-26</b>
<b>04/23/03</b>	<b>Senate</b>	<b>Senate insists upon amendment and conference committee appointed Sens. Moore, Alexander, Waldrep SJ-27</b>
<b>04/23/03</b>	<b>House</b>	<b>Conference committee appointed Reps. Cato, Sandifer and Jennings HJ-140</b>
<b>02/10/04</b>	<b>Senate</b>	<b>Free conference powers granted SJ-18</b>
<b>02/10/04</b>	<b>Senate</b>	<b>Free conference committee appointed Moore, Alexander, Waldrep SJ-18</b>
<b>02/10/04</b>	<b>Senate</b>	<b>Free conference report received and adopted SJ-18</b>
<b>02/10/04</b>	<b>House</b>	<b>Free conference powers granted HJ-19</b>

02/10/04	House	Free conference committee appointed Reps. Cato, Sandifer and Jennings HJ-22
02/10/04	House	Free conference report received and adopted HJ-22
02/11/04	House	Ordered enrolled for ratification HJ-7
02/12/04		Ratified R 183
02/18/04		Signed By Governor
03/02/04		Copies available
03/02/04		Effective date See Act for Effective Date
03/23/04		Act No. 175