

## Session 119 - (2011-2012)

**H\*3508 (Rat #0326, Act #0284 of 2012) General Bill, By Gambrell, Sandifer, Harrell, Erickson, Limehouse, Weeks, H.B. Brown, Agnew, Allison, Anthony, Bales, Bannister, Bedingfield, Bingham, Brady, Brannon, G.A. Brown, Cole, Crosby, Forrester, Hardwick, Harrison, Hayes, Hiott, Hixon, Horne, Lowe, Lucas, McCoy, D.C. Moss, Owens, Parker, Pinson, Pitts, Skelton, J.E. Smith, J.R. Smith, Sottile, Tallon, Vick, White, Taylor, Hamilton, Battle, Allen, Dillard, Alexander, Cooper, Mack and Bowen**

**Similar (S 0483)**

**Summary:** Government owned communications service providers

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO RETITLE ARTICLE 23, CHAPTER 9, TITLE 58, RELATING TO GOVERNMENT-OWNED TELECOMMUNICATIONS SERVICE PROVIDERS AS "GOVERNMENT-OWNED COMMUNICATIONS SERVICE PROVIDERS"; BY ADDING SECTION 58-9-2660 SO AS TO PROVIDE A GOVERNMENT-OWNED COMMUNICATIONS SERVICE PROVIDER MAY PETITION THE PUBLIC SERVICE COMMISSION TO DESIGNATE ONE OR MORE AREAS AS AN "UNSERVED AREA", TO SPECIFY THE PROCEDURE FOR MAKING AND PROTESTING THIS PETITION, TO PROVIDE FOR A HEARING OF A PROTEST TO A PETITION, TO PROVIDE FOR THE APPLICATION OF CERTAIN PROVISIONS OF LAW TO AN UNSERVED AREA, AND TO PROVIDE A PROCESS FOR PETITIONING FOR A DETERMINATION THAT AN AREA HAS CEASED TO BE AN UNSERVED AREA; TO AMEND SECTION 58-9-10, AS AMENDED, RELATING TO DEFINITIONS CONCERNING TELEPHONE COMPANIES, SO AS TO MODIFY THE DEFINITION OF "BROADBAND SERVICE"; TO AMEND SECTION 58-9-2600, RELATING TO THE PURPOSE OF ARTICLE 23, CHAPTER 9, TITLE 58, SO AS TO MAKE CONFORMING CHANGES AND CLARIFY THE SCOPE OF THE ARTICLE; TO AMEND SECTION 58-9-2610, RELATING TO DEFINITIONS CONCERNING GOVERNMENT-OWNED TELECOMMUNICATIONS SERVICE PROVIDERS, SO AS TO MAKE CONFORMING CHANGES AND ADD CERTAIN DEFINITIONS; TO AMEND SECTION 58-9-2620, AS AMENDED, RELATING TO DUTIES, RESTRICTIONS, RATE COMPUTATIONS, AND ACCOUNTING REQUIREMENTS OF GOVERNMENT-OWNED TELECOMMUNICATIONS SERVICE PROVIDERS, SO AS TO MAKE CONFORMING CHANGES, TO ALLOW A GOVERNMENT-OWNED COMMUNICATIONS SERVICE PROVIDER MAY PROVIDE CERTAIN MATCHING FUNDS TO COMPLY WITH A FEDERAL GRANT, TO GIVE THE OFFICE OF REGULATORY STAFF JURISDICTION TO INVESTIGATE THE COMPLIANCE OF A GOVERNMENT-OWNED COMMUNICATIONS PROVIDER WITH THE PROVISIONS OF THIS CHAPTER, TO PROVIDE THE COMMISSION MAY ENFORCE THE COMPLIANCE OF A GOVERNMENT-OWNED COMMUNICATIONS SERVICE PROVIDER WITH THE PROVISIONS OF THIS CHAPTER, AND TO CLARIFY THAT THIS SECTION DOES NOT EXPAND OR LIMIT THE JURISDICTION OF THE COMMISSION OR OFFICE OF REGULATORY STAFF WITH RESPECT TO ANY SERVICE PROVIDER OTHER THAN A GOVERNMENT-OWNED COMMUNICATIONS SERVICE PROVIDER; TO AMEND SECTION 58-9-2630, RELATING TO CERTAIN TAX COLLECTIONS AND PAYMENTS, SO AS TO MAKE CONFORMING CHANGES; TO AMEND SECTION 58-9-2650, RELATING TO LIABILITY INSURANCE RATES FOR COMMUNICATIONS OPERATIONS, SO AS TO MAKE CONFORMING CHANGES; BY ADDING SECTION 58-9-2670 SO AS TO EXEMPT CERTAIN GOVERNMENT-OWNED COMMUNICATIONS SERVICE PROVIDERS FROM CERTAIN PROVISIONS; BY ADDING SECTION 58-9-2689 SO AS TO REQUIRE THE STATE REGULATION OF PUBLIC UTILITIES REVIEW COMMITTEE TO SUBMIT A REPORT TO THE GENERAL ASSEMBLY EVERY FIVE YEARS DETAILING THE EFFECT OF THIS ACT; AND TO CLARIFY THAT THIS ACT DOES NOT EXPAND, DIMINISH, OR OTHERWISE AFFECT CERTAIN PROVISIONS REGARDING THE SOUTH CAROLINA LIGHTRAIL CONSORTIUM. - ratified title

01/27/11	House	Introduced and read first time (House Journal-page 43)
01/27/11	House	Referred to Committee on Labor, Commerce and Industry (House Journal-page 43)
02/01/11	House	Member(s) request name added as sponsor: Alexander
02/02/11	House	Member(s) request name added as sponsor: Cooper, Mack
02/09/11	House	Committee report: Favorable with amendment Labor, Commerce and Industry (House Journal-page 4)
02/15/11	House	Requests for debate-Rep(s). King, Crawford, Lowe, Ott, Daning, Hart, Williams, Jefferson, Sabb, Munnerlyn, Allison, Brantley, Sandifer, Gambrell, R. Brown, Whipper, Anderson, Hosey, Bikas, Young, Gilliard, Hearn, and Cobb-Hunter (House Journal-page 19)
02/15/11	House	Debate adjourned until Wednesday, February 16, 2011 (House Journal-page 27)
02/17/11	House	Member(s) request name added as sponsor: Bowen
02/17/11	House	Member(s) request name removed as sponsor: Jefferson
02/17/11	House	Amended (House Journal-page 22)

02/17/11	House	Read second time (House Journal-page 22)
02/17/11	House	Roll call Yeas-109 Nays-0 (House Journal-page 22)
02/17/11	House	Unanimous consent for third reading on next legislative day (House Journal-page 33)
02/18/11	House	Read third time and sent to Senate (House Journal-page 1)
02/18/11		Scrivener's error corrected
02/22/11	Senate	Introduced and read first time (Senate Journal-page 8)
02/22/11	Senate	Referred to Committee on Judiciary (Senate Journal-page 8)
03/07/11	Senate	Referred to Subcommittee: Rankin (ch), Hutto, Campbell
03/21/12	Senate	Committee report: Majority favorable with amend., minority unfavorable Judiciary (Senate Journal-page 19)
03/21/12	Senate	Recommitted to Committee on Judiciary (Senate Journal-page 19)
03/28/12	Senate	Committee report: Favorable with amendment Judiciary (Senate Journal-page 17)
03/29/12		Scrivener's error corrected
04/18/12	Senate	Special order, set for April 18, 2012 (Senate Journal-page 51)
04/18/12	Senate	Roll call Ayes-41 Nays-1 (Senate Journal-page 51)
04/26/12	Senate	Debate interrupted (Senate Journal-page 110)
05/01/12	Senate	Debate interrupted (Senate Journal-page 68)
05/29/12	Senate	Debate interrupted (Senate Journal-page 97)
05/30/12	Senate	Committee Amendment Amended and Adopted (Senate Journal-page 156)
05/30/12	Senate	Amended (Senate Journal-page 156)
05/30/12	Senate	Debate interrupted (Senate Journal-page 156)
05/31/12	Senate	Debate interrupted (Senate Journal-page 97)
06/05/12	Senate	Amended (Senate Journal-page 118)
06/05/12	Senate	Read second time (Senate Journal-page 118)
06/06/12		Scrivener's error corrected
06/07/12	Senate	Amended (Senate Journal-page 66)
06/07/12	Senate	Read third time and returned to House with amendments (Senate Journal-page 66)
06/07/12	Senate	Roll call Ayes-43 Nays-2 (Senate Journal-page 66)
06/27/12	House	Concurred in Senate amendment and enrolled (House Journal-page 5)
06/27/12	House	Roll call Yeas-95 Nays-0 (House Journal-page 7)
06/28/12		Ratified R 326
06/29/12		Signed By Governor
07/17/12		Effective date 06/29/12
07/17/12		Act No. 284