

## Session 122 - (2017-2018)

### **H 4022 General Bill, By Finlay, Atwater, Huggins, Toole and Forrest**

**Summary:** Base load review and project development orders

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 58-33-440 SO AS TO SPECIFY THE PROVISIONS OF LAW APPLICABLE TO BASE LOAD REVIEW ORDERS AND PROJECT DEVELOPMENT ORDERS ISSUED FOR CERTAIN UTILITY FACILITY CONSTRUCTION PROJECTS BEFORE JANUARY 1, 2017; TO AMEND SECTION 58-33-220, RELATING TO DEFINITIONS IN THE BASE LOAD REVIEW ACT, SO AS TO REVISE DEFINITIONS; TO AMEND SECTION 58-33-240, RELATING TO THE BURDEN OF ESTABLISHING THE PRUDENCE OF UTILITIES PLAN CONSTRUCTION PROJECTS, SO AS TO REVISE THE SCOPE AND SPECIFIC REQUIREMENTS OF THIS BURDEN, AND TO INCLUDE PROVISIONS CONCERNING CONTRACTUAL DELEGATIONS OF DECISION MAKING AUTHORITY TO THIRD PARTIES; TO AMEND SECTION 58-33-250, RELATING TO APPLICATIONS FOR BASE LOAD REVIEW ORDERS, SO AS TO REVISE REQUIREMENTS FOR INFORMATION CONCERNING ANTICIPATED CONSTRUCTION SCHEDULES AND TO REQUIRE ANTICIPATED PAYMENT SCHEDULES; TO AMEND SECTION 58-33-270, RELATING TO BASE LOAD REVIEW ORDER CONTENTS, SO AS TO REQUIRE ANTICIPATED CONSTRUCTION SCHEDULES AND ANTICIPATED PAYMENT SCHEDULES, TO REQUIRE ITEMIZATION OF CAPITAL COSTS BY SCOPE OF WORK, AND TO PROVIDE THAT THE OFFICE OF REGULATORY STAFF MAY PETITION THE PUBLIC SERVICE COMMISSION FOR ORDERS MODIFYING RETURNS ON EQUITY TO BE APPLIED TO FUTURE RATES, SUBJECT TO CERTAIN LIMITATIONS AND NOTICE REQUIREMENTS; TO AMEND SECTION 58-33-275, RELATING TO ADDITIONAL BASE LOAD REVIEW ORDER CONTENTS, SO AS TO MAKE CONFORMING CHANGES AND TO PROVIDE THE EXTENT TO WHICH THE COMMISSION MAY GRANT PETITIONS OF THE OFFICE OF REGULATORY STAFF INTENDED TO SAFEGUARD THE PUBLIC INTEREST, AND TO DELETE EXISTING LANGUAGE CONCERNING SANCTIONS INVOLVING CAPITAL COSTS AND COSTS OF CAPITAL THAT THE COMMISSION MAY IMPOSE FOR DEVIATIONS FROM BASE LOAD REVIEW ORDERS; TO AMEND SECTION 58-33-280, RELATING TO UTILITY REQUESTS FOR APPROVAL OF REVISED RATES, SO AS TO MAKE CONFORMING CHANGES BY LIMITING THE APPLICABILITY OF REVISED RATES FOR BASE LOAD REVIEW ORDERS ISSUED AFTER DECEMBER 31, 2017, TO REVISE CERTAIN PROCEDURAL DEADLINES, AND TO DELETE PROVISIONS CONCERNING THE EXTENT TO WHICH CAPITAL COSTS AND COSTS OF CAPITAL MAY BE RECOVERED IN ASSOCIATION WITH IMPRUDENT COSTS, AMONG OTHER THINGS; AND TO AMEND SECTION 58-33-298, RELATING TO TIME LIMITS FOR BASE LOAD RATE CHANGE FILINGS, SO AS TO APPLY THE SAME TIME LIMITS APPLICABLE TO CERTAIN OTHER RATE CHANGES.

**03/22/17 House Introduced and read first time (House Journal-page 8)**

**03/22/17 House Referred to Committee on Labor, Commerce and Industry (House Journal-page 8)**

**04/04/17 House Member(s) request name added as sponsor: Atwater, Huggins, Toole, Forrest**