

In the Matter Of:

State Regulation of Public Utilities Review Committee

Hearing

May 03, 2016

A. William Roberts, Jr. and Associates

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STATE REGULATION OF PUBLIC UTILITIES
REVIEW COMMITTEE

- - -

PSC SCREENING - FULL COMMITTEE MEETING

- - -

DATE: May 3, 2016
TIME: 10:37 a.m.
LOCATION: Gressette Building
1101 Pendleton Street, Room 209
Columbia, SC
REPORTED BY: Lori S. Mortge,
Certified Court Reporter

A. WILLIAM ROBERTS, JR., & ASSOCIATES

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MEMBERS IN ATTENDANCE:

Senator Thomas C. Alexander, Chairman

Representative William E. Sandifer, Vice
Chairman

Senator C. Bradley Hutto, Subcommittee
Chairman

Representative P. Michael Forrester

Representative David J. Mack, III

Senate Public Member Helen T. Zeigler

House Public Member John S. Simmons

House Public Member Jeanelle McCain

COMMITTEE COUNSEL:

Heather Anderson

Jamey Golden

1 SENATOR ALEXANDER: I'm going to call
2 the meeting to order of the State Regulation of
3 Public Utilities Review Committee, May 3rd, 2016.
4 And we've -- I want to thank the members of the
5 Public Service Commission Screening Subcommittee and
6 we'll be considering their report at the appropriate
7 time.

8 First, I want to recognize the Senator
9 from Orangeburg, Senator Hutto, who chairs the PSC
10 Screening Subcommittee. Good morning.

11 SENATOR HUTTO: Thank you, Mr. Chairman.
12 The Subcommittee -- PSC Subcommittee of the PURC met
13 on April the 18th to screen candidates for the
14 Public Service Commission. We screened candidates
15 for Districts 1, 3, 5 and 7 whose terms are set to
16 expire on June the 30th, 2016. Following the
17 screening three applicants withdrew their name from
18 consideration and -- I mean, excuse me, prior to
19 screening three applicants withdrew their names from
20 consideration so they were not screened. And after
21 screening two of the candidates who were applicants
22 who were screened withdrew from consideration.

23 So today we have before us the remaining
24 candidates who have not withdrawn who wish to go
25 forward with the seats and I'll read those as

1 follows. District 1, Johnny "Butch" Howard and
2 Carolee Williams. In District 3 -- 3, Comer "Randy"
3 Randall. In District 5, William Billy Hagner and
4 Swain Whitfield. And in District 7, Clara
5 Brockington and O'Neal Hamilton.

6 And so it's those remaining candidates
7 that we have to present to the full PURC here today
8 for consideration and we will -- I think first,
9 before we go any further, go ahead and pursuant to
10 30-4-70(a)(1), I move that the Committee meet in
11 executive session to discuss the following matters
12 as relates to the Committee screening for PSC Seats
13 1, 3, 5 and 7, as well as matters of a personal
14 nature where public disclosure would constitute
15 unreasonable invasion of the candidate's privacy
16 which are exempt from public disclosure pursuant to
17 Section SC Code 30-4-40(a)(2).

18 So that's my motion at this time is to
19 go into executive session where no action will be
20 taken and we'll come back out as soon as we've had a
21 chance to discuss these matters.

22 SENATOR ALEXANDER: Okay. As used in
23 this subsection, specific purpose means description
24 of the matter to be discussed identified in Items 1
25 through 5 of Subsection A of this section; however,

1 we're in executive session pursuant to Section --
2 okay, Section 30-4-70(a)(1) for the record.

3 Okay. We've had a motion, second. All
4 in favor please say aye.

5 (All members present say aye.)

6 SENATOR ALEXANDER: Any opposed?

7 (No response.)

8 SENATOR HUTTO: Anybody left in here
9 who's not supposed to be?

10 (No response.)

11 SENATOR HUTTO: Hearing -- hearing none,
12 then we are -- let the record reflect it was
13 unanimous on executive session.

14 (Executive session.)

15 SENATOR ALEXANDER: Okay. The veil's
16 been lifted and no action was taken in executive
17 session. We're back in open session and I'll
18 recognize the Chair of the PSC Screening
19 Subcommittee, Senator Hutto.

20 SENATOR HUTTO: Thank you, Mr. Chairman.
21 For the Public Service Commission District 1, I move
22 that Johnny "Butch" Howard be deemed to be qualified
23 to serve on the Public Service Commission.

24 SENATOR ALEXANDER: Who's going to
25 second?

1 MR. GOLDEN: Second.

2 SENATOR ALEXANDER: You're going to
3 second. Any -- any discussion?

4 (No response.)

5 SENATOR ALEXANDER: Go to vote. All in
6 favor, say aye.

7 (All members present say aye.)

8 SENATOR ALEXANDER: Any opposed?

9 (No response.)

10 SENATOR HUTTO: Mr. Chairman, I then
11 move to nominate Johnny "Butch" Howard as a
12 candidate for District 1 Public Service Commission.

13 SENATOR ALEXANDER: We've heard the
14 nomination. Do I hear a second?

15 MR. SIMMONS: Second.

16 SENATOR ALEXANDER: Any discussion?

17 (No response.)

18 SENATOR ALEXANDER: All in favor, say
19 aye.

20 (All members present say aye.)

21 SENATOR ALEXANDER: Any opposed?

22 (No response.)

23 SENATOR HUTTO: Mr. Chairman, in
24 District 1 I move that we find Carolee Williams
25 qualified to serve as a Public Service Commissioner.

1 SENATOR ALEXANDER: Second to that?

2 MR. GOLDEN: Second.

3 SENATOR ALEXANDER: Any discussion?

4 (No response.)

5 SENATOR ALEXANDER: All in favor, say
6 aye.

7 (All members present say aye.)

8 SENATOR ALEXANDER: Any opposed?

9 (No response.)

10 SENATOR ALEXANDER: Let the record
11 reflect no opposition of the Committee.

12 SENATOR HUTTO: Mr. Chairman, I move to
13 nominate Carolee Williams as a candidate for Public
14 Service Commission District 1.

15 SENATOR ALEXANDER: Nomination?

16 MR. SIMMONS: Second the nomination.

17 SENATOR ALEXANDER: So noted. Any
18 discussion?

19 (No response.)

20 SENATOR ALEXANDER: All in favor of the
21 nomination, please say aye.

22 (All members present say aye.)

23 SENATOR ALEXANDER: Any opposed?

24 (No response.)

25 SENATOR ALEXANDER: Without objection.

1 SENATOR HUTTO: Moving on to District 3,
2 I move to find Comer "Randy" Randall qualified to
3 serve as commissioner of the Public Service
4 Commissioner.

5 SENATOR ALEXANDER: Do I hear a second?

6 REP. FORRESTER: Second.

7 SENATOR ALEXANDER: So moved. Any
8 discussion?

9 (No response.)

10 SENATOR ALEXANDER: Hearing none. All
11 in favor, please say aye.

12 (All members present say aye.)

13 SENATOR ALEXANDER: Any opposed?

14 (No response.)

15 SENATOR ALEXANDER: Let the record
16 reflect it's unanimous.

17 SENATOR HUTTO: And, Mr. Chairman, then
18 I move to nominate Mr. Comer "Randy" Randall as a
19 candidate for Public Service Commission in District
20 3.

21 SENATOR ALEXANDER: You heard the
22 nomination. Is there a second to the nomination?

23 REPRESENTATIVE FORRESTER: Second.

24 SENATOR ALEXANDER: So seconded. Any
25 discussion?

1 (No response.)

2 SENATOR ALEXANDER: All in favor, say
3 aye.

4 (All members present say aye.)

5 SENATOR ALEXANDER: Any opposed?

6 (No response.)

7 SENATOR ALEXANDER: Let the record
8 reflect it's unanimous.

9 SENATOR HUTTO: Moving to District 5, I
10 move that we find William "Billy" Hagner qualified
11 to serve on the Public Service Commission.

12 SENATOR ALEXANDER: You heard the
13 motion. Is there a second to the motion?

14 MR. SIMMONS: Second.

15 SENATOR ALEXANDER: Any discussion?

16 (No response.)

17 SENATOR ALEXANDER: All in favor, please
18 say aye.

19 (All members present say aye.)

20 SENATOR ALEXANDER: Any opposed?

21 (No response.)

22 SENATOR ALEXANDER: Let the record
23 reflect it was unanimous.

24 SENATOR HUTTO: Mr. Chairman, I nominate
25 William "Billy" Hagner as a candidate for Public

1 Service Commission District 5.

2 SENATOR ALEXANDER: You heard the
3 nomination. A second is in order.

4 REPRESENTATIVE FORRESTER: So moved.

5 SENATOR ALEXANDER: Any discussion?

6 (No response.)

7 SENATOR ALEXANDER: All in favor, please
8 say aye.

9 (All members present say aye.)

10 SENATOR ALEXANDER: Any opposed?

11 (No response.)

12 SENATOR ALEXANDER: Let the record
13 reflect it's unanimous of the Committee.

14 SENATOR HUTTO: Mr. Chairman, I move
15 that we find Swain Whitfield qualified to serve on
16 the Public Service Commission in District 5.

17 SENATOR ALEXANDER: You heard the
18 motion. Is there a second to the motion?

19 REPRESENTATIVE FORRESTER: Second.

20 SENATOR ALEXANDER: So noted. Any
21 discussion of the motion?

22 (No response.)

23 SENATOR ALEXANDER: Hearing none, we'll
24 go to the vote. All in favor, please say aye.

25 (All members present say aye.)

1 SENATOR ALEXANDER: Any opposed?

2 (No response.)

3 SENATOR HUTTO: Mr. Chairman, I nominate
4 Swain Whitfield as a candidate for Public Service
5 Commission in District 5.

6 SENATOR ALEXANDER: You heard the
7 nomination. Is there a second?

8 REPRESENTATIVE FORRESTER: Second.

9 SENATOR ALEXANDER: Any discussion?
10 (No response.)

11 SENATOR ALEXANDER: All in favor, say
12 aye.

13 (All members present say aye.)

14 SENATOR ALEXANDER: Any opposed?
15 (No response.)

16 SENATOR ALEXANDER: The record will
17 reflect it was unanimous of the Committee.

18 SENATOR HUTTO: Moving on to District 7,
19 I move that Clara Brockington be found to be
20 unqualified to serve on the Public Service
21 Commission.

22 SENATOR ALEXANDER: You've heard the
23 motion. Second?

24 REPRESENTATIVE FORRESTER: Second.

25 SENATOR ALEXANDER: Any discussion on

1 the motion?

2 (No response.)

3 SENATOR ALEXANDER: Hearing none, we'll
4 go to the vote. All in favor of the motion, please
5 say aye.

6 (All members present say aye.)

7 SENATOR ALEXANDER: Is there any
8 opposition to the motion?

9 (No response.)

10 SENATOR ALEXANDER: Hearing none, then
11 the Chair will deem that it was unanimous of the
12 Committee.

13 SENATOR HUTTO: And, finally, for
14 District 7 I -- I move that O'Neal Hamilton be found
15 to be qualified to serve on the Public Service
16 Commission.

17 SENATOR ALEXANDER: You've heard the
18 motion. Is it seconded?

19 REPRESENTATIVE FORRESTER: Second.

20 SENATOR ALEXANDER: Any discussion?

21 (No response.)

22 SENATOR ALEXANDER: Hearing none, we'll
23 go to the vote. All in favor, please say aye.

24 (All members present say aye.)

25 SENATOR ALEXANDER: Any opposed?

1 (No response.)

2 SENATOR HUTTO: Mr. Chairman, I nominate
3 O'Neal Hamilton as a candidate of District 7 for the
4 Public Service Commission.

5 SENATOR ALEXANDER: You heard the
6 nomination. Is it seconded?

7 REPRESENTATIVE FORRESTER: Second.

8 SENATOR ALEXANDER: Any discussion on
9 the nomination?

10 (No response.)

11 SENATOR ALEXANDER: Hearing none, we'll
12 go to the vote. All in favor, please say aye.

13 (All members present say aye.)

14 SENATOR ALEXANDER: Any opposed?

15 (No response.)

16 SENATOR ALEXANDER: Hearing none, it
17 will be unanimous by the full committee. Senator?

18 SENATOR HUTTO: Mr. Chairman, having
19 found numerous candidates qualified, some in each
20 district, I would move that those nominated move
21 forward at the time that the General Assembly moves
22 forward with the joint session for their vote. I
23 don't know if that date is set or not.

24 MS. ANDERSON: May 25th.

25 SENATOR HUTTO: May 25th? Okay. And,

1 also, I would move that we accept the report -- the
2 Subcommittee report of the Public Service Commission
3 as the Committee report with the modifications that
4 the ranking on temperament and integrity be used --
5 for temperament appropriate or inappropriate, for
6 integrity adequate or inadequate, and that the
7 Subcommittee report be modified with those
8 explanations of those two categories.

9 SENATOR ALEXANDER: Heard the motion?

10 REPRESENTATIVE SANDIFER: Second.

11 SENATOR ALEXANDER: Any discussion on
12 the adoption of the report as -- as stated?

13 (No response.)

14 SENATOR ALEXANDER: Hearing none, all in
15 favor say aye.

16 (All members present say aye.)

17 SENATOR ALEXANDER: Any opposed?

18 (No response.)

19 SENATOR ALEXANDER: Hearing none, it's
20 unanimous.

21 SENATOR HUTTO: That will be the report
22 of the Subcommittee. And so with the findings of
23 the nominations as we have voted on and the adoption
24 of the report, that's all that we have for the
25 Subcommittee.

1 SENATOR ALEXANDER: We do appreciate the
2 work of the Subcommittee and the work of the role of
3 the Public Utility Review Committee.

4 SENATOR HUTTO: We do anticipate that
5 the full vote will be on May 8?

6 MS. ANDERSON: 25th.

7 SENATOR HUTTO: May 25th. The report
8 will be released on -- well, just -- I know
9 everybody here because you answered these questions.
10 You cannot seek any pledges or requests until the
11 report is issued and then 48 hours after that. So
12 even though you might have been nominated today, and
13 we congratulate you on that, you're still not free
14 to go out and seek votes yet.

15 SENATOR ALEXANDER: Thank you for that
16 reminder to all those that have been nominated from
17 that standpoint. I believe, as far as I know, that
18 concludes the business as before us and I would
19 entertain a motion that we adjourn.

20 REPRESENTATIVE SANDIFER: So moved.

21 SENATOR ALEXANDER: I knew you were
22 going to say that. All in favor say aye.

23 (All members present say aye.)

24 SENATOR ALEXANDER: Thank y'all.

25 (The preceding was concluded at 11:22 a.m.)

1 CERTIFICATE OF REPORTER
2

3 I, Lori S. Mortge, Certified Court
4 Reporter and Notary Public for the State of South
5 Carolina at Large, do hereby certify that the
6 foregoing transcript is a true, accurate, and
7 complete record.

8 I further certify that I am neither
9 related to nor counsel for any party to the cause
10 pending or interested in the events thereof.

11 Witness my hand, I have hereunto affixed
12 my official seal this 11th day of May, 2016 at West
13 Columbia, Lexington County, South Carolina.



21
22
23
24
25

Lori S. Mortge
Certified Court
Reporter, CCR
My Commission expires
December 13, 2016

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