

## 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

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

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