**South Carolina General Assembly**

119th Session, 2011-2012

**A122, R130, H4108**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Allen

Document Path: l:\council\bills\dka\3603sd11.docx

Companion/Similar bill(s): 863, 3199

Introduced in the House on April 14, 2011

Introduced in the Senate on May 3, 2011

Passed by the General Assembly on February 7, 2012

Governor's Action: February 22, 2012, Signed

Summary: Municipalities

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 4/14/2011 House Introduced and read first time ([House Journal‑page 43](file:///h%3A%5Chj%20archive%5C2011%5C04-14-11.docx))

 4/14/2011 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 43](file:///h%3A%5Chj%20archive%5C2011%5C04-14-11.docx))

 4/27/2011 House Recalled from Committee on **Labor, Commerce and Industry** ([House Journal‑page 23](file:///h%3A%5Chj%20archive%5C2011%5C04-27-11.docx))

 4/28/2011 House Read second time ([House Journal‑page 37](file:///h%3A%5Chj%20archive%5C2011%5C04-28-11.docx))

 4/28/2011 House Roll call Yeas‑101 Nays‑0 ([House Journal‑page 37](file:///h%3A%5Chj%20archive%5C2011%5C04-28-11.docx))

 4/28/2011 House Unanimous consent for third reading on next legislative day ([House Journal‑page 38](file:///h%3A%5Chj%20archive%5C2011%5C04-28-11.docx))

 4/28/2011 Scrivener's error corrected

 4/29/2011 House Read third time and sent to Senate ([House Journal‑page 3](file:///h%3A%5Chj%20archive%5C2011%5C04-29-11.docx))

 5/3/2011 Senate Introduced and read first time ([Senate Journal‑page 27](file:///h%3A%5Csj%20archive%5C2011%5C05-03-11.docx))

 5/3/2011 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 27](file:///h%3A%5Csj%20archive%5C2011%5C05-03-11.docx))

 1/9/2012 Senate Referred to Subcommittee: Rankin (ch), Hutto, Campbell

 2/1/2012 Senate Committee report: Favorable **Judiciary** ([Senate Journal‑page 23](file:///h%3A%5Csj%20archive%5C2012%5C02-01-12.docx))

 2/2/2012 Senate Read second time ([Senate Journal‑page 16](file:///h%3A%5Csj%20archive%5C2012%5C02-02-12.docx))

 2/2/2012 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 16](file:///h%3A%5Csj%20archive%5C2012%5C02-02-12.docx))

 2/7/2012 Senate Read third time and enrolled ([Senate Journal‑page 21](file:///h%3A%5Csj%20archive%5C2012%5C02-07-12.docx))

 2/21/2012 Ratified R 130

 2/22/2012 Signed By Governor

 2/29/2012 Effective date 02/22/12

 3/6/2012 Act No. 122

**VERSIONS OF THIS BILL**

[4/14/2011](file:///p%3A%5Cpprever%5C2011-12%5C4108_20110414.docx)

[4/27/2011](file:///p%3A%5Cpprever%5C2011-12%5C4108_20110427.docx)

[4/28/2011](file:///p%3A%5Cpprever%5C2011-12%5C4108_20110428.docx)

[2/1/2012](file:///p%3A%5Cpprever%5C2011-12%5C4108_20120201.docx)

(A122, R130, H4108)

**AN ACT TO AMEND SECTIONS 5‑31‑2510, 6‑11‑2510, 33‑49‑1410, 58‑5‑1110, 58‑27‑2510, AND 58‑31‑510, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS USED IN PROCEDURES GOVERNING THE TERMINATION OF ELECTRIC AND NATURAL GAS SERVICE UNDER CERTAIN CIRCUMSTANCES FURNISHED BY A MUNICIPALITY, SPECIAL PURPOSE DISTRICT OR PUBLIC SERVICE DISTRICT, ELECTRIC COOPERATIVE, PUBLIC UTILITY, PUBLIC SERVICE AUTHORITY, OR ELECTRIC UTILITY, SO AS TO CHANGE THE DEFINITION OF “SPECIAL NEEDS ACCOUNT CUSTOMER” TO INCLUDE CUSTOMERS WHO SUFFER FROM ALZHEIMER’S DISEASE OR DEMENTIA.**

Be it enacted by the General Assembly of the State of South Carolina:

**Definition revised**

SECTION 1. Section 5‑31‑2510(2) of the 1976 Code, as added by Act 313 of 2006, is amended to read:

 “(2) ‘Special needs account customer’ means the account of a residential customer:

 (a) when the customer can furnish to the municipality furnishing electricity or natural gas to its citizens a certificate on a form provided by the municipality and signed by a licensed health care provider that states that termination of electric or gas service would be dangerous to the health of the customer or a member of his household at the premises to which electric or natural gas service is rendered; or

 (b) who suffers from Alzheimer’s disease or dementia as certified by a licensed health care provider.”

**Definition revised**

SECTION 2. Section 6‑11‑2510(2) of the 1976 Code, as added by Act 313 of 2006, is amended to read:

 “(2) ‘Special needs account customer’ means the account of a residential customer:

 (a) when the customer can furnish to the special purpose or public service district furnishing electricity or natural gas to residents of this State a certificate on a form provided by the special purpose or public service district and signed by a licensed health care provider that states that termination of electric or gas service would be dangerous to the health of the customer or a member of his household at the premises to which electric or natural gas service is rendered; or

 (b) who suffers from Alzheimer’s disease or dementia as certified by a licensed health care provider.”

**Definition revised**

SECTION 3. Section 33‑49‑1410(2) of the 1976 Code, as added by Act 313 of 2006, is amended to read:

 “(2) ‘Special needs account member’ means the account of a residential member:

 (a) when the member can furnish to the electric cooperative a certificate on a form provided by the electric cooperative and signed by a licensed health care provider that states that termination of electric service would be dangerous to the health of the member or a person residing in the member’s household at the premises to which electric service is rendered; or

 (b) who suffers from Alzheimer’s disease or dementia as certified by a licensed health care provider.”

**Definition revised**

SECTION 4. Section 58‑5‑1110(2) of the 1976 Code, as added by Act 313 of 2006, is amended to read:

 “(2) ‘Special needs account customer’ means the account of a residential customer:

 (a) when the customer can furnish to the utility a certificate on a form provided by the utility and signed by a licensed health care provider that states that termination of natural gas service would be dangerous to the health of the customer or a member of his household at the premises to which natural gas service is rendered; or

 (b) who suffers from Alzheimer’s disease or dementia as certified by a licensed health care provider.”

**Definition revised**

SECTION 5. Section 58‑27‑2510(2) of the 1976 Code, as added by Act 313 of 2006, is amended to read:

 “(2) ‘Special needs account customer’ means the account of a residential customer:

 (a) when the customer can furnish to the utility a certificate on a form provided by the utility and signed by a licensed health care provider that states that termination of electric service would be dangerous to the health of the customer or a member of his household at the premises to which electric service is rendered; or

 (b) who suffers from Alzheimer’s disease or dementia as certified by a licensed health care provider.”

**Definition revised**

SECTION 6. Section 58‑31‑510(2) of the 1976 Code, as added by Act 313 of 2006, is amended to read:

 “(2) ‘Special needs account customer’ means the account of a residential customer:

 (a) when the customer can furnish to the Public Service Authority a certificate on a form provided by the Public Service Authority and signed by a licensed health care provider that states that termination of electric service would be dangerous to the health of the customer or a member of his household at the premises to which electric service is rendered; or

 (b) who suffers from Alzheimer’s disease or dementia as certified by a licensed health care provider.”

**Time effective**

SECTION 7. This act takes effect upon approval by the Governor.

Ratified the 21st day of February, 2012.

Approved the 22nd day of February, 2012.

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