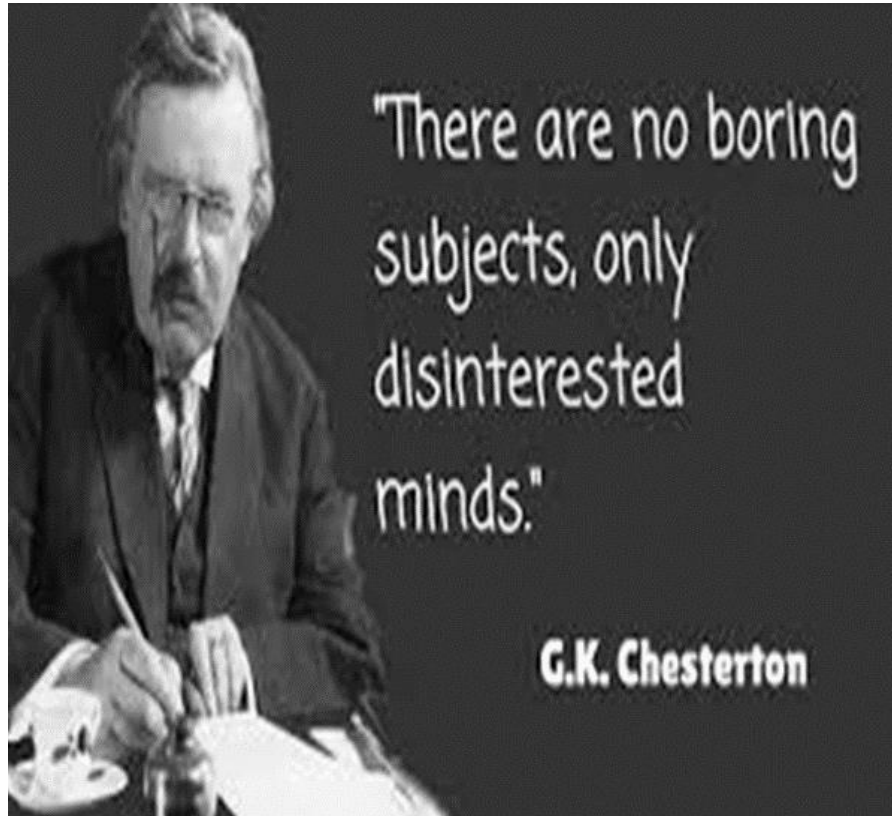




Transportation Forum

SC Office of Regulatory Staff
October 18, 2022

Purpose



Why are we here?

- **Provide an Overview of ORS**
- **Discuss Changes in Laws**
- **Continue to Build Relationships**
- **Find out what you need from us!**

Tom Allen

- **Chief of Broadband, Communications & Safety for the South Carolina Office of Regulatory Staff**
- **Oversight of Rail and Pipeline Safety, Transportation for Hire, Telecommunications, Broadband and Emergency Support Function 12**

Facilities and Safety

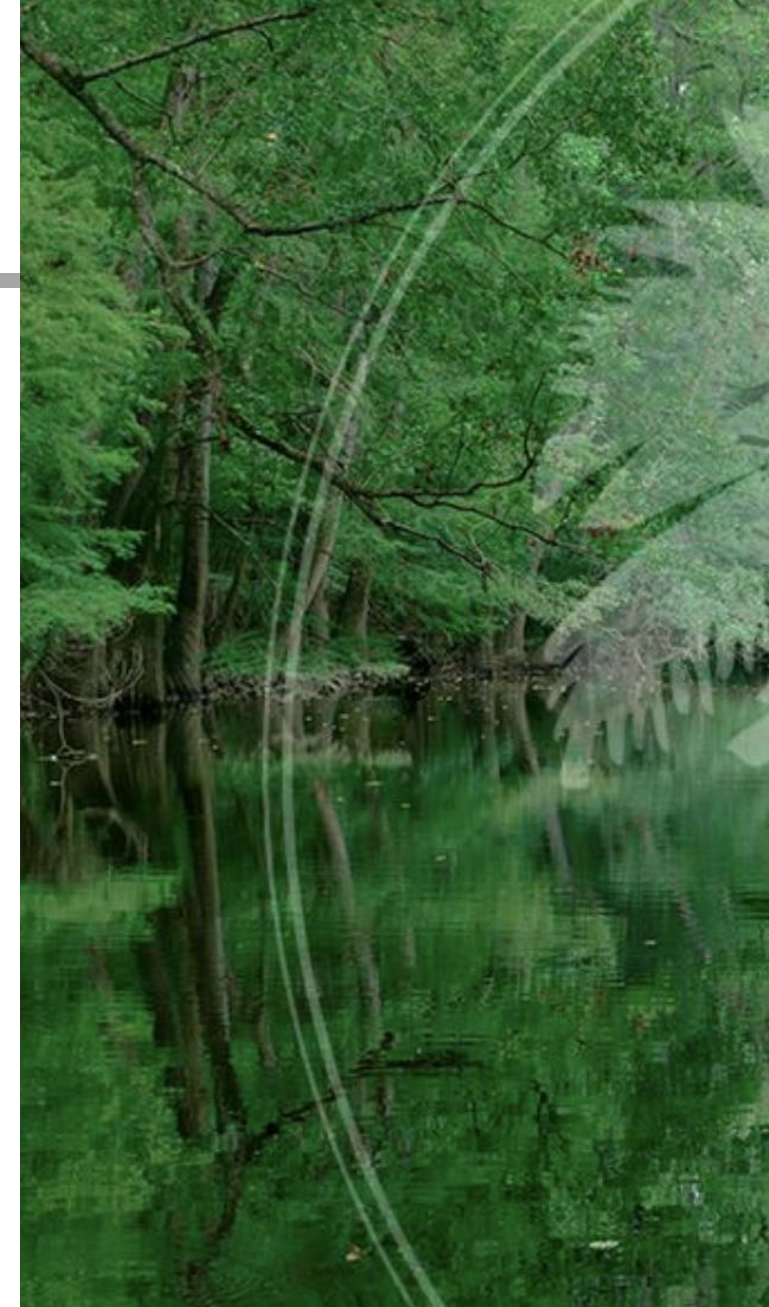
- Location of restrooms, break rooms, cell phones and calls
- Sign-in sheet
- Inclement Weather/External Threat Procedures
- Emergency Exits and Rally Point
- Medical Emergencies, 911, First Aid/CPR

SAFETY FIRST!

About ORS

The South Carolina Office of Regulatory Staff (ORS) was created with the enactment of Act 175 in 2004.

The ORS represents the public interest of South Carolina in utility regulation for the major utility industries — electric, natural gas, telecommunications, water/wastewater, and transportation — before the Public Service Commission of South Carolina (PSC), the court system, the South Carolina General Assembly, and federal regulatory bodies.



ORS Mission

ORS represents consumers of investor-owned utilities in SC before the PSC. (PSC sets utilities' rates)

ORS must look at the impact to the consumer and utilities' continued investment in reliable and high-quality services.

ORS participates in matters before the PSC for electric, natural gas, transportation, water and wastewater utilities, and most telecommunications providers.

ORS is party of record for all cases, including rates, that go before the PSC.

ORS audits and inspects investor-owned utilities and provides limited oversight of electric cooperatives.

ORS administers the leasing program for solar panels in South Carolina.

The staff is organized into the following divisions:

- 1. Utilities Rates (electric, natural gas, water and wastewater)**
- 2. Utilities Services (consumer services, solar)**
- 3. Energy Office**
- 4. Broadband, Communications & Safety (Rail Safety, Pipeline Safety, Transportation, Telecom, EM, Broadband)**
- 5. Legal**
- 6. Communications**
- 7. Auditing & Administration**



Broadband, Communications & Safety

- **Pipeline and Rail Safety:** Agreements with USDOT to enforce federal regulations
- **Broadband:** central planning body to coordinate with federal, state, regional, local, and private entities to engage in the continued deployment of broadband in the state.
- **Telecommunications:** regulation of traditional landline carriers, lifeline, dual party relay
- **Emergency Response:** work with SCEMD to get utilities resources during emergencies and disasters

TRANSPORTATION

The ORS has regulatory oversight of the licensing – including enforcement of insurance and rates – of motor carriers of:

- Passengers (including taxis, charter, charter buses, limousines, non-emergency, stretcher vans and transportation network carriers such as Uber and Lyft)
- Household Goods Moved within South Carolina



Thomas McGill

- **Transportation Manager for the South Carolina Office of Regulatory Staff**
- **Oversight of Transportation for Hire (passenger carrier and HHG) and support for Emergency Support Function 12**

Field Enforcement – Transportation Inspectors

ORS has three transportation inspectors that provide regulatory enforcement in the field.

- Investigations
- Complaints
- Vehicles – Registration, Lettering, License Plates, Certificate Number, Trade Dress, etc.
- Driver File Audits

Jon Teeter

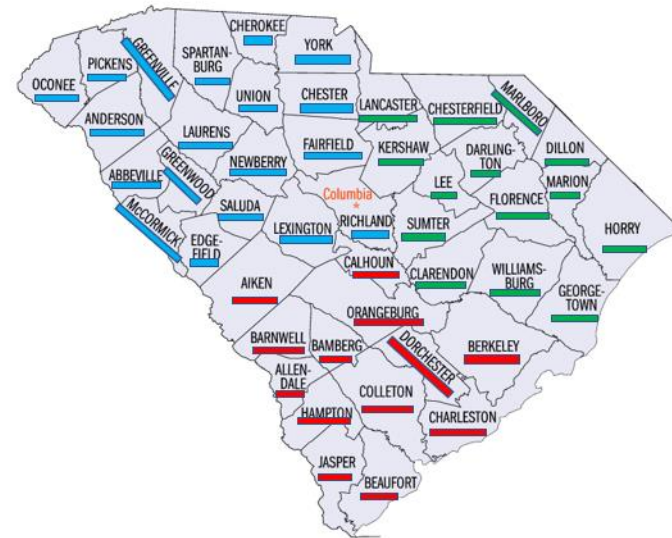
Abbeville	2
Anderson	2
Cherokee	2
Chester	2
Edgefield	2
Fairfield	2
Greenville	2
Greenwood	2
Laurens	2
Lexington	2
McCormick	2
Newberry	2
Oconee	2
Pickens	2
Richland	2
Saluda	2
Spartanburg	2
Union	2
York	2

George Parker

Chesterfield	3
Clarendon	3
Darlington	3
Dillon	3
Florence	3
Georgetown	3
Horry	3
Kershaw	3
Lancaster	3
Lee	3
Marion	3
Marlboro	3
Sumter	3
Williamsburg	3

Steven Williams

Aiken	1
Allendale	1
Bamberg	1
Barnwell	1
Beaufort	1
Berkeley	1
Calhoun	1
Charleston	1
Colleton	1
Dorchester	1
Hampton	1
Jasper	1
Orangeburg	1



Statute Changes

- Section 58-23-1010.
 - (A) The commission shall regulate every motor carrier in this State and fix or approve the rates, fares, charges, classifications, and regulations pertaining to each motor carrier, except as provided in Section 58-23-20.
 - (B) As to holders of a certificate E, the carrier shall file a maximum rate schedule with the commission. The commission must post the maximum rate schedule filing within one business day of receipt. The new maximum rate schedule shall go into effect one business day following the commission's posting of the new schedule. Holders of certificate E shall have the flexibility for adjustment of the rates below the maximum rate levels without commission approval. The commission shall publish the maximum rate schedule on its website."

Process for Docketed Items

- Scope--Statewide
- Name Change
- Transfer
- Tariff/BOL Amendment– 48 hour turnaround

- No longer Required
 - Attorney Requirements
 - Proof of Publication

Reporting Requirements

- Gross Receipts
- Payment of Gross Receipts
- Petition to Revoke
- Annual Report—No longer required

Gross Receipts

- Each Carrier is “taxed” on its gross revenue for SC Operations
- Fund the operations of the transportation department
- TAX=gross revenue X factor
- There are de minimis carriers
- Slight increase in gross receipts tax last reporting period
- Increase in the level of service (i.e. focus on audits, illegal carriers, advertising investigations, assists with docketed items)
- <https://ors.sc.gov/regulated-utilities/transportation/class-e/household-goods>

Payments for Gross Receipts

- Each Spring, form is posted on the website and carriers are notified
 - Complete form and return to ORS by August 31 (no form=revocation of certificate)
 - Report revenues from previous calendar year
 - Factor is determined, and budget is built, sent to the Department of Revenue
 - DOR sends out invoices in June with payment due by July 15
 - No pay = revocation of certificate
 - Need to budget for payment of Gross Receipts Tax
 - Possibility of payment plan with DOR
 - EX.
 - 1) August 31, 2022, Carrier Submits revenue of CY 2021
 - 2) July 15, 2022 Carrier makes payment to DOR on revenues from 2020

Things to Provide for E-BOL

- 1) The letter or petition to the Public Service Commission should include:
 - a) not asking for a waiver of Reg. 162 but only approval of “some other procedure”
 - b) Assurance that the customer will receive the BoL by text or email within a certain time period (suggested 24 hours, I think it can be almost instantaneous)
 - c) Assurance that the customer can receive a paper copy immediately if they do not have an email or access to text
 - d) Assurance that inspectors will have immediate access to the database in order to perform audits
 - e) Assurance that the BoLs would be sequentially numbered and meet all other applicable requirements of Reg. 103-159
- 2) Along with the letter/petition, the filing should include:
 - a) An Outline of how the electronic procedure works from time the truck arrives until receipt of the electronic BoL by the customer. This outline should also include how BoLs are stored and how our inspectors would access the BoLs for audits
 - b) A “screen shot” of how the BoL looks to the driver on the tablet
 - c) A “screen shot” or sample of what the customer receives

E-BOL cont.

- Commission Requirements
 - Provide examples of how the process works/looks
 - Screenshots
 - Explanations
 - Have a way to print off on site if the customer asks

ORS Contact Information

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