

## Session 104 - (1981-1982)

### **H\*2461 (Rat #0232, Act #0178 of 1981) General Bill, By House Ways and Means**

A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year beginning July 1, 1981, and for other purposes; to regulate the expenditure of such funds; to further provide for the operation of the State Government during the fiscal year; to appropriate funds allotted to the State Government under the Public Works Employment Act of 1976 (Federal); to provide that the State Budget and Control Board shall withhold funds appropriated to state agencies for failure to comply with management letters issued by the State Auditor; to provide that revenues and income of state boards and commissions for which funds are appropriated in Part I of this Act and in all subsequent General Appropriation Acts with an exception shall be remitted to the State Treasurer at least once each week and credited to the General Fund and provide for the levy of assessments, fees and licenses at least equal to the amount of the annual appropriation for such boards and commissions; to authorize compensatory time for state employees who are required to work overtime during any particular week and to make all payments of compensation to state employees under the provisions of Part I of this Act subject to the provisions of Section 4 of Part II; to amend Section 32, Part II, Act 199 of 1979, as amended, relating to the budget format of the General Appropriation Bill, so as to delete the requirement to include employer contributions on the same line with salary; to amend Act 307 of 1980, relating to the procedure for accreditation and chartering of chiropractic colleges or schools, so as to increase from one year to nineteen months the time allowed for such colleges or schools to obtain accreditation or candidate status; to amend Section 56-1-1330, as amended, Code of Laws of South Carolina, 1976, relating to the requirement that applicants for certain provisional driver's licenses complete an alcohol traffic safety school and the cost thereof, so as to revise such cost; to provide for the establishment of a South Carolina Energy Research and Development Center to be located at and in conjunction with Clemson University; to amend the 1976 Code by adding Section 48-23-295 so as to provide aid to South Carolina woodland owners in receiving afforestation, reforestation, prescribed burning and other scientific, technical and practical forestry services from the State Commission of Forestry; to provide that the Department of Social Services may exempt adult residential facilities from the requirement that all residents shall be ambulatory upon compliance with certain criteria; to empower the Department of Health and Environmental Control to implement and enforce Public Law 96-510 relating to hazardous waste cleanup; to amend Section 59-71-570, relating to sinking fund payments, so as to direct the outstanding balance on July first, 1981, to the General Fund of the State; to amend Chapter 7 of Title 61, relating to the importation of alcoholic liquors, by adding Section 61-7-300 so as to provide that registered producers of alcoholic liquors shall sell such liquors to military establishments only through licensed wholesalers in this State, provide that such sales shall be exempt from State taxes except the case tax, establish procedures to process such sales, and to amend Chapter 9 of Title 61, relating to beer and wine, by adding Section 61-9-1270 so as to provide that registered producers of beer and wine shall sell such beer and wine to military establishments only through licensed wholesalers in this State and provide that such sales shall be exempt from state beer and wine taxes; to amend the 1976 Code by adding Chapter 42 to Title 46 so as to provide for the training and certification of persons engaged in the sampling, grading and inspection of grains and oil seeds, to provide for the issuance of uniform printout or punch ticket on each load of grain or oil seed, and to provide for the assessment and collection of funds from dealers and handlers to implement the program; to amend Section 42-3-20, as amended, relating to membership and duties of the Industrial Commission, so as to provide that effective July 1, 1981, panels composed of three Commissioners may conduct full commission reviews under certain circumstances; to amend the 1976 Code by adding Section 57-3-520, so as to provide legal representation for the Department of Highways and Public Transportation's Workmen's Compensation claims program and to authorize the department to retain outside adjusters to investigate and adjust workmen's compensation and damage claims; to amend Sections 9-1-300, 9-9-30 and 9-11-30, relating to the South Carolina Retirement System, the Retirement System for members of the General Assembly of the State of South Carolina and the South Carolina Police Officers Retirement System, so as to provide that persons employed to administer the systems and the expenses of the Budget and Control Board in carrying out the provisions of law relating to the systems shall be paid from interest earnings of the systems instead of from annual General Appropriations of the State, and to amend Act 150 of 1979, as amended, relating to the retirement system for judges and solicitors for the State of South Carolina, so as to provide that employees who administer the system and the expenses of the Budget and Control Board in carrying out the provisions of law relating to the system shall be paid from interest earnings of the system instead of from annual General Appropriations of the State; to amend Act 651 of 1978, as amended, relating to a revised structure in the content of the General Appropriation Act, so as to increase the number of members of the Joint Appropriation Review Committee, provide for their appointment, establish their terms and provide for the payment of the expenses of the Committee, to transfer from the Budget and Control Board to the Governor duties relating to the receipt or expenditure of funds by state agencies, institutions and federal funds; to establish duties of the Governor, the Joint Appropriation Review Committee relative to federal funds, federal grants and private grants; to provide that funds other than federal or general fund appropriations shall not require approval by the Governor if they are in accord with line

item appropriations, to transfer duties relative to annual state indirect cost allocation plans and procedures and indirect cost recoveries and overhead cost reimbursements from the State Auditor and Budget and Control Board to the Governor, to provide for recommendations by the Governor relative to budget format and procedures, and to repeal provisions relating to recommendations for additional legislation of the Committee and duties of the Legislative Audit Council; to provide for the purchase of equipment by the Division of General Services for lease or resale to entities of State Government, to provide for the borrowing of funds by the Division from the State Insurance Reserve Fund to purchase such equipment and provide for the repayment of the loan; to amend Section 23-9-20, as amended, relating to the duties of the State Fire Marshal, so as to delete the duty of enforcing the laws and regulations of the Liquified Petroleum Gas Board and to amend Section 39-43-20, as amended, relating to the Liquified Petroleum Gas Board, so as to provide that the Division of General Services rather than the State Fire Marshal shall provide administrative support and facilities for the Board, to provide that the Board shall be an agency of the Division of General Services, and to provide that such support shall be provided by the Division of General Services subject to the approval of the Director thereof; to amend Section 12-3-145, as amended, relating to property tax exemption, so as to provide that application for homestead exemption shall be made to the County Auditor; to provide that the Lieutenant Governor's Office shall be part-time; to amend Subsection (B), Section 31 of Act 644 of 1978, relating to the designation of the Administrator of Consumer Affairs as the Consumer Advocate and the qualifications of the Consumer Advocate, so as to revise such qualifications and provide that the Consumer Advocate may be the Administrator or he may be appointed by the Administrator with the approval of the Commission on Consumer Affairs; to amend Section 59-101-120, relating to the maximum charge for diplomas at state institutions of higher learning, so as to provide that such maximum charge shall be the actual cost of the diploma rather than five dollars; to reenact Section 2-13-30 relating to the powers of the Legislative Council as to compilation of codes and establishment of the Committee on Statutory Laws and delete its powers relative to bids for the publication of Codes and Supplements; to name the member institutions of the Charleston Higher Education Consortium, to provide the terms of membership, to provide for the admission of new members, to provide for the Board of Directors for the Consortium, to establish a community based advisory committee to state the purpose of the consortium and its objectives, to provide for a master plan, to provide for annual reports, to provide for an Executive Director for the Consortium, to establish its powers and duties and to provide for a decrease in personnel at the Citadel, College of Charleston and the Medical University of South Carolina if the number of employees of the Consortium is increased; to amend Section 22-3-800, as amended, relating to suspension of sentences by magistrates, so as to provide that sentences imposed by authority of Title 50 may be suspended below the minimum sentence provided but not below twenty-five dollars unless the minimum sentence is below that amount; to amend Section 48-23-10, relating to the State Commission of Forestry, so as to add two additional members to be appointed by the Governor from the public at large, with the advice and consent of the Senate, provide that the President of Clemson University may serve on the Commission or may designate the Dean of the School of Forestry to serve in his stead and direct the Governor to provide representation of every geographical section of the State in his appointments and a reasonable balance between the interests of corporations and individuals, and to repeal Section 23 of Part II of Act 644 of 1978, relating to the appointment of two additional members to the State Forestry Commission; to provide that "variable rate" shall mean adjustable rate, renegotiable rate and other nonfixed rates; to amend Section 12-35-550, as amended, relating to exemptions from the sales tax, so as to exempt from the sales tax on a graduated basis a certain percentage of the gross proceeds of the sale of modular homes; to provide that new positions in state agencies authorized by the Budget and Control Board in excess of the number of positions authorized in the General Appropriations Act shall terminate at the end of the fiscal year in which they are authorized unless continued as new positions in the General Appropriations Act for the next fiscal year and provide procedures for implementation; to amend Sections 24-23-210 and 24-23-220, relating to funding for the Community Corrections Program, so as to provide that, in addition to a bond posted, the sum of two dollars shall be added to the bond as an assessment to fund such program and provide that municipal or magistrate's court shall pay the assessments imposed or forfeited to the County Treasurer monthly; to amend Sections 9-1-1790 and 9-11-90, as amended, and Section 9-9-110, relating to the South Carolina Retirement System and the South Carolina Police Officers Retirement System, so as to increase the amount a retired member who returns to covered employment may earn without affecting his benefits and to provide for the return to service of a member other than as a member of the General Assembly; to provide that the transfer of funds in the General Appropriation Act shall be submitted to the General Assembly by the State Auditor; to amend Section 8 of Act 631 of 1978, as amended, relating to the Basic Skills Assessment Program, so as to provide that the Department of Education shall by administrative action monitor and evaluate the curriculum and instruction methods in each school district to comply with the standards and purpose of such Act; to amend Section 20-7-600, relating to arrest and detention of children, so as to provide that arrested children shall not be transported in police vehicles along with adults under arrest and shall be detained in custody separate from such adults and provide for maintenance of children's arrest records; to amend Section 24-13-710, relating to supervised furlough programs for persons convicted of certain nonviolent crimes, so as to provide that

the Department of Corrections and Parole and Community Corrections Board shall assess fees to cover the cost of participant's supervision and other financial obligations in such programs.-at

03/10/81	House	Introduced, read first time, placed on calendar without reference HJ-1067
03/18/81	House	Amended HJ-1257
03/18/81	House	Debate interrupted HJ-1290
03/19/81	House	Amended HJ-1299
03/19/81	House	Debate interrupted HJ-1337
03/24/81	House	Amended HJ-1363
03/24/81	House	Debate interrupted HJ-1390
03/25/81	House	Amended HJ-1399
03/25/81	House	Debate interrupted HJ-1477
03/26/81	House	Amended HJ-1490
03/26/81	House	Debate interrupted HJ-1510
03/31/81	House	Amended HJ-1545
03/31/81	House	Debate interrupted HJ-1582
04/01/81	House	Amended HJ-1608
04/01/81	House	Read second time HJ-1621
04/02/81	House	Read third time and sent to Senate HJ-1651
04/02/81	Senate	Introduced and read first time SJ-13
04/02/81	Senate	Referred to Committee on Finance SJ-14
06/10/81	Senate	Committee report: Favorable with amendment Finance SJ-14
06/17/81	Senate	Amended SJ-9
06/17/81	Senate	Debate interrupted SJ-9
06/18/81	Senate	Amended SJ-7
06/23/81	Senate	Debate interrupted SJ-13
06/24/81	Senate	Amended SJ-25
06/24/81	Senate	Debate interrupted SJ-25
06/25/81	Senate	Amended SJ-25
06/25/81	Senate	Read second time SJ-25
06/25/81	Senate	Ordered to third reading with notice of amendments SJ-25
06/30/81	Senate	Amended SJ-15
07/01/81	Senate	Amended SJ-3
07/02/81	Senate	Amended SJ-8
07/02/81	Senate	Debate interrupted SJ-22
07/07/81	Senate	Amended SJ-13
07/07/81	Senate	Debate interrupted SJ-13
07/08/81	Senate	Amended SJ-5
07/08/81	Senate	Read third time SJ-5
07/08/81	Senate	Returned SJ-5
07/09/81	House	Non-concurrence in Senate amendment HJ-3708
07/09/81	Senate	Senate insists upon amendment and conference committee appointed Sens. Dennis, Waddell, & Garrison SJ-3
07/09/81	House	Conference committee appointed Reps. Mangum, DF McInnis, & Toal HJ-3716
07/16/81	Senate	Free conference powers granted SJ-43
07/16/81	Senate	Free conference committee appointed Sens. Dennis, Waddell, & Garrison SJ-43
07/16/81	House	Free conference powers granted HJ-3970
07/16/81	House	Free conference committee appointed Reps. Mangum, DF McInnis, & Toal HJ-3972
07/17/81	Senate	Free conference report received SJ-2
07/17/81	Senate	Free conference report adopted SJ-2
07/17/81	House	Free conference report received HJ-3988
07/17/81	House	Free conference report adopted HJ-4029
07/17/81	House	Ordered enrolled for ratification HJ-4029
07/17/81	House	Ratified R 232 HJ-4031

07/28/81		Certain items vetoed by Governor
07/29/81	House	Veto message received HJ-4046
08/04/81	House	Debate adjourned on veto consideration HJ-4095
08/05/81	House	Veto sustained on certain items: Nos. 1-24, 26-28, 31-60
08/05/81	House	Veto overridden on certain items: Nos. 25, 29, 30
08/11/81	Senate	Veto overridden on certain items: Nos. 25, 29, 30 SJ-8
08/11/81		Effective date 07/29/81 (Vetoed 25,29,30-8/11/81)
08/11/81		Act No. 178
09/09/81		Copies available