Session 122 - (2017-2018)

H*3221 (Rat #0041, Act #0023 of 2017) General Bill, By Allison, Collins, Felder, Daning, Govan, Taylor, Knight and Anderson

Summary: Fiscal practices and budgetary conditions

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-20-90 SO AS TO REQUIRE THE STATE DEPARTMENT OF EDUCATION TO DEVELOP AND ADOPT A STATEWIDE PROGRAM FOR IDENTIFYING FISCAL PRACTICES AND BUDGETARY CONDITIONS THAT, IF UNCORRECTED, COULD COMPROMISE THE FISCAL INTEGRITY OF A SCHOOL DISTRICT AND FOR ADVISING THE DISTRICT ON HOW TO TAKE APPROPRIATE CORRECTIVE ACTIONS, TO ESTABLISH THREE LEVELS OF FISCAL AND BUDGETARY CONCERNS WITH CONDITIONS AND REQUIREMENTS ASSOCIATED WITH EACH, AND TO DIRECT THE DEPARTMENT TO PROMULGATE REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION; AND BY ADDING SECTION 59-20-95 SO AS TO REQUIRE THE STATE AUDITOR TO ADOPT THE STATEWIDE PROGRAM CREATED BY THE DEPARTMENT OF EDUCATION IN SECTION 59-20-90 AND USE IT TO IDENTIFY FISCAL PRACTICES AND BUDGETARY CONDITIONS THAT, IF UNCORRECTED, COULD COMPROMISE THE FISCAL INTEGRITY OF A STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY AND TO ADVISE THE STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY ON HOW TO TAKE APPROPRIATE CORRECTIVE ACTIONS, AND TO PROVIDE EXCEPTIONS TO ENABLE THE STATE AUDITOR TO DIRECT THE DEPARTMENT TO IMMEDIATELY ASSUME EMERGENCY MANAGEMENT OF THE STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY FOR WHICH IT HAS MADE A DECLARATION OF FISCAL CAUTION OR FISCAL EMERGENCY, TO CONTINUE THIS EMERGENCY MANAGEMENT OF THE LOCAL EDUCATION AGENCY UNTIL THE STATE AUDITOR RELEASES THE STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY FROM THE DECLARATION OF FISCAL CAUTION OR FISCAL EMERGENCY, AS APPLICABLE, AND TO DIRECT THE STATE AUDITOR TO PROMULGATE REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION. - ratified title

12/15/16	**House**	**Prefiled**
12/15/16	**House**	**Referred to Committee on Education and Public Works**
01/10/17	**House**	**Introduced and read first time (House Journal-page 116)**
01/10/17	**House**	**Referred to Committee on Education and Public Works (House Journal-page 116)**
01/11/17	**House**	**Member(s) request name added as sponsor: Daning (House Journal-page 42)**
01/18/17	**House**	**Member(s) request name added as sponsor: Govan (House Journal-page 42)**
01/25/17	**House**	**Member(s) request name added as sponsor: Taylor (House Journal-page 42)**
01/25/17	**House**	**Committee report: Favorable Education and Public Works (House Journal-page 3)**
01/25/17	**House**	**Member(s) request name added as sponsor: Knight**
01/26/17	**House**	**Debate adjourned until Tues., 1-31-17 (House Journal-page 16)**
01/26/17		**Scrivener's error corrected**
01/31/17	**House**	**Member(s) request name added as sponsor: Anderson**
01/31/17	**House**	**Read second time (House Journal-page 24)**
01/31/17	**House**	**Roll call Yeas-101 Nays-0 (House Journal-page 25)**
02/01/17	**House**	**Read third time and sent to Senate (House Journal-page 14)**
02/01/17	**Senate**	**Introduced and read first time (Senate Journal-page 21)**
02/01/17	**Senate**	**Referred to Committee on Education (Senate Journal-page 21)**
04/03/17	**Senate**	**Committee report: Favorable with amendment Education**
04/04/17		**Scrivener's error corrected**
04/18/17	**Senate**	**Committee Amendment Adopted (Senate Journal-page 21)**
04/18/17	**Senate**	**Read second time (Senate Journal-page 21)**
04/18/17	**Senate**	**Roll call Ayes-42 Nays-1 (Senate Journal-page 21)**
04/19/17		**Scrivener's error corrected**
04/20/17	**Senate**	**Read third time and returned to House with amendments (Senate Journal-page 12)**
04/21/17		**Scrivener's error corrected**
04/25/17	**House**	**Concurred in Senate amendment and enrolled (House Journal-page 15)**
04/25/17	**House**	**Roll call Yeas-101 Nays-0 (House Journal-page 16)**
05/04/17		**Ratified R 41**
05/09/17		**Signed By Governor**
05/12/17		**Effective date 5/9/17**

05/15/17 **Act No. 23**