TRANSPORTATION & REGULATORY SUBCOMMITTEE PACKAGE

SECTION 83 - R600 - DEPARTMENT OF EMPLOYMENT AND WORKFORCE

CARRIED OVER (Employment Training Outcomes Data Sharing) Directs DEW to require training and employment data integration; establish a Governance Policy; and develop a model data-sharing agreements with various agencies and entities.

WMC: AMEND proviso, item (A) to delete reference to "partner collaboration and sharing responsibilities" and change "2016" to "2017." Amend item (B) to change "July 22, 2016 to July 1, 2017;" delete the requirement that DEW "develop a model" and instead "enter into a" data sharing agreement; require ETPs submit "personally identifiable information" data "for the purpose of assessing program effectiveness." Delete language referencing the North American Industry Classification (NAIC) System and the Standard Occupation Classification (SOC) System. Delete items (C) (D) and (E) which reference deleting model data sharing agreements with specific entities. DEW proposes deleting language referencing NAICS and SOC until a system for acquiring occupational data such as SOC is developed. Items C through E are deleted because the directives are duplicative due to the passage of Act 252 of 2016. Requested by Department of Employment and Workforce.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE CHAIRMAN'S RECOMMENDATION: REINSERT original proviso and AMEND to update calendar and fiscal year references and direct that the data sharing agreements be submitted to the Chairmen of the Senate Finance, House Ways and Means, and Senate and House Labor, Commerce and Industry Committees.

- **83.6.** (DEW: Employment Training Outcomes Data Sharing) The Department of Employment and Workforce, in developing the Workforce and Labor Market Information System (WLMIS) improvements required of the Workforce Innovation and Opportunity Act (WIOA) (P.L. 113-128), will require integration of training and employment data for the purposes of improving longitudinal assessment of employment outcomes for the various training providers eligible to receive funding appropriated or authorized by this Act.
- (A) As the entity with authority for the oversight and maintenance for the WLMIS, the department shall establish a Governance Policy for the management, development, <u>and</u> security, partner collaboration, and sharing responsibilities no later than July 1, 2016 2017.
- (B) No later than July 22, 2016 \(\frac{1}{27}\), the department must develop a model \(\frac{enter into a}{27}\) data-sharing agreement with eligible training providers (ETPs). As specified by the WIOA Act, this agreement will require ETPs to submit \(\frac{personally identifiable information (PII)}{27}\) data related to the types of training programs offered, individual student coursework and outcomes, program completion and time to complete, program costs, and tuition assistance \(\frac{for the purpose of assessing program effectiveness}{27}\). It will further require reporting of personally identifiable information (PII) to match training and employment data to determine placement in companies and jobs by the North American Industry Classification (NAIC) System and Standard Occupation Classification (SOC) System and other information necessary for the department to accurately and completely assess the effectiveness and return on investment of all training programs offered by the entity.
- (C) No later than January 1, <u>2017</u> <u>2018</u>, the department must develop a model datasharing agreement with the Department of Education, the Center for Educator Recruitment, Retention and Advancement, and the Education Oversight Committee, the Vocational Rehabilitation Department, and the Commission on Higher Education to capture and match data as enumerated in item (B) of this provision. This agreement will

ensure collaborative sharing of matched data with each partner agency for the purpose of program assessment and effectiveness in compliance with state and federal laws.

- (D) The department and the South Carolina Student Loan Corporation shall, by January 1, 2018, enter into a data-sharing agreement to determine the average debt load carried by individuals who participate in training programs with eligible training providers. This agreement will ensure collaborative sharing of matched data for the purpose of program assessment and effectiveness in compliance with state and federal laws.
- (E) No later than June 30, 2017 2018, the department must develop a model data-sharing agreement with the Department of Social Services to capture data related to New Hire status and social service data and with the Department of Labor, Licensing and Regulation to capture licensing and licensing-related data. This agreement will ensure collaborative sharing of matched data for the purpose of program assessment and effectiveness in compliance with state and federal laws.

The Department of Employment and Workforce shall submit copies of the data sharing agreements to the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, the Chairman of the Senate Labor, Commerce and Industry Committee, and the Chairman of the House Labor, Commerce and Industry Committee.

CRIMINAL JUSTICE SUBCOMMITTEE PACKAGE

SECTION 117 - X900 - GENERAL PROVISIONS

117.128 CARRIED OVER (Retail Facilities Revitalization Act Repeal Suspension) Suspends the repeal of Chapter 34 of Title 6 [RETAIL FACILITIES REVITALIZATION ACT] as specified in Act 285 of 2006 for sites that have provided DOR written notification of election of mode of credit before 7/1/16 and for which a building permit has been issued prior to 7/1/16.

WMC: DELETE proviso. Fiscal Impact: RFAO states there would be no fiscal impact on state general fund income tax revenue and/or license tax revenue in FY 2017-18.

HOU: ADOPT deletion of proviso.

SFC: CARRIED OVER / REINSERT proviso and amend to update fiscal year reference to 2017-18.

117.128. (GP: Retail Facilities Revitalization Act Repeal Suspension) The repeal of Chapter 34 of Title 6 of the 1976 Code as specified in Act 285 of 2006 as to sites for which written notification of election of mode of credit has been provided to the Department of Revenue prior to July 1, 2016 and for which a building permit has been issued prior to July 1, 2016, is suspended for Fiscal Year **2016-17 2017-18**.

K-12 EDUCATION SUBCOMMITTEE PACKAGE

SECTION 1 - H630 - DEPARTMENT OF EDUCATION

1.88 CARRIED OVER (CDEP Overpayment) WMC: ADD new proviso to direct that school districts are not required to return any overpayment of CDEP funds they received in school year 2015-16 due to a department calculation error. Prohibit the department from requiring school districts to return such overpayment.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: AMEND new proviso to authorize school districts to carry forward the overpayment they received and expend the funds on Pre-K activities. Direct the department to use any available carry forward funds to hold school districts harmless if the district was under funded from CDEP funds in FY 2015-16. *Note: Companion EIA proviso is 1A.co.*

- 1.88. (SDE: CDEP Overpayment) School districts that received an overpayment of CDEP funds in school year 2015-16 due to a Department of Education calculation error shall not be required to return such overpayment to the Department of Education. The Department of Education shall be prohibited from requiring school districts to return any such overpayment of CDEP funds. School districts are authorized to carry forward and expend these funds for Pre-K activities. From available carry forward funds, the department is directed to hold harmless any school district that was under funded from CDEP funds in Fiscal Year 2015-16.
- 1.cf CARRIED OVER (Carry Forward) SFC: CARRIED OVER / CONFORM to funding recommendation / AMEND PROPOSED new proviso to direct the department to allocate \$20 million from carry forward or unencumbered or unobligated cash balances for the School Districts Capital Improvement Plan as set forth in this Act and \$10 million from carry forward, unencumbered or unobligated cash balances for the Education Foundation Supplement. Companion EIA proviso is IA.cf.
 - 1.cf. (SDE: Carry Forward) For Fiscal Year 2017-18, the Department of Education is directed to allocate \$30,000,000 \$20,000,000 from carry forward or unencumbered or unobligated cash balances for the School Districts Capital Improvement Plan as set forth in this Act and \$10,000,000 from carry forward or unencumbered or unobligated cash balances for the Education Foundation Supplement as set forth in this Act.
- 1.efs CARRIED OVER (Education Foundation Supplement) SFC: CARRIED OVER / ADD new proviso to direct that \$10,000,000 appropriated from provisos 1.cf and 1A.cf for the Education Foundation Supplement to distributed to public school districts that would recognize a loss of foundation funds in the current fiscal year based on the index of taxpaying ability. Provide for the funds to be distributed on a pro-rata basis and direct that the supplement shall not require a local financial requirement. Note: This is paired with the amendment to new 1.cf.
 - 1.efs. (SDE: Education Foundation Supplement) The Department of Education shall distribute the \$10,000,000 appropriated from Provisos 1.cf and 1A.cf for the Education Foundation Supplement to public school districts which would, in the current fiscal year, recognize a loss in State financial requirement of the foundation program by utilizing an Index of Taxpaying Ability which imputes the assessed value of owner occupied property compared to the State financial requirement of the same Index of Taxpaying Ability without an imputed value of owner-occupied homes. Funds in the Education Foundation Supplement must be distributed to the school districts receiving a loss in an amount equal to the amount of the loss. If funds are not sufficient to cover the full loss, funds shall be reduced on a pro rata basis. This supplement shall not require a local financial requirement.

SECTION 1A - H630 - DEPARTMENT OF EDUCATION-EIA

1A.co CARRIED OVER (CDEP Overpayment) SFC SUBCOMMITTEE RECOMMENDATION: ADD new proviso to direct that school districts are not required to

return any overpayment of CDEP funds they received in school year 2015-16 due to a department calculation error. Prohibit the department from requiring school districts to return such overpayment. Authorize school districts to carry forward the overpayment they received and expend the funds on Pre-K activities. Direct the department to use available carry forward funds to hold harmless districts whose CDEP funds were under funded in FY 2015-16. *Note: Companion General Education proviso is 1.88*.

1A.co. (SDE-EIA: CDEP Overpayment) School districts that received an overpayment of CDEP funds in school year 2015-16 due to a Department of Education calculation error shall not be required to return such overpayment to the Department of Education. The Department of Education shall be prohibited from requiring school districts to return any such overpayment of CDEP funds. School districts are authorized to carry forward and expend these funds for Pre-K activities. From available carry forward funds, the department is directed to hold harmless any school district that was under funded from CDEP funds in Fiscal Year 2015-16.

A.ocp CARRIED OVER (Opportunity School Pilot Initiative) SFC SUBCOMMITTEE RECOMMENDATION: CONFORM to funding recommendation / ADD new proviso to direct to transfer \$1,000,000 to the S.C. Charter School District to implement the Opportunity Schools Pilot Initiative as a public-private partnership to recruit, develop and expand high-quality charter schools that specifically serve high-need areas, including the Abbeville Plaintiff school districts. Authorize unexpended funds to be carried forward to be used for the same purpose. Requires the Public Charter School District obtain a 1:1 match in private donations, up to \$1 million. Direct that the funds be used toward developing up to 5 public charter school in high-need areas. Direct the Public Charter School District create an application and evaluation process and require the EOC certify that approved applications meet established Opportunity Schools Initiative criteria. Require the Public Charter School District report annually to the EOC on the status of the initiative.

IA.ocp. (SDE-EIA: Opportunity Schools Pilot Initiative) The Opportunity Schools Pilot Initiative is a program of the South Carolina Public Charter School District intended to be a public-private partnership to recruit, develop and expand high-quality charter schools specifically serving high-need areas of South Carolina, including the Plaintiff school districts in the Abbeville vs. State of South Carolina lawsuit. As used in this proviso a "high-need area" is defined as a plaintiff district in the Abbeville lawsuit or any school attendance zone with a poverty index of 75% or greater. A dedicated office within the South Carolina Public Charter School District or an affiliated non-profit corporation shall be created to support the Opportunity Schools Initiative.

From the funds appropriated pursuant to , the is directed to transfer an amount of \$1,000,000 to the South Carolina Public Charter School District for the purpose of implementing the Opportunity Schools Pilot Initiative. Amounts not expended during the current fiscal year may be carried forward for purposes of implementing the Opportunity Schools Initiative. These funds may be used for no other purpose. The South Carolina Public Charter School District is required to obtain a 1:1 match in private donations, up to \$1,000,000, in order to access state funding to support the Opportunity Schools Pilot Initiative. Funds shalll go toward the development of up to five public charter schools in high-need areas.

The South Carolina Public Charter School District shall create an application and evaluation process for individuals or groups with a demonstrated track-record of serving students in high-need communities to apply for the Opportunity Schools charter school development funding. In order to meet the criteria for opening an Opportunity School, existing charter operators must have a record of success with high-need, high-poverty students, and are

not eligible if their existing charter school is in corrective action status within the South Carolina Public Charter School District or any other charter school sponsor. Individuals or groups seeking to apply for the Opportunity Schools funding that do not currently operate a charter school must demonstrate success in improving academic achievement for high-need, high-poverty students. All applications approved by the South Carolina Public School District for the Opportunity Schools Initiative must be certified by the Education Oversight Committee as meeting the criteria set forth in the Opportunity Schools Initiative.

<u>The South Carolina Public Charter School District shall report to the Education Oversight</u> <u>Committee on an annual basis on the status of the Opportunity Schools Initiative.</u>

SECTION 7 - L120 - JOHN DE LA HOWE SCHOOL

7.4 CARRIED OVER (Transition) Directs the John de la Howe Board of Trustees to work with an advisory group to recommend an educational, vocational, and life skills training program for older children who are at risk and aging out of the foster care or juvenile justice DSS or DJJ supervisory programs. Directs the Board of Trustees, in consultation with the advisory group to contract with a child-service provider to operate the program. Directs the Board of Trustees, with technical assistance from Clemson University, DOA, and EBO to continue to provide wilderness camp programs and identify initiatives to provide agricultural education opportunities on campus. Directs the school to work with DSS and DJJ to safely transition existing students into appropriate placements, programs and services. Provides for a status and progress report to be made to certain legislative committees by June 30th. Directs the Board of Trustees, in consultation with the advisory group to made recommendations to the Governor and General Assembly on the future role of the school.

WMC: DELETE proviso. Requested by John de la Howe School.

HOU: ADOPT deletion of proviso.

SFC SUBCOMMITTEE RECOMMENDATION: CARRIED OVER.

7.4. (JDLH: Transition) In accordance with the purposes of the will of Dr. John de la Howe. by September thirtieth of the current fiscal year, the Board of Trustees of John de la Howe is directed to work with an advisory group comprised of one person each designated by the Director of the Department of Social Services, the Director of the Department of Mental Health, the Director of the Department of Juvenile Justice, the State Superintendent of Education, the Director of the Department of Alcohol and Other Drug Abuse Services, the Chair of the Joint Citizens and Legislative Committee on Children, a Representative appointed by the Speaker of the House, and a Senator appointed by the President Pro Tempore of the Senate to recommend an educational, vocational, and life skills training program at the John de la Howe School for older youth who are at risk and who are aging out of the foster care or the juvenile justice supervisory programs of the Department of Social Services or the Department of Juvenile Justice. The program will utilize the funds appropriated to John de la Howe School for the costs of the program that will include school drop out recovery to complete a high school degree, a GED program, vocational and employment training, and an aftercare program for transition of the youth to independent living and employment. Clemson University will collaborate with the advisory group regarding the development of a vocational farming component for the program.

In consultation with the advisory group and as set forth herein, by November thirtieth, the John de la Howe Board of Trustees will procure a contract with a child-service provider to operate the program. The child-service provider must be a nationally accredited (AdvancED) educational organization experienced in both child protection and juvenile justice programs and must be able to demonstrate a history of success in the operation of educational and vocational residential

training programs for youth. The Department of Administration and the Executive Budget Office will assist John de la Howe as needed in the transition.

With funds appropriated and with technical assistance from Clemson University, the Department of Administration and the Executive Budget Office, the John de la Howe School Board of Trustees will continue to provide wilderness camp programs to students in the current fiscal year; and identify initiatives to provide agricultural education opportunities on campus for students.

John de la Howe will work with the Department of Social Services and the Department of Juvenile Justice to provide for the safe transition of the existing residents from John de la Howe School into such placements, programs and services as determined appropriate based on an assessment of their individual needs.

In the development of the program and in the qualifications and selection of the child-service provider, considerations by the John de la Howe Board of Trustees in consultation with the advisory group will include the following:

- (1) the overlap of needs of children who crossover for services between the Department of Social Services and the Department of Juvenile Justice;
- (2) educational, school drop-out recovery, GED, vocational programs, life skills training programs, career and employment opportunities, and independent living programs for these older youth clients that can be provided using the John de la Howe School facilities, resources, and funding to assist these youth who are at risk and aging out of state services to prepare for success as adults;
- (3) aftercare programs that will follow these youths into the community and help them to become established in viable employment and living situations that encourage a future free of homelessness, unemployment, poverty, alcohol and other substance abuse, criminal behavior, and dependence on public assistance;
- (4) provide the existing child clients at John de la Howe School with a proper, safe transition to family reunification or other appropriate placements and services:
- (5) provide consideration of current John de la Howe School employees, where appropriate, for employment pursuant to the new provider contract for program services; and,
- (6) how the existing funds and youth vocational training programs can be applied to provide repairs and maintenance to the John de la Howe School buildings and grounds.

The John de la Howe Board of Trustees, with technical assistance from the Department of Education will provide procurement for the contract, fiscal administration of the funds, contract accountability, compliance, and reporting and will submit reports by June thirtieth of the current fiscal year to the House Ways and Means Committee, the Senate Finance Committee, and the Joint Citizens and Legislative Committee on Children to inform the Committees regarding the status and progress of programs, operations, client data, facilities, and budget information. The John de la Howe Board of Trustees, in consultation with the advisory group will make recommendations to the Governor and General Assembly regarding the future role of the John De La Howe School.

7.5 CARRIED OVER (Transition) WMC: ADD new proviso to suspend all John de la Howe School operations for Fiscal Year 2017-18 and to terminate all employees, effective July 1, 2017. Provide for final compensation payout and direct all remaining funds and vacant FTEs be transferred to Clemson University PSA. Direct Clemson PSA to use the funds to evaluate and report on what agricultural educational programs can be offered that align with the Will, what land management and operational changes are needed and what the projected costs and timeframe would be for these changes. Direct that findings and recommendations be reported by December 1 to the Senate Finance and House Ways and Means Committees.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: CARRIED OVER.

7.5. (JDLHS: Transition) For Fiscal Year 2017-18, all financial and programmatic management and operations of the John de la Howe School shall be suspended and all employees terminated, effective July 1, 2017.

After the terminated employees final compensation has been paid, all remaining funds and vacant FTE's shall be transferred to Clemson University PSA. The university shall utilize transferred funds to perform an evaluation and report focused on: (1) what agricultural educational programs can be offered that align with the terms and purpose of the Dr. John de la Howe will; (2) what land management and operation changes are needed in order for the property and remaining assets to support the agricultural education programming mission of the will; and (3) what would be the projected costs of and timeframe for these changes. Additionally, Clemson University PSA shall be authorized to utilize the transferred funds to manage and maintain the grounds and other property of the estate as it sees fit, during the suspension period.

Clemson University PSA shall report to the Senate Finance Committee and to the House Ways and Means Committee by December 1 of the current fiscal year on its findings and recommendations.

NATURAL RESOURCES SUBCOMMITTEE PACKAGE

SECTION 50 - P320 - DEPARTMENT OF COMMERCE

CARRIED OVER (Regional Economic Development Organizations) Designates funding for Regional Economic Development Organizations and provides a mechanism by which the funds should be distributed.

WMC: AMEND proviso to update fiscal year reference to 2017-18.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

50.13. (CMRC: Regional Economic Development Organizations) The Department of Commerce shall utilize \$5,000,000 appropriated in Fiscal Year 2016-17 2017-18 for Regional Economic Development Organizations to provide funds to the following economic development organizations and must be disbursed as follows:

Upstate Alliance	\$	750,000;
Central SC Economic Development Alliance	\$	750,000;
North Eastern Strategic Alliance (NESA)	\$	745,000;
Charleston Regional Development Alliance	\$	660,000;
I-77 Alliance	\$	660,000;
Economic Development Partnership	\$	450,000;
Southern Carolina Alliance	\$	460,000; and
The LINK Economic Alliance	\$	385,000.
	Central SC Economic Development Alliance North Eastern Strategic Alliance (NESA) Charleston Regional Development Alliance I-77 Alliance Economic Development Partnership Southern Carolina Alliance	Central SC Economic Development Alliance \$ North Eastern Strategic Alliance (NESA) \$ Charleston Regional Development Alliance \$ I-77 Alliance \$ Economic Development Partnership \$ Southern Carolina Alliance \$

Each dollar of state funds must be matched with one dollar of private funds. The organization receiving state funds must certify that the private funds are new dollars specifically designated for the purpose of matching state funds and have not been previously allocated or designated for economic development. No funds appropriated in this proviso may be used for routine operating costs of the organization as defined by the Department of Commerce.

The remaining \$140,000 shall be provided to Beaufort County, provided it meets the requirements established above.

Upon receipt of the request for the funds and certification of the matching funds, the Department of Commerce shall disburse the funds to the requesting organization.

Funds recipients shall provide an annual report by November first, to the Chairmen of the Senate Finance Committee and the House Ways and Means Committee and the Secretary of Commerce on the expenditure of the funds and on the outcome measures.

Any unexpended, unallocated, or undistributed funds appropriated in prior fiscal years for Regional Economic Development Organizations shall first be made available to Regional Economic Development Organizations and any remainder shall be transferred to the Rural Infrastructure Fund at the Department of Commerce. If more than one alliance applies for the same funds, the funds will be distributed pro-rata.

7.5. (JDLHS: Transition) For Fiscal Year 2017-18, all financial and programmatic management and operations of the John de la Howe School shall continue to operate. However the wilderness camp activities and the operation of the residential facilities shall be maintained as the primary operation of the school. be suspended and all employees terminated, effective July 1, 2017.

After the terminated employees final compensation has been paid, all remaining funds and vacant FTE's shall be transferred to Clemson University PSA. The university shall The John de la Howe Board may utilize transferred funds to perform or contract for an evaluation and report focused on: (1) what agricultural educational programs can be offered that align with the terms and purpose of the Dr. John de la Howe will; (2) what land management and operation changes are needed in order for the property and remaining assets to support the agricultural education programming mission of the will; and (3) what would be the projected costs of and timeframe for these changes. Additionally, Clemson University PSA shall be authorized to utilize the transferred funds to manage and maintain the grounds and other property of the estate as it sees fit, during the suspension period.

<u>Clemson University PSA</u> John de la Howe shall report to the Senate Finance Committee and to the House Ways and Means Committee by December 1 of the current fiscal year on its findings and recommendations.

SENATOR ALEXANDER

DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS

DELETE PROVISO

36.12. (DDSN: Greenwood Genetic Center Autism Research) The department is authorized to transfer up to \$500,000 of unencumbered funds from the PDD autism waiver to the Greenwood Genetic Center for autism research.

Delete proviso as Part 1A has been realigned to reflect the transfer of \$500,000 to the Greenwood Genetic Center for autism research.

SENATOR SCOTT

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

34.asp. (DHEC: Alida Street Project) The funds appropriated in Act 91 of 2015 by proviso 118.14(B)(22)(j) to the Department of Health and Environmental Control for the Indoor Aquatic and Community Center - Richland County (Requires 2:1 Match) shall be redirected to the City of Columbia to be used as match for the Alida Street project.

SENATOR LEATHERMAN

DEPARTMENT OF PARKS, RECREATION AND TOURISM

49.hcm. (PRT: Horry County Museum) The 3:1 match requirement associated with the appropriation of \$250,000 non-recurring funds through the Department of Parks, Recreation and Tourism for the City of Conway - Renovation of Horry County Museum for Multipurpose Space (Requires 3:1 Match) in Act 91 of 2015 by proviso 118.14(B)(41)(o) shall be amended to require a 1:1 match.

1A.43. (SDE-EIA: EOC Partnerships for Innovation) Of the funds appropriated or carried forward from the prior fiscal year, the Education Oversight Committee is directed to participate in public-private partnerships to promote innovative ways to transform the assessment of public education in South Carolina that support increased student achievement in reading and college and career readiness. The Education Oversight Committee may provide financial support to districts and to public-private partnerships for planning and support to implement, sustain and evaluate the innovation and to develop a matrix and measurements of student academic success based on evidence-These funds may also focus on creating public-private literacy partnerships utilizing a 2:1 matching funds provision when the initiative employs research-based methods, has demonstrated success in increasing reading proficiency of struggling readers, and works directly with high poverty schools and districts. The committee will work to expand the engagement of stakeholders including state agencies and boards like the Educational Television Commission, businesses, and higher education institutions. The committee shall annually report to the General Assembly on the measurement results.

The Education Oversight Committee shall recommend to the Senate Finance Committee and to the House Ways and Means Committee a plan to develop and implement a strategic grants process for reviewing, awarding and monitoring innovative education strategies in schools and districts. The plan would identify the process and priority areas for funding that address the educational needs of the state. The plan must be submitted by January 15, 2018.