

**PROVISO SUBCOMMITTEE
CONSTITUTIONAL
RECOMMENDATIONS FOR FY 2019-20
TO THE HOUSE WAYS AND MEANS COMMITTEE**

SECTION 3 - H660 - LOTTERY EXPENDITURE ACCOUNT

- 3.1 AMEND** (Audit) Directs each state agency that receives lottery funds to develop and implement procedures to monitor lottery expenditures to ensure that lottery funds are expended in accordance with applicable state laws, rules, and regulations. Directs the Executive Budget Office to ensure that these state agencies have effective monitoring procedures in place.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update calendar year references from “2018” to “2019.”

3.1. (LEA: Audit) Each state agency receiving lottery funds shall develop and implement procedures to monitor the expenditures of lottery funds in order to ensure that lottery funds are expended in accordance with applicable state laws, rules, and regulations.

For institutions of higher learning, adopted procedures to monitor expenditures of lottery funds shall be reported to the Commission on Higher Education and the Executive Budget Office by October 1, ~~2018~~ 2019, and these expenditures are subject to annual verification and audit by the Commission on Higher Education on a rotational schedule not to exceed three years. The annual verification and audit shall be funded from the funds appropriated to or authorized for the Commission on Higher Education and the commission shall not assess a fee or charge institutions of higher learning for performing this function. In addition, the Commission on Higher Education shall provide a report to the Executive Budget Office, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee by October first each year summarizing, by institution, how lottery funds were expended in the prior fiscal year, issues and concerns as well as institution responses to those issues and concerns discovered as a result of the commission’s verification and/or audit activity during the prior fiscal year, if any.

For the Department of Education, adopted procedures to monitor expenditures of lottery funds that are allocated to the South Carolina school districts and other recipient institutions according to law and Department of Education guidelines shall be reported to the Executive Budget Office by October 1, ~~2018~~ 2019. In addition, the Department of Education shall provide a report to the Executive Budget Office, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee on the amount of lottery funds the department distributed to each entity in the prior fiscal year.

All other state agencies must submit their adopted procedures to monitor expenditures of lottery funds to the Executive Budget Office by October 1, ~~2018~~ 2019.

The Executive Budget Office shall ensure that state agencies receiving lottery funds have procedures in place to monitor expenditures of lottery funds and that the monitoring procedures are operating effectively.

- 3.4 DELETE** (FY 2018-19 Lottery Funding) Directs expenditure of lottery funds for Fiscal Year 2018-19.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso.

3.4. (LEA: FY 2018-19 Lottery Funding) ~~There is appropriated from the Education Lottery Account for the following education purposes and programs and funds for these programs and purposes shall be transferred by the Executive Budget Office as directed below. These appropriations must be used to supplement and not supplant existing funds for education. For cash flow purposes, the Executive Budget Office may facilitate limited transfers from the general deposits of the state for the exclusive purpose of ensuring the timely distribution of scholarships and tuition assistance payments as provided below. Any use of this transfer allowance must~~

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include full reimbursement from the Education Lottery Account to the general deposit accounts of the state prior to the close of the fiscal year.

The Executive Budget Office is directed to prepare the subsequent Lottery Expenditure Account detail budget to reflect the appropriations of the Education Lottery Account as provided in this section.

All Education Lottery Account revenue shall be carried forward from the prior fiscal year into the current fiscal year including any interest earnings, which shall be used to support the appropriations contained below.

For Fiscal Year 2018-19, certified net lottery proceeds and investment earnings for the current fiscal year, Fiscal Year 2017-18 certified surplus, Fiscal Year 2016-17 surplus, and vetoed lottery appropriations that were sustained in Fiscal Year 2017-18 are appropriated as follows:

- (1) ~~Commission on Higher Education – LIFE Scholarships as provided in Chapter 149, Title 59.....~~ \$ 230,056,162;
- (2) ~~Commission on Higher Education – HOPE Scholarships as provided in Section 59-150-370.....~~ \$ 15,563,241;
- (3) ~~Commission on Higher Education – Palmetto Fellows Scholarships as provided in Section 59-104-20.....~~ \$ 55,362,716;
- (4) ~~Commission on Higher Education and State Board for Technical and Comprehensive Education – Tuition Assistance~~ \$ 51,100,000;
- (5) ~~Commission on Higher Education – Need Based Grants.....~~ \$ 20,000,000;
- (6) ~~Higher Education Tuition Grants Commission – Tuition Grants..~~ \$ 10,000,000;
- (7) ~~Commission on Higher Education – National Guard Tuition Repayment Program as provided in Section 59-111-75.....~~ \$ 753,603;
- (8) ~~South Carolina State University.....~~ \$ 2,500,000;
- (9) ~~State Board for Technical and Comprehensive Education – ReadySC Direct Training.....~~ \$ 9,432,046;
- (10) ~~State Board for Technical and Comprehensive Education – High Demand Job Skill Training Equipment.....~~ \$ 11,000,000;
- (11) ~~Commission on Higher Education – Technology Public Four Year Institutions, Two Year Institutions, and State Technical Colleges as provided in Section 59-150-356.....~~ \$ 8,000,000;
- (12) ~~Department of Education – School Safety – Facility and Infrastructure Safety Upgrades.....~~ \$ 10,000,000;
- (13) ~~Department of Education – School Bus Lease/Purchase.....~~ \$ 6,418,330;
- (14) ~~State Board for Technical and Comprehensive Education – SPICE Program.....~~ \$ 250,000;
- (15) ~~State Library – Aid to County Libraries.....~~ \$ 1,000,000;
- (16) ~~Commission on Higher Education – PASCAL.....~~ \$ 1,500,000;
- (17) ~~Education Oversight Committee – Military Connected Children Program.....~~ \$ 350,000;
- (18) ~~Lander University – Post Traumatic Stress Disorder Training Program.....~~ \$ 1;
- (19) ~~Commission on Higher Education – SREB Program and Assessments.....~~ \$ 290,396;
- (20) ~~Commission on Higher Education – Commission Information Technology Security and Technology Upgrades.....~~ \$ 270,000;
- (21) ~~State Board for Technical and Comprehensive Education – Workforce Pathways Funding (Non Pilot Technical Colleges)~~ \$ 1;

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- ~~(22) State Board for Technical and Comprehensive Education –
Palmetto Promise Scholarship Pilot..... \$ 3,900,000;~~
- ~~(23) State Board for Technical and Comprehensive Education –
Horry Georgetown Technical College Diesel Mechanical
Program..... \$ 375,000;~~
- ~~(24) Commission on Higher Education – USC Union Parity
Funding (One Time)..... \$ 500,000;~~
- ~~(25) Confederate Relic Room Military Museum Commission –
Renovations for Educational Exhibits..... \$ 1;~~
- ~~(26) State Board for Technical and Comprehensive Education –
Spartanburg Community College – Cherokee Campus
Equipment and Remodel..... \$ 500,000;~~
- ~~(27) Commission on Higher Education – South Carolina College of
Veterinary Medicine Study..... \$ 1;~~
- ~~(28) Commission on Higher Education – Research University
STEM Equipment..... \$ 1,000,000;~~
- ~~(29) Commission on Higher Education – Carolina Career Clusters
Grant (1:1 Match)..... \$ 300,000;~~
- ~~(30) Department of Education – Reading Partners..... \$ 250,000;~~
- ~~(31) Commission on Higher Education – Memorial Professorship..... \$ 50,000;~~
- ~~(32) Commission on Higher Education – USC Lancaster –
Renovations and Repairs..... \$ 500,000;~~
- ~~(33) School for the Deaf and the Blind – Technology..... \$ 1; and~~
- ~~(34) Clemson University – T. Ed. Garrison Renovation and Repairs... \$ 6,800,000.~~

For Fiscal Year 2018-19, net lottery proceeds and investment earnings above the Fiscal Year 2017-18 certified surplus are appropriated pro-rata as follows:

- ~~(1) Department of Education – School Safety Facility and
Infrastructure Safety Upgrades..... \$ 5,000,000; and~~
- ~~(2) Department of Education – Governor’s School for Science
and Mathematics..... \$ 400,000.~~

For Fiscal Year 2018-19, funds certified from unclaimed prizes are appropriated as follows:

- ~~(1) Commission on Higher Education – Higher Education
Excellence Enhancement Program..... \$ 6,072,473;~~
- ~~(2) Department of Alcohol and Other Drug Abuse Services –
Gambling Addiction Services..... \$ 50,000;~~
- ~~(3) State Board for Technical and Comprehensive Education –
Workforce Scholarship Grants..... \$ 11,000,000;~~
- ~~(4) Commission on Higher Education – National Guard Tuition
Repayment Program as provided in Section 59-111-75..... \$ 1,877,526; and~~
- ~~(5) Department of Education – School Bus Lease/Purchase..... \$ All Remaining.~~

Any unclaimed prize funds available in excess of the Board of Economic Advisors estimate of \$19,000,000 shall be appropriated as follows:

- ~~Department of Education – School Bus Lease/Purchase..... \$ All Remaining.~~

If the lottery revenue received from certified unclaimed prizes for Fiscal Year 2017-18 is less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro-rata basis.

Fiscal Year 2018-19 funds appropriated to the Commission on Higher Education and the State Board for Technical and Comprehensive Education for Tuition Assistance must be distributed to the technical colleges and two-year institutions as provided in Section 59-150-360.

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Annually the State Board for Technical and Comprehensive Education and the Commission on Higher Education shall develop the Tuition Assistance distribution of funds.

~~The provisions of Section 2-75-30 of the 1976 Code regarding the aggregate amount of funding provided for the Centers of Excellence Matching Endowment are suspended for the current fiscal year.~~

~~The Commission on Higher Education is authorized to temporarily transfer funds between appropriated line items in order to ensure the timely receipt of scholarships and tuition assistance. It is the goal of the General Assembly to fund the Tuition Assistance program at such a level to support at least \$996 per student per term for full time students.~~

~~Fiscal Year 2018-19 net lottery proceeds and investment earnings in excess of the certified net lottery proceeds and investment earnings for this period are appropriated and must be used to ensure that all LIFE, HOPE, and Palmetto Fellows Scholarships for Fiscal Year 2018-19 are fully funded.~~

~~If the lottery revenue received for Fiscal Year 2018-19 is less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro rata basis, except that a reduction must not be applied to the funding of LIFE, HOPE, and Palmetto Fellows Scholarships.~~

~~The Commission on Higher Education is authorized to use up to \$345,000 of the funds appropriated in this provision for LIFE, HOPE, and Palmetto Fellows scholarships to provide the necessary level of program support for the scholarship award process and to provide for a Scholarship Compliance Auditor.~~

~~The Higher Education Tuition Grants Commission is authorized to use up to \$70,000 of the funds appropriated in this provision for Tuition Grants to provide the necessary level of program support for the grants award process.~~

~~The funds appropriated to State Board for Technical and Comprehensive Education for Workforce Scholarship/Grants shall be used to provide grants for tuition, fees, transportation, or textbook expenses to South Carolina residents enrolled in a career education program that meets all eligibility guidelines promulgated by the State Board for Technical and Comprehensive Education in consultation with the Department of Education, except that funds shall not be used for continuing education courses that do not lead to a degree or professional certificate. Grants may be awarded from the fund in an amount not exceeding ten thousand dollars or the total cost of attendance, whichever is less, for students to attend the program of their choice, including a professional certification program, at a South Carolina public technical college. By March fifteenth of the academic year provided, the State Board for Technical and Comprehensive Education shall provide a report to the Chairman of House Ways and Means Committee and the Chairman of the Senate Finance Committee containing a list of programs, amount of funding spent per program, number of students that received grants, and the grant amount per student.~~

~~Of the funds appropriated to the Commission on Higher Education for institutions of higher learning entitled "Technology Public Four Year Institutions, Two Year Institutions, and State Technical Colleges,"(Technology) the commission shall allocate the realized funds on a proportional basis as follows:~~

(1) The Citadel	\$ 267,228;
(2) University of Charleston	\$ 607,631;
(3) Coastal Carolina University	\$ 591,366;
(4) Francis Marion University.....	\$ 260,984;
(5) Lander University.....	\$ 224,174;
(6) South Carolina State University	\$ 224,476;
(7) USC Aiken Campus	\$ 243,662;
(8) USC Upstate.....	\$ 330,928;

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(9) USC Beaufort Campus	\$ 183,437;
(10) USC Lancaster Campus	\$ 145,010;
(11) USC Salkehatchie Campus	\$ 145,010;
(12) USC Sumter Campus	\$ 145,010;
(13) USC Union Campus	\$ 145,010;
(14) Winthrop University	\$ 362,400; and
(15) State Technical Colleges and State Board for Technical and Comprehensive Education	\$ 4,123,674.

Each institution shall use the amount appropriated only for technology repair and related technology maintenance and/or upgrades that are necessary to support an institution's educational purpose.

Prior to the utilization of these funds, institutions must certify to the Commission on Higher Education, in a manner it prescribes, the extent to which they have met this requirement.

Not later than one hundred twenty days after the close of the fiscal year, the Commission on Higher Education shall report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee regarding the utilization of this provision.

Funds not expended in the prior fiscal year may be carried forward into the current fiscal year and utilized for the same purpose, subject to certification from the Commission on Higher Education they continue to meet the requirement of this provision.

Of the funds appropriated to the State Board for Technical and Comprehensive Education for High Demand Job Skill Training Equipment, \$500,000 shall be distributed to Denmark Technical College to strengthen and enhance the following program areas: Basic Mechatronics Technology/Electronics Engineering Technology; Nursing; Welding Technology; Building Construction Technology; Culinary Arts; and Cosmetology and Barbering. Prior to receiving these funds Bamberg, Allendale, and Barnwell Counties shall be required to provide a match as determined by the State Board for Technical and Comprehensive Education. The remainder of the funds shall be distributed to each public technical college based on a formula to be developed by the State Board's system office.

Of the funds appropriated to the State Board for Technical and Comprehensive Education for SPICE Program, the board shall transfer the funds to Greenville Technical College, upon which the college, from the entirety of the funds allocated to it pursuant to this Act, must dedicate no less than \$250,000 annually towards the creation and/or maintenance of a "Self Paced In-Classroom Education" (SPICE) program designed to prepare eligible citizens for re-entry into the workforce through gainful employment in skilled and other professions.

Of the funds appropriated to the Commission on Higher Education for Research University STEM Equipment, the commission shall disburse the funds to Clemson University, the University of South Carolina Columbia, and the Medical University of South Carolina proportionally based on each institution's proportion of general fund appropriation in Part 1A of Act 97 of 2017 as compared to the general fund appropriation in that Act for the three institutions in total.

Of the funds appropriated to the Commission on Higher Education for Carolina Careers Cluster Grant (1:1 match), upon application by an eligible institution as defined in this paragraph, the commission shall disburse \$200,000 to Voorhees College and \$50,000 each to Benedict College and Claflin University provided that each were recipients of a single competitive grant from a private sector endowment of not less than \$1,000,000 within the immediately two preceding fiscal years, the proceeds of which are intended to better prepare students for employment in high paying job clusters across the State. Funds must be spent on students and/or student support services directly related to the private sector grantor's initiative and for no other

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~~purpose. Prior to disbursement, the commission shall verify that an eligible institution will provide no less than a 1 to 1 match of the funds to be disbursed.~~

~~Funds appropriated to the Department of Education for Reading Partners shall be allocated to Reading Partners and must be used to increase the number of reading interventions for students in low performing schools in grades K-5. The Office of Early Learning and Literacy shall specify planning criteria to be submitted by Reading Partners no later than July 15 of the current fiscal year. Planning criteria shall include, but is not limited to, pre and post assessment data, parental and family literacy engagement, summer learning support and building school level capacity for intervention. The department shall report to the Governor, the Chairman of the Senate Finance Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee and the Chairman of the House Education Committee by June 15, 2019 on the impact of the program.~~

~~Of the funds appropriated to the Commission on Higher Education for Memorial Professorship, the Commission shall disburse the funds to the State's only non-profit, four-year comprehensive institution of higher learning that was first established as a college in 1908, provided that the college is SACS accredited and has at least forty percent or more minority enrollment. The college must utilize the funds in support for a memorial professorship(s) for the purpose of helping the college recruit and retain faculty members whose research, teaching and service uniquely contribute to the mission of the college.~~

~~Of the funds appropriated to the State Board for Technical and Comprehensive Education for the Palmetto Promise Scholarship Pilot, the board shall administer the South Carolina Promise Scholarship program for residents of the plaintiff trial districts in Abbeville County School District et al vs. South Carolina, as determined by the State Department of Education, who are seeking an associate's degree, certificate, or diploma from any eligible postsecondary institution under the following terms and conditions:~~

~~(1) To be eligible for the scholarship, a student must be admitted to a postsecondary institution, must be enrolled in at least six credit hours at the institution, and within six years of his application for the scholarship either must have obtained a high school diploma from an eligible high school or must have obtained a GED while residing in the attendance zone of an eligible high school. A student who previously has received a bachelor's degree is not eligible for the scholarship.~~

~~(2) Students applying for the scholarship shall complete the South Carolina Promise Scholarship application and the free application for federal student aid (FAFSA) for the current fiscal year.~~

~~(3) To continue to receive a South Carolina Promise Scholarship in the current fiscal year, a student must maintain a 2.0 grade point average as determined by the policies established by the board.~~

~~(4) Scholarship recipients shall participate in a mentoring program pursuant to policies established by the board. Mentoring must include, but is not limited to:~~

~~(a) communicating frequently and consistently throughout program participation;~~

~~(b) developing a personalized student success plan, which must include concrete steps towards program completion and job placement and identify and make contingency plans for potential obstacles to program completion;~~

~~(c) connect grantees to on-campus resources and personal development opportunities; and~~

~~(d) financial planning.~~

~~(5) Subject to funds appropriated by the General Assembly, a South Carolina Promise Scholarship must cover the cost of tuition, mandatory fees, program fees, and books, up to a~~

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maximum of two thousand dollars in the fiscal year, at the eligible postsecondary institution attended less all other gift aid. Gift aid which must be credited first.

~~(6) A South Carolina Promise Scholarship is portable, meaning a student may use it toward covering the cost of any eligible postsecondary institution in the State and it transfers with a student who transfers from one such institution to another such institution.~~

~~(7) A South Carolina Promise Scholarship student who has an approved medical or personal leave of absence from an eligible postsecondary institution may continue to receive the scholarship upon resuming his education at an eligible postsecondary institution so long as the student continues to meet all applicable eligibility requirements. The sum of all approved leaves of absence shall not exceed six months. A student must be eligible for the South Carolina Promise Scholarship until the occurrence of the first of the following events:~~

~~(a) the student has earned a diploma or associate degree; or~~

~~(b) the student has attended an eligible postsecondary institution as a South Carolina Promise Scholarship student for two semesters if the institution is on a semester system, or its equivalent if the institution is on a system other than a semester system. This semester limit may not include an approved leave of absence.~~

~~(8) A student with a documented learning disability must be eligible for the South Carolina Promise Scholarship until the occurrence of the first of the following events:~~

~~(a) the student has earned a certificate, diploma, or associate degree; or~~

~~(b) the sum of the number of years the student has attended an eligible postsecondary institution, exclusive of approved leaves of absence, equals three years from the date of his initial enrollment at an eligible postsecondary institution.~~

~~(9) Except for a medical or personal leave of absence, as approved by an eligible postsecondary institution, a South Carolina Promise Scholarship student shall maintain continuous enrollment at an eligible postsecondary institution.~~

By June thirtieth of the current fiscal year, the board must submit a report to the General Assembly detailing the number of scholarships awarded, the total amount of the scholarships, and the number of semester hours earned by scholarship recipients.

As used in this proviso:

(1) 'Continuous enrollment' means enrollment by a student in the fall and spring semesters of the fiscal year; except enrollment in summer semester or intersession terms is not required.

(2) 'Eligible high school' means a public secondary school, public charter school, private secondary school approved by the State Board of Education, or home school in the plaintiff trial districts in Abbeville County School District et al vs. South Carolina.

(3) 'Eligible postsecondary institution' means public technical education colleges.

(4) 'Eligible postsecondary program' means a curriculum of courses leading to a certificate, diploma, or associate degree at an eligible postsecondary institution. Courses taken at a four-year postsecondary institution prior to admission in, or that fulfill prerequisite requirements for, an eligible postsecondary program may not be considered part of the eligible postsecondary program.

(5) 'Gift aid' means financial aid received from the federal Pell grant, a tuition grant as provided in Chapter 113, Title 59, a LIFE Scholarship as provided in Chapter 149, Title 59, a lottery funded scholarship as provided in Chapter 150, Title 59, or a combination thereof.

(6) 'Home school' means a high school in a home school created and operated in compliance with the provisions of Sections 59-65-40, 59-65-45, or 59-65-47.

(7) 'Resident' means a person is considered domiciled in this State pursuant to Section 59-112-20.

(8) 'SBTCE' or 'board' means the State Board for Technical and Comprehensive Education.

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SECTION 57 - B040 - JUDICIAL DEPARTMENT

57.3 DELETE (Commitments to Treatment Facilities) Directs that funding related to commitments, admissions, and discharges to mental health facilities or alcohol and drug abuse facilities be expended for compensation of court appointed private examiners, guardians ad litem, and patients' attorneys and other related costs. Directs that the examiners, guardians, and attorneys be paid at rates determined by the Association of Probate Judges, State Court Administrator and DMH with the approval of the Attorney General with any changes in the rate schedule to be reported to the Senate Finance and House Ways and Means Committees prior to implementation. **PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Judicial Department. *Moved to Department of Mental Health. See new Proviso 35.ctf.*

~~57.3. (JUD: Commitments to Treatment Facilities) The appropriation for continued implementation of Article 7, Chapter 17, Title 44 of the 1976 Code, Chapter 24, Title 44 of the 1976 Code, and Chapter 52, Title 44 of the 1976 Code, relating to commitments, admissions and discharges to mental health facilities, or treatment facility for the purpose of alcohol and drug abuse treatment, shall be expended for the compensation of court appointed private examiners, guardians ad litem, and attorneys for proposed patients, and related costs arising from the filing, service and copying of legal papers and the transcription of hearings or testimony. Court appointed private examiners, guardians ad litem and attorneys shall be paid at such rates or schedules as are jointly determined to be reasonable by the South Carolina Association of Probate Judges, the State Court Administrator, and the South Carolina Department of Mental Health with the approval of the Attorney General. The Judicial Department shall notify the Senate Finance Committee and the House Ways and Means Committee of any fee adjustment or change in schedule before implementation.~~

57.4 DELETE (Judicial Commitment) Prohibits funds appropriated for Judicial Commitment from compensating state agencies or state employees who are appointed as examiners, guardians ad litem, or attorneys. **PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Judicial Department. *Moved to Department of Mental Health. See new Proviso 35.jc.*

~~57.4. (JUD: Judicial Commitment) Except as otherwise provided in Section 117.5, no money appropriated pursuant to Item VI, Judicial Commitment shall be used to compensate any state employees appointed by the court as examiners, guardians ad litem, or attorneys nor shall such funds be used in payment to any state agency for providing such services by their employees.~~

SECTION 91 - A990 - LEGISLATIVE DEPARTMENT

91.15 AMEND (House Postage) Authorizes the Speaker to approve no more than \$700 per member per fiscal year for postage. **PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to change the amount of postage approved from "\$700" to "\$1,200." *This will not increase any money House members receive, it will only more clearly reflect and document what they already receive and/or are entitled to for postage to more accurately reflect current practice.*

91.15. (LEG: House Postage) The Speaker of the House is authorized to approve no more than \$700 \$1,200 per member per fiscal year for postage.

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91.20 **AMEND** (Other Funds Oversight Committee) Establishes the Other Funds Oversight Committee to review and make recommendations regarding receipt, appropriation, expenditure and reporting of other funds.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to delete the exclusion of other funds for institutions of higher learning from the committee review process as designated in Proviso 117.8(B). *Note: Subsection (B) was added new for FY 2018-19, but was vetoed by the Governor which was sustained by the General Assembly.*

91.20. (LEG: Other Funds Oversight Committee) There is created a joint committee of the Senate and of the House of Representatives entitled the Other Funds Oversight Committee. The committee shall consist of eight members as follows: the Chairman of the Senate Finance Committee, or his designee; one member of the Senate Finance Committee appointed by the Chairman of the Senate Finance Committee; the Chairman of the House of Representatives Ways and Means Committee, or his designee; one member of the House Ways and Means Committee appointed by the Chairman of the House Ways and Means Committee; the Senate Majority Leader, or his designee; the Senate Minority Leader, or his designee; the House Majority Leader, or his designee; and the House Minority Leader, or his designee.

The committee shall review and examine the source of other funds in this State, ~~excluding other funds for institutions of higher learning as designated in Proviso 117.8(B)~~, and recommend to the General Assembly the appropriate policy for the receipt, appropriation, expenditure, and reporting of other funds. In making its determination, the committee shall solicit and receive testimony from state agencies, departments, boards or commissions regarding the status of the receipt of other funds, the conditions of receipt, the expenditure of other funds, and any relevant statistic or measurement. The committee shall make recommendations to the General Assembly regarding any necessary action.

The Executive Budget Office must notify the committee of any request for an increase in interim budget authorization resulting from other funds collections that is made by any state agency, department, board, or commission. The committee shall review each request and recommend appropriate action.

Members of the committee shall serve without compensation, but are allowed the usual per diem and mileage as provided by law for members of boards, commissions, and committees while on official business.

For purposes of the proviso, ‘other funds’ means any revenues received by an agency which are not federal funds and are not general funds appropriated by the General Assembly in the appropriations act.

91.23 **AMEND** (Technology Panel) Directs the K-12 Technology Initiative partnership to provide a report that describes the state’s efforts to facilitate providing cost effective connectivity and internet bandwidth to schools and libraries statewide and to report on certain technology related activities by June 1, 2019.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update report due date to no later than June 1, “2020.”

91.23. (LEG: Technology Panel) Of the funds appropriated in the Department of Education’s program VIII.D. for Technology the K-12 Technology Initiative partnership shall provide a report to the House Education and Public Works Committee, the House Ways and Means Committee, the Senate Education Committee and the Senate Finance Committee, describing the state’s efforts to facilitate the cost effective provision of connectivity and internet

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bandwidth to schools and libraries on a statewide basis, regardless of location, activities to assist schools and libraries in minimizing and detecting internet security threats, the development and utilization of technological and online resources to support student development and achievement, the development and utilization of curriculum and professional training to support the use of instructional technology in schools and libraries, and other educational technology related activities engaged in by the partnership. Further, the report must detail information on the expenditure of the K-12 Technology funds by each district as well as a list of the districts requesting flexibility in the use of those funds. The report shall be submitted no later than June 1, 2019 2020.

SECTION 93 - D500 - DEPARTMENT OF ADMINISTRATION

93.2 DELETE (CCRS Evaluations & Placements) Requires the amount appropriated for the Children’s Case Resolution System for Private Placement of Handicapped School-Age Children be used for expenses incurred in the evaluation of children in order to facilitate placement and specifies the amount to be paid for placements. Directs the CCRS to determine the balance of funding necessary to provide the child with services. Directs that funding must be apportioned among the appropriate public agencies on the basis of the reasons for the private placement.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department of Children’s Advocacy created in Act 160 of 2018. See new Proviso 41.ep.*

~~**93.2.** (DOA: CCRS Evaluations & Placements) The amount appropriated in this section under Special Items Children’s Case Resolution System for Private Placement of Handicapped School-Age Children must be used for expenses incurred in the evaluation of children referred to the CCRS to facilitate appropriate placement and to pay up to forty percent when placement is made in state and up to thirty percent when placement must be made out of state of the excess cost of private placement over and above one per pupil share of state and local funds generated by the Education Finance Act, and the one per pupil share of applicable federal funds; provided it has been established that all other possible public placements are exhausted or inappropriate. The balance of funding responsibility necessary to provide the child with services must be determined by the Children’s Case Resolution System (CCRS) and apportioned among the appropriate public agencies on the basis of the reasons for the private placement. When the amount appropriated in this section is exhausted, the funding responsibility must be apportioned according to the procedures of the CCRS.~~

93.3 DELETE (CCRS Significant Fiscal Impact) Defines “significant fiscal impact” in the current fiscal year as the greater of (1) funds appropriated by the General Assembly for the current fiscal year on cases referred to, decided or placed through the Children’s Case Resolution System or (2) that agency’s assigned shares in the current fiscal year of five cases decided by the CCRS.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department of Children’s Advocacy created in Act 160 of 2018. See new Proviso 41.fi.*

~~**93.3.** (DOA: CCRS Significant Fiscal Impact) In accordance with Section 20-7-5240(e) of the 1976 Code, “significant fiscal impact” in the current fiscal year shall be defined for each designated agency as the greater of (1) funds appropriated by the General Assembly for the current fiscal year on cases referred to, decided or placed through the Children’s Case Resolution~~

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~~System or (2) that agency's assigned shares in the current fiscal year of five cases decided by the Children's Case Resolution System.~~

- 93.4** **DELETE** (Foster Care-Private Foster Care Reviews) Authorizes the Division of Foster Care to restructure its programs, including suspending reviews of children privately placed in private foster care and/or changing the location of reviews of children in public foster care, to maintain continuous operations within existing resources as dictated by recent budget reductions.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.fc.*

~~**93.4.** (DOA: Foster Care-Private Foster Care Reviews) The Department of Administration, Office of Executive Policy and Programs, Division of Foster Care is authorized to restructure its programs, including but not limited to, suspending reviews of children privately placed in private foster care and/or changing the location of reviews of children in public foster care, to maintain continuous operations within existing resources as dictated by recent budget reductions. These decisions must be based upon the availability of existing funds. This provision supersedes any previous statutory or regulatory mandate.~~

- 93.5** **DELETE** (Guardian Ad Litem Program) Requires the Guardian ad Litem Program and funds to be administered separately from other programs within the Division of Children's Services and that program funds be used exclusively for the program. Directs the Department of Revenue reduce the rate of interest paid on eligible refunds by 2 percentage points and to deposit these funds into the S.C. Guardian ad Litem Trust Fund. Authorizes program funds to be carried forward.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.gal.*

~~**93.5.** (DOA: Guardian Ad Litem Program) Both the program and the funds appropriated to the Department of Administration, Office of Executive Policy and Programs, Division of Children's Services, Guardian ad Litem Program must be administered separately from other programs within the Division of Children's Services and must be expended for the exclusive use of the Guardian ad Litem Program.~~

~~For the current fiscal year, the Department of Revenue is directed to reduce the rate of interest paid on eligible refunds by two percentage points. The revenue resulting from this reduction must be used exclusively for operations of the Guardian ad Litem program and be deposited in the State Treasury in a separate and distinct fund known as the "South Carolina Guardian ad Litem Trust Fund." Unexpended revenues in this fund carry forward to succeeding fiscal years, and earnings in this fund must be credited to it. The Guardian ad Litem program may carry forward the other funds authorized herein for its operations from the prior fiscal year into the current fiscal year.~~

- 93.6** **DELETE** (Continuum of Care Carry Forward) Authorizes Continuum of Care Program funds to be carried forward to continue services.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.cc.*

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~~93.6. (DOA: Continuum of Care Carry Forward) The Department of Administration, Office of Executive Policy and Programs, Division of Continuum of Care may carry forward funds appropriated herein to continue services.~~

- 93.21 DELETE** (OCAB Head Start Program) Directs DOA to transfer \$30,000 from Executive Policy & Programs to OCAB Community Action Agency, Inc., Head Start Program to match grant funds for the purchase a 36-passenger bus for Head Start students.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *Funds have been transferred.*

~~93.21. (DOA: OCAB Head Start Program) Of the funds appropriated to the Department of Administration, III. Executive Policy & Programs, the department is directed to transfer \$30,000 to OCAB Community Action Agency, Inc., Head Start Program in order to match a grant award for the purchase of a 36 passenger bus to transport Head Start students.~~

- 93.22 DELETE** (Cherry Grove Deferred Maintenance) Directs DOA to transfer to the Department of Education any balance that remains from the funds appropriated or authorized for the Cherry Grove Building Roof Repair by Act 286 of 2014. Directs SDE to use the funds for deferred maintenance and other capital improvements.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *Funds have been transferred.*

~~93.22. (DOA: Cherry Grove Deferred Maintenance) In the current fiscal year, the Department of Administration shall transfer any remaining fund balance appropriated or authorized for the Cherry Grove Building Roof Repair pursuant to Act 286 of 2014 to the Department of Education. The remaining funds shall be used by the Department of Education for deferred maintenance and other capital improvements.~~

SECTION 95 - E040 - OFFICE OF THE LIEUTENANT GOVERNOR

- 95.1 DELETE** (State Matching Funds Carry Forward) Provides carry forward authority for the Lieutenant Governor's Office so that state matching funds will be available throughout the federal grant period.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.smf.*

~~95.1. (LTG: State Matching Funds Carry Forward) Any unexpended balance on June thirtieth of the prior fiscal year of the required state matching funds appropriated in Part IA, Section 95, Distribution to Subdivisions, shall be carried forward into the current fiscal year to be used as required state match for federal funds awarded to subdivisions on or before September thirtieth of the current fiscal year.~~

- 95.2 DELETE** (State Match Funding Formula) Directs the allocation of state matching funds by the Office on Aging for the distribution of the Older Americans Act funds and provides for the balance of funds to be distributed to the planning and service areas.

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PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.smff.*

~~95.2. (LTG: State Match Funding Formula) Of the state funds appropriated under “Distribution to Subdivisions,” the first allocation by the Office on Aging shall be for the provision of required State matching funds according to the Office on Aging formula for distributing Older Americans Act funds. The balance of this item shall be distributed to the planning and service areas of the State. In the event state appropriations are reduced, reductions to the planning and service areas shall be based on amounts distributed in accordance with the previous requirements.~~

95.3 DELETE (Registration Fees) Authorizes the Office of Aging to receive and expend registration fees for educational, training and certification programs.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.rf.*

~~95.3. (LTG: Registration Fees) The Office on Aging is authorized to receive and expend registration fees for educational, training and certification programs.~~

95.4 DELETE (Council Meeting Requirements) Suspends the duties and responsibilities, including the statutory meeting requirement, of the Coordinating Council and the Long Term Care Council.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.crm.*

~~95.4. (LTG: Council Meeting Requirements) The duties and responsibilities, including the statutory requirement to hold meetings of the Coordinating Council established pursuant to Section 43-21-120 and of the Long Term Care Council established pursuant to Section 43-21-130, both under the Office on Aging in the Office of the Lieutenant Governor, are suspended for the current fiscal year.~~

95.5 DELETE (Home and Community Based Services) Directs that state funds appropriated for Home and Community-Based Services be used for services that most directly meet the goal of allowing seniors to live independently at home. Defines allowable services; provide a methodology for allocating these funds to the Area Agencies on Aging; allows the AAAs to expend up to 10% for administrative services and the state office to retain 1/4 of 1% to monitor and oversee the program; allows up to 3% to be retained at the state office to be allocated for cases of a recognized emergency and/or natural disaster and directs that if the funds are not allocated they are to be treated as carry forward funds and reallocated to the AAA’s; requires the AAAs to submit a budget to the Lieutenant Governor’s Office on Aging’s for approval that indicates the services to be provided; authorizes these funds to be carried forward and used for the same purpose; and prohibits the funds from being transferred and used for any other purpose.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.hcb.*

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~~95.5. (LTG: Home and Community-Based Services) State funds appropriated for Home and Community Based Services shall be used to fund those services that most directly meet the goal of allowing seniors to live safely and independently at home. Allowable services as defined in the Lieutenant Governor's State Plan include: group dining, home delivered meals, transportation to group dining sites, transportation for essential trips, personal care (formerly Home Care Level I), homemaker (formerly Home Care Level II), Home Chore, Home Modification, Legal Assistance, and Assessments. Area Agencies on Aging (AAAs) may expend no more than ten percent for administrative services and one quarter of one percent shall be retained by the Lieutenant Governor's Office on Aging to provide monitoring and oversight of the program. However, up to three percent of the annual state appropriation for Home and Community Based Services may be retained at the Lieutenant Governor's Office on Aging to be allocated by the Lieutenant Governor's Office on Aging to the affected regions in cases of an emergency and/or natural disaster recognized by the Governor. If these funds are not utilized in the fiscal year allocated, they are to be treated as carry forward funds and reallocated to the AAAs. The Interstate Funding Formula shall be used as a guideline for the allocation of state funds appropriated for Home and Community Based Services. The Lieutenant Governor's Office on Aging shall develop and implement a structured methodology to allocate the state Home and Community Based Services funding. The methodology shall include flexibility to reallocate funds amongst the AAAs, and be composed of, at a minimum, the following factors: a minimum base amount, the fiscal year's federally allocated funds, federal and state carry forwards funds, and an appropriate weighted proportion that will achieve the mission of the Lieutenant Governor's Office on Aging to provide as many services as possible to the citizens of South Carolina. Each AAA shall submit a budget for approval by the Lieutenant Governor's Office on Aging indicating the services to be provided. Any unexpended Home and Community Base Services funds in this program shall be carried forward by the Lieutenant Governor's Office on Aging and used for the same purposes. Funds may not be transferred from the Home and Community Based special line item for any other purpose.~~

95.6 DELETE (Geriatric Loan Forgiveness Program) Authorizes the Geriatric Loan Forgiveness Program, to make a single lump sum payment of up to \$35,000 or the loan balance whichever is less, to the lending institution. Authorizes unexpended funds to be carried forward and used for the same purpose.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.glf.*

~~95.6. (LTG: Geriatric Loan Forgiveness Program) In lieu of quarterly payments to a recipient of the Geriatric Loan Forgiveness Program, the Lieutenant Governor's Office on Aging is authorized to make a single lump sum payment to the lending institution of up to \$35,000 or the loan balance, whichever is less.~~

~~Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated in Part IA, Section 95, Geriatric Physician Loan Program, shall be carried forward and used for the same purpose as originally appropriated.~~

95.7 DELETE (Caregivers Carry Forward) Directs that unexpended caregiver funds be carried forward and used for the same purpose.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.ccf.*

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~~95.7. (LTG: Caregivers Carry Forward) Unexpended funds from appropriations to the Lieutenant Governor's Office on Aging for caregivers shall be carried forward from the prior fiscal year and used for the same purpose.~~

95.8 DELETE (Vulnerable Adult Guardian ad Litem Carry Forward) Directs that unexpended Vulnerable Adult Guardian ad Litem Program funds be carried forward and used for the same purpose.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.va.*

~~95.8. (LTG: Vulnerable Adult Guardian ad Litem Carry Forward) Any unexpended funds from appropriation to the Lieutenant Governor's Office on Aging for the Vulnerable Adult Guardian ad Litem Program shall be carried forward from the prior fiscal year and used for the same purpose.~~

SECTION 98 - E160 - OFFICE OF STATE TREASURER

98.13 AMEND (Investment Earnings and Interest) Requires the State Treasurer to remit to the General Fund all earnings and interest from investments of general deposit funds. Allow the State Treasurer to incur and pay fees, expenses, losses, salaries and other costs associated with routine investments pursuant to Section 11-9-660 [INVESTMENT OF FUNDS].

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to include "statutory commitments" to the list of items not under limitation. Requested by the Office of State Treasurer.

98.13. (TREAS: Investment Earnings and Interest) In accordance with the requirements of Section 11-13-125 of the 1976 Code, the State Treasurer shall remit earnings and interest from investments of general deposit funds into the General Fund of the State. Nothing in this provision shall be construed to limit the State Treasurer from incurring and paying fees, expenses, losses, statutory commitments, salaries, and other costs associated with the routine investment of funds pursuant to Section 11-9-660 of the 1976 Code.

SECTION 100 - E240 - OFFICE OF ADJUTANT GENERAL

100.2 AMEND (Use of Agency Property and Revenue Collections) Authorizes certain revenues collected by National Guard units to be retained and expended in its budgeted operations.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to authorize the Adjutant General to rent, lease, or sub-lease any area under his ownership or control, including facilities, unimproved real-estate, and parking areas; to collect, retain and expend funds received from specific sources; and to delete references to National Guard units and armories. *Consolidates provisos 100.5 (Armory Rental Program); 100.8 (Retention of Lease Property Revenue); and 100.12 (Parking Lot Revenues-Columbia Armory, Buildings and Grounds).* Requested by the Adjutant General.

100.2. (ADJ: Use of Agency Property and Revenue Collections) The Adjutant General is authorized to rent, lease, or sub-lease any area under his ownership or control including facilities, unimproved real-estate, and parking areas. The Adjutant General is authorized to

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collect funds received from any sources including, but not limited to, All revenues collected by National Guard units from county and city appropriations, short or long-term lease or rental payments, revenues from vending machines, rental of armories, court martial military justice fines or other monetary penalties, federal reimbursements under cooperative agreements, and gifts to the agency to armories for utility expenses, and other collections may be retained and expended in its budgeted operations. These revenues shall be retained and expended as authorized by the Adjutant General.

- 100.4** **AMEND** (~~Parking Lot Revenues~~ Event Parking Contracts) Authorizes the Adjutant General to control and contractually lease the headquarters' building parking facilities, during events at USC's William-Brice Stadium, to a state chartered and federally recognized 501(c)(4) tax exempt agency employee's association which may then sub-lease individual parking spaces. Requires the agency to receive at least 33% of the gross profits from the contractual agreement; to retain the funds; but prohibits them from being used for employee perquisites.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to delete references to the State Military Department's headquarters building and grounds and instead authorize the Adjutant General to execute agreements pertaining to event parking related services, sub-leases or licenses or other appropriate subject in order to generate revenue from parking areas near Williams-Brice Stadium. Require the agreements contain either event coverage, general liability coverage or similar coverage suitable to the Adjutant General. *Conforms to consolidation of provisos 100.5 (Armory Rental Program); 100.8 (Retention of Lease Property Revenue); and 100.12 (Parking Lot Revenues-Columbia Armory, Buildings and Grounds).* Requested by the Adjutant General.

100.4. (ADJ: ~~Parking Lot Revenues~~ Event Parking Contracts) Notwithstanding other provisions of this act, as a security measure for the State Military Department's headquarters building and grounds, the Adjutant General may control and contractually lease the headquarters building parking facilities, during events at execute agreements addressing event-parking related services, sub-leases or licenses, or other appropriate subject in order to generate revenue from parking areas under his ownership or control near the University of South Carolina's Williams-Brice Stadium; The Adjutant General's authority to enter such agreements applies to the headquarters building parking facilities currently owned by the Department of Administration, whether or not those are subject of a current lease to the Adjutant General. The agreements may relate to parking for specific events, a series of events (USC home football games), or for all events. The Adjutant General may enter agreements with ~~to~~ a state chartered and federally recognized tax exempt 501(c)(4) ~~tax exempt~~ agency employees' association ~~who~~ which may then sub-lease or sub-license individual parking spaces for use during an event, or a series of events (USC home football games). ~~Such a contract~~ The agreements must require the employees association to obtain either event coverage, general liability insurance coverage against wrongful death or injury, or similar coverage that is suitable to the Adjutant General. ~~The contract~~ All agreements must clearly obligate the employees association to hold harmless, indemnify, and defend the Adjutant General's Office Office of the Adjutant General, the Department of Administration, the State of South Carolina, and their respective ~~its~~ officers, ~~and the State of South Carolina harmless~~ and employees from any liability resulting from ~~the use of the parking lot when rented by the employees association~~ parking patrons or their guests activities or presence during these events. ~~In addition, the contract~~ The agreements must specify that the State of South Carolina's Military Department Office of the Adjutant General shall receive no less than thirty-three percent of the gross profits from ~~the~~ sub-leasing, licensing, or other grants of use for ~~of the~~ parking spaces. ~~The contract~~ agreements must also allow the State

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to audit the employees association's funds. ~~Funds at the Adjutant General's Office derived wholly from the rental of Adjutant General's headquarters' parking lot may be retained at the Adjutant General's Office, but may not be used for employee perquisites.~~

- 100.5 DELETE** (Armory Rental Program) Establishes a statewide armory rental program to recoup costs associated with the use of armories by state agencies and non-Guard organizations at a uniform cost. Authorizes the funds to be retained and expended for armory maintenance and operations.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *Merged into amended Proviso 100.2 (Use of Agency Property and Revenue Collections).* Requested by the Adjutant General.

~~**100.5.** (ADJ: Armory Rental Program) The Adjutant General is authorized to develop and implement an armory rental program to recoup costs associated with the use of armories by state agencies or other non-Guard organizations. The rental program must be uniform in its application to the maximum extent possible. Funds generated by this program may be retained and expended for armory maintenance and operations.~~

- 100.8 DELETE** (Retention of Lease Property Revenue) Authorizes the Adjutant General to lease all real property under the control of the South Carolina Military Department and allows all lease revenue to be retained for armory operations and maintenance.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *Merged into amended Proviso 100.2 (Use of Agency Property and Revenue Collections).* Requested by the Adjutant General.

~~**100.8.** (ADJ: Retention of Lease Property Revenue) The Adjutant General is authorized to lease all real property under the control of SCMD. All revenue generated by the lease program may be retained for SCMD armory operations and maintenance as authorized by the Adjutant General or Deputy Adjutant General.~~

- 100.12 DELETE** (Parking Lot Revenues-Columbia Armory, Buildings and Grounds) Allows the Adjutant General to control the contractual lease of the Columbia Armory and its building and grounds parking facilities during events at USC's Williams-Brice Stadium and to retain these funds and use them for the Funeral Caisson, SCMD operations, and matching federal funds and armory maintenance and operations. Prohibit these funds from being used for any other purpose.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *Merged into amended Proviso 100.2 (Use of Agency Property and Revenue Collections).* Requested by the Adjutant General.

~~**100.12.** (ADJ: Parking Lot Revenues-Columbia Armory, Buildings and Grounds) The Adjutant General may control and contractually lease the Columbia Armory, and its buildings and grounds parking facilities during events at the University of South Carolina's Williams-Brice Stadium. Funds derived wholly from the rental of the Columbia Armory, and its buildings and grounds parking facilities may be retained by the Adjutant General's Office and used for the Funeral Caisson and for SCMD operations, including matching federal funds and armory maintenance and operations. These funds may not be used for any other purpose.~~

- 100.21 AMEND** (2017 Hurricane Irma and 2014 Ice Storm FEMA Match) Authorizes EMD to use existing fund balances to provide the non-federal cost share to state and local government entities

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for work associated with Hurricane Irma that is eligible under FEMA Public Assistance Program. Prohibit these funds from being used to provide the non-federal cost share private non-profits. Authorize EMD to make surplus 2015 Flood disaster non-federal cost share funds available to counties and municipalities with unreimbursed non-federal cost share from 2014 Ice Storm damages. Require counties and municipalities to submit an application for the funds by 7/31/18. Direct EMD to use \$500,000 of existing fund balances to provide grants to non-profit entities, not to exceed \$50,000 per grant. Require non-profit entities to apply for the grant by 12/1/18. Direct EMD to report grant recipients and amounts to the Chairmen of the Senate Finance and House Ways and Means Committees by 1/15/19.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to change January 15, “2019” to “2020.”

100.21. (ADJ: 2017 Hurricane Irma and 2014 Ice Storm FEMA Match) The Office of Adjutant General, Emergency Management Division shall be authorized to utilize existing fund balances to provide the non-federal cost share to state and local government entities for work that is eligible under the Federal Emergency Management Agency Public Assistance Program for Hurricane Irma. Existing fund balances may not be used to provide the non-federal cost share to private non-profit entities.

The Office of Adjutant General, Emergency Management Division is directed to use existing fund balances for the 2015 Flood disaster (Presidential Disaster Declaration DR-4241) to reimburse counties and municipalities with unreimbursed non-federal cost share from the 2014 Ice Storm disaster for storm cleanup expenses incurred during and after states of emergency declared by Executive Orders 2014-06 and 2014-11 and Presidential Disaster Declaration DR-4166. Counties and municipalities must submit an application for such funds by July 31, 2018.

The Office of Adjutant General, Emergency Management Division is directed to use \$500,000 of existing fund balances to provide grants to non-profit entities, not to exceed \$50,000 each, for materials to renovate homes affected by the 2015 flood disaster. Non-profit entities must submit a grant application by December 1, 2018, in a manner prescribed by the Emergency Management Division. The Emergency Management Division shall prepare a report listing the name of the grant recipient and the amount received and submit the report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee by January 15, ~~2019~~ 2020.

100.arm ADD (Authorization to Use Reimbursement Method) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the Adjutant General to use the “reimbursement method” instead of the “advance methods” for funding Cooperative Agreements. Authorize appropriations to be transferred or shifted to the extent that federal reimbursements are expected within a reasonable amount of time and authorize the Comptroller General to draw warrants for payment. Requested by the Adjutant General.

100.rm. (ADJ: Authorization to Use Reimbursement Method) The Office of the Adjutant General, at the discretion of the Adjutant General, may utilize the “reimbursement method” instead of the “advance method” for funding under all Cooperative Agreements. The Adjutant General may transfer or shift any of its appropriations and, accordingly, to the extent that federal reimbursements are expected within a reasonable period of time, the State Comptroller General may draw warrants for payment on the service contract fund which exceeded the cash balance available in that fund at the time of the warrant.

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SECTION 101 - E280 - ELECTION COMMISSION

101.rcvs ADD (Refurbishment of Current Voting System Funds) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to redirect the \$4,000,000 appropriated in Act 268 of 2018 (CRF) for Refurbishment of Current Statewide Voting System to instead purchase a new statewide voting system in accordance with Proviso 101.12 (*Statewide Voting System Reserve Fund*).

101.rcvs. (ELECT: Refurbishment of Current Voting System Funds) The \$4,000,000 appropriated in Act 268 of 2018, Section 1, Item (6) to the Election Commission for the Refurbishment of Current Statewide Voting System shall be redirected to purchase a new statewide voting system in accordance with the directives specified in Proviso 101.12 of this act.

101.vsaf ADD (Voting System Approval Fee) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize funds generated for the examination of a new statewide voting system or existing system upgrade to be retained and expended by the commission and to carry forward any balance to support the statewide voting system.

101.vsaf. (ELECT: Voting System Approval Fee) Funds generated by the State Election Commission for the examination of a new statewide voting system or an upgrade to an existing voting system may be retained and expended by the State Election Commission. Any balance in the voting system approval account on June thirtieth of the prior fiscal year may be carried forward and expended to support the statewide voting system.

SECTION 102 - E500 - REVENUE AND FISCAL AFFAIRS OFFICE

102.3 AMEND (SC Health & Human Services Data Warehouse) Establishes the South Carolina Health and Human Services Data Warehouse within the Revenue and Fiscal Affairs Office to ensure that health and human services agencies operations may be enhanced by coordination and integration of client information; defines client data; provides guidelines for operation of the data warehouse; and specifies agencies which are required to report client information.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to change “Department of Administration” to “Department of Children’s Advocacy” and “Office of the Lieutenant Governor, Division on Aging” to “Department on Aging.” *Conforms to creation of both departments per Act 160 of 2018 and Act 261 of 2018, respectively.*

102.3. (RFAO: SC Health & Human Services Data Warehouse) There is hereby established within the Revenue and Fiscal Affairs Office, the South Carolina Health and Human Services Data Warehouse. The purpose of the Warehouse is to ensure that the operation of health and human services agencies may be enhanced by coordination and integration of client information. Client data is defined as person-level data that is created, received, and/or maintained by state agencies and other entities required to report client information to the Revenue and Fiscal Affairs Office under this provision. To integrate client information, client data from health and human services state agencies will be linked to improve client outcome measures, enabling state agencies to analyze coordination and continuity of care issues. The addition of these data will enhance existing agency systems by providing client data from other state agency programs to assist in the provision of client services. Certain client information shall be delivered to the Revenue and

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Fiscal Affairs Office in order to assist in the development and maintenance of this Warehouse. The following agencies shall report client information:

- Departments of:
 - (1) Health and Human Services;
 - (2) Health and Environmental Control;
 - (3) Mental Health;
 - (4) Alcohol and Other Drug Abuse Services;
 - (5) Disabilities and Special Needs;
 - (6) Social Services;
 - (7) Vocational Rehabilitation;
 - (8) Education;
 - (9) Juvenile Justice;
 - (10) Corrections;
 - (11) Probation, Parole and Pardon Services;
- Department of ~~Administration~~ Children's Advocacy:
 - (1) Children's Foster Care Review Board;
 - (2) Continuum of Care;
- ~~Office of the Lieutenant Governor, Division~~ Department on Aging;
- South Carolina School for the Deaf and the Blind;
- Commission for the Blind; and
- Other entities as deemed necessary by the Revenue and Fiscal Affairs Office.

These agencies and departments shall collect and provide client data in formats and schedules to be specified by the Revenue and Fiscal Affairs Office (Office). The Office shall establish a Memorandum of Agreement with each agency, department or division. These Memorandums of Agreement shall specify, but are not limited to, the confidentiality of client information, the conditions for the release of data that may identify agencies, departments, divisions, programs and services, or clients, any restrictions on the release of data so as to be compliant with state and federal statutes and regulations on confidentiality of data, conditions under which the data may be used for research purposes, and any security measures to be taken to insure the confidentiality of client information.

To ensure accountability and the coordinated, efficient delivery of health and human services, the Office shall implement, in consultation with state health and human services agencies and other entities as deemed necessary by the Office, an integrated data system that includes client data from all participating agencies.

In order to provide for inclusion of other entities into the South Carolina Health and Human Services Data Warehouse and other research and analytic-oriented applications that will assist the state in the efficient and effective provision of services, the Office shall have the authority to enter into agreements or transactions with any federal, state or municipal agency or other public institution or with any private individual, partnership, firm, corporation, association or other entity to provide statistical, research and information dissemination services including, but not limited to, program and outcomes evaluation, program monitoring/surveillance, projects to determine the feasibility of data collection and/or analyses, information dissemination and research. The confidentiality of data collected under these initiatives shall comply with applicable state and federal laws governing the privacy of data. The Office shall have the power to promulgate regulations, policies and procedures, in consultation with the participating agencies, for the development, protection and operation of the Data Warehouse, other research and analytic-oriented applications, and their underlying processes.

The Office shall develop internet-accessible secure analytic query tools (such as analytic cubes) using integrated client data from the Warehouse. All agencies shall cooperate with the

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Office in the development of these analytic tools. It is the intent of this provision that the analytic tools developed under this provision shall be made available to members of the South Carolina General Assembly and their research staff members, state agencies, and researchers. To that end, the Office shall, in consultation with the participating agencies, promulgate regulations addressing access to and use and release of information generated through use of the query tools.

All state agencies participating in the Warehouse shall utilize it and its associated software applications in the day-to-day operation of their programs and for coordination, collaboration, program evaluation and outcomes analysis. The Department of Health and Environmental Control shall be exempt from usage of the integrated client management system and the analytic query tools in the day-to-day operation of their Client Automated Record and Encounter System and their South Carolina Community Assessment Network, but shall provide the Warehouse with client data from the system and network.

No state agency shall duplicate any of the responsibilities of this provision.

For purposes of this subsection, all state laws, regulations, or any rule of any state agency, department, board, or commission having the effect or force of law that prohibits or is inconsistent with any provision of this subsection is hereby declared inapplicable to this subsection.

SECTION 104 - E550 - STATE FISCAL ACCOUNTABILITY AUTHORITY

104.4 AMEND (Insurance Coverage for Aging Entity Authorized) Authorizes the Insurance Reserve Fund to provide insurance coverage for certain local aging entities. Directs that the IRF and the State shall not be liable for any coverage insufficiencies.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference to “2019-20.”

104.4. (SFAA: Insurance Coverage for Aging Entity Authorized) The State Fiscal Accountability Authority, through the Insurance Reserve Fund, for Fiscal Year ~~2018-19~~ 2019-20, is also authorized to offer insurance coverage to an aging entity and its employees serving clients countywide which previously obtained its tort liability insurance coverage through the board. The Insurance Reserve Fund and the State of South Carolina shall not be liable to any person or entity, including an insured, for any insufficiencies of coverage provided hereunder.

SECTION 112 - V040 - DEBT SERVICE

112.1 AMEND (Excess Debt Service) Provides for the expenditure of excess FY 2017-18 debt service funds in FY 2018-19.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to delete the transfer of \$54,078,993 to SLED for the forensic laboratory building and necessary amounts for non-recurring revenue appropriations. Amend to update fiscal year reference to “2019-20.”

112.1. (DS: Excess Debt Service) ~~The State Treasurer shall transfer, from debt service that exceeds the principal and interest due in the current fiscal year, \$54,078,993 to the State Law Enforcement Division for the Forensic Laboratory Building. Appropriated debt service in excess of necessary amounts must be transferred to fund the appropriations contained in Proviso 118.13. Any additional excess debt service funds available in Fiscal Year ~~2018-19~~ 2019-20 may be expended in the fiscal year to pay down general obligation bond debt for which the State (1) is~~

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paying the highest rate of interest, (2) will achieve relief in constrained debt capacity, or (3) reduce the amount of debt issued.

SECTION 113 - X220 - AID TO SUBDIVISIONS, STATE TREASURER

113.2 AMEND (Quarterly Distributions) Provides for the quarterly distribution of Aid to Subdivisions Local Government Fund.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year references to “2019-20.”

113.2. (AS-TREAS: Quarterly Distributions) For Fiscal Year ~~2018-19~~ 2019-20, one quarter of the amount appropriated in Part IA for Aid to Subdivisions-Local Government Fund shall be distributed as soon after the beginning of each quarter as practical with the four distributions together totaling the Fiscal Year ~~2018-19~~ 2019-20 Part IA appropriation for the Local Government Fund.

113.5 AMEND (LGF) Suspends Sections 6-27-30 [FUNDING OF LOCAL GOVERNMENT FUND FROM GENERAL FUND REVENUES] and 6-27-50 [RESTRICTIONS ON AMENDMENT OR REPEAL OF CHAPTER] for Fiscal Year 2018-19.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference to “2019-20.”

113.5. (AS-TREAS: LGF) For Fiscal Year ~~2018-19~~ 2019-20, the provisions of Section 6-27-30 and Section 6-27-50 of the 1976 Code are suspended.

113.7 AMEND (Political Subdivision Flexibility) Authorizes political subdivisions that receive Local Government Fund monies to reduce the amount of support they provide to any state mandated program or requirement up to the percentage their Local Government Fund appropriation has been reduced compared to the amount required to be funded by law, but excludes the court system and assessment for indigent medical care from the reductions.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference to “2019-20.”

113.7. (AS-TREAS: Political Subdivision Flexibility) For Fiscal Year ~~2018-19~~ 2019-20, a political subdivision receiving aid from the Local Government Fund may reduce its support to any state mandated program or requirement, by up to a percentage equal to the percentage reduction in the actual amount appropriated to the Local Government Fund as compared to the amount required to be appropriated pursuant to Section 6-27-30. Excluded from said reductions are Administrative Law Judges and their offices, Court of Appeals and their offices, Circuit and Family Courts and their offices, Magistrates and their offices, Masters-in-Equity and their offices, Probate Courts and their offices, Public Defenders and their offices, Solicitors and their offices, and the Supreme Court and their offices, and assessment for indigent medical care pursuant to Section 44-6-146 of the 1976 Code.

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SECTION 117 - X900 - GENERAL PROVISIONS

117.2 **AMEND** (Appropriations From Funds) Directs that funds appropriated from the General Fund, EIA Fund, Highways and Public Transportation Fund and other applicable funds are to meet the ordinary expenses of the State for FY 2018-19.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference from “2018-19” to “2019-20.”

117.2. (GP: Appropriations From Funds) Subject to the terms and conditions of this act, the sums of money set forth in this part, if so much is necessary, are appropriated from the General Fund of the State, the Education Improvement Act Fund, the Highways and Public Transportation Fund, and other applicable funds, to meet the ordinary expenses of the state government for Fiscal Year ~~2018-19~~ 2019-20, and for other purposes specifically designated.

117.3 **AMEND** (Fiscal Year Definitions) Defines current and prior fiscal year time frames.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year references from “2018” to “2019;” “2019” to “2020;” and “2017” to “2018.”

117.3. (GP: Fiscal Year Definitions) For purposes of the appropriations made by this part, “current fiscal year” means the fiscal year beginning July 1, ~~2018~~ 2019, and ending June 30, ~~2019~~ 2020, and “prior fiscal year” means the fiscal year beginning July 1, ~~2017~~ 2018, and ending June 30, ~~2018~~ 2019.

117.128 **AMEND** (Catastrophic Weather Event) Directs (A) that improvements to real or personal property used as a residence, such as a mobile home or manufactured housing unit, resulting from damage caused by the catastrophic weather event in October 2015 or Hurricane Matthew of 2016, made after the event and before June 30, 2019, is not considered an improvement and does not require a re-appraisal under certain funding conditions; and (B) directs that for the current fiscal year an eligible property’s tax value shall remain the same unless an assessable transfer of interest occurs.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to add Hurricane Florence of 2018 to the eligible events and update June 30, “2019” to “2020.” Requested by Department of Administration.

117.128.(GP: Catastrophic Weather Event) (A) Any improvements made to real property or personal property used as a residence, such as a mobile home or manufactured housing unit, damaged during the catastrophic weather event in October 2015 ~~or~~, Hurricane Matthew of 2016, *or Hurricane Florence of 2018*, after the event and before June 30, ~~2019~~ 2020, is not considered an improvement and does not require a re-appraisal. This provision only applies if as a result of the catastrophic weather event, the improvements made to the property were funded by the United States Department of Housing and Urban Development Block Grant - Disaster Recovery program. This provision also applies if, at the discretion of the county and using qualifications determined by the county, the improvements were made with the assistance of a volunteer organization active in disaster, or a similar volunteer organization.

(B) During the current fiscal year, the property tax value of an eligible property shall remain the same unless an assessable transfer of interest occurs. No refund is allowed on account of values adjusted as provided in this provision.

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117.131 AMEND (SCRS & PORS Trust Fund) Directs that the funds allocated to PEBA for the SCRS or PORS Trust Funds be credited toward contributions due from participating employers in those systems for FY 2018-19; directs that no credits shall be issued for covered employees of special purpose districts, joint authorities, non-profits, hospitals, participating associations or service organizations as defined in Section 9-1-10(11)(e) [RETIREMENT SYSTEMS DEFINITIONS], and state employees whose salaries are paid with federal funds. Directs that the SC Ports Authority, the SC Public Service Authority, and the Medical University Hospital Authority are excluded from this prohibition. Directs PEBA to collaborate with EBO and RFA to determine the amount of credit exclusion for federally funded state employees.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference from “2018-19” to “2019-20.”

117.131.(GP: SCRS & PORS Trust Fund) Unless otherwise provided in Paragraphs A through D of this provision, the funds appropriated to the Public Employee Benefit Authority (PEBA) for the South Carolina Retirement System Trust Fund and the Police Officers’ Retirement System Trust Fund in Part IA, Section 108 of this act shall be credited toward the contributions due from participating employers in SCRS and PORS for Fiscal Year ~~2018-19~~ 2019-20. Each employer’s credit shall be determined at the same rate as calculated by PEBA for the pension funding allocation credit for Fiscal Year 2017-18. A participating employer shall not receive a credit that exceeds the employer contributions due from the employer.

(A) From the funds available for allocation pursuant to this provision, no credits shall be issued for covered employees of special purpose districts, joint authorities, or non-profit corporations; however, this provision does not apply to the South Carolina State Ports Authority and the South Carolina Public Service Authority.

(B) From the funds available for allocation pursuant to this provision, no credits shall be issued for covered employees of hospitals; however this provision does not apply to the Medical University Hospital Authority.

(C) From the funds available for allocation pursuant to this provision, no credits shall be issued for covered employees of participating associations or service organizations as defined in Section 9-1-10(11)(e) of the 1976 Code.

(D) From the funds available for allocation pursuant to this provision, no credits shall be issued for state employees who are funded with federal funds. The Public Employee Benefits Authority shall collaborate with the Department of Administration, Executive Budget Office and the Revenue and Fiscal Affairs Office to determine the amount of credit exclusion for federally-funded employees of state agencies.

117.cdbg ADD (CDBG-DR Flexibility) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct the Department of Commerce to transfer to DOA any funds that remain from a 2017 appropriation for 2015 - Non-CDBG - Disaster Recovery and direct DOA to use the funds for any disaster recovery program. Requested by Department of Administration.

117.cdbg. (GP: CDBG-DR Flexibility) The Department of Commerce is directed to transfer any funds remaining from the appropriation it received through Act 97 of 2017 for 2015 - Non-CDBG - Disaster Recovery to the Department of Administration which shall utilize these funds for any disaster recovery program.

117.sap ADD (Secure Area Duty Officers Program) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the Adjutant General, SLED, and other law enforcement authorities to conduct security-related activities as prescribed by

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Executive Order 2015-18 (Secure Area Duty Officers Program), or verbal or written directive from the Governor. Direct that these activities shall be considered state or federal training for purposes of emergency preparedness. Authorize these agencies to spend state and federal funds to support the program. Requested by the Adjutant General.

117.sado.(GP: Secure Area Duty Officers Program) The Office of Adjutant General, the State Law Enforcement Division, and other law enforcement authorities are authorized to conduct security-related activities as prescribed by the Governor in Executive Order 2015-18, as well as any subsequent Executive Order or verbal or written directive from the Governor. Activities carried out under this program shall be considered state or federal training for purposes of Section 15-78-60(19) of the 1976 Code and the agency and its personnel shall be exempt from liability as described therein. State agencies involved in the Secure Area Duty Officers Program (SADOP) may expend state and federal funds in support of the program.

SECTION 118 - X910 - STATEWIDE REVENUE

118.1 AMEND (Year End Cutoff) Directs year-end expenditure deadlines.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update calendar year reference to “2020” and change July “12, 2019” to “14, 2020.” Requested by the Comptroller General.

118.1. (SR: Year End Cutoff) Unless specifically authorized herein, the appropriations provided in Part IA of this act as ordinary expenses of the State Government shall lapse on July 31, ~~2019~~ 2020. State agencies are required to submit all current fiscal year input documents and all electronic workflow for accounts payable transactions to the Office of Comptroller General by July ~~12, 2019~~ 14, 2020. Appropriations for Permanent Improvements, now outstanding or hereafter provided, shall lapse at the end of the second fiscal year in which such appropriations were provided, unless definite commitments shall have been made, with the approval of the State Fiscal Accountability Authority and Joint Bond Review Committee, toward the accomplishment of the purposes for which the appropriations were provided. Appropriations for other specific purposes aside from ordinary operating expenses, now outstanding or hereafter provided, shall lapse at the end of the second fiscal year in which such appropriations were provided, unless definite commitments shall have been made, with the approval of the State Fiscal Accountability Authority, toward the accomplishment of the purposes for which the appropriations were provided.

118.9 AMEND (Tax Relief Reserve Fund) Creates the Tax Relief Reserve Fund; directs that accrued interest remain in the fund; and directs the State Treasurer, on December 31, 2018, to transfer from the General Fund any funds identified in this act designated for the Tax Relief Reserve Fund. Directs that the fund may only be used to provide tax relief to businesses and individuals as provided by law and authorizes these funds to be retained, carried forward, and used for the same purpose.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update calendar year reference from “2018” to “2019.”

118.9. (SR: Tax Relief Reserve Fund) (A) There is created the Tax Relief Reserve Fund, which shall be separate and distinct from the General Fund. Interest accrued by the fund must remain in the fund. Notwithstanding any other provision of law, on December 31, ~~2018~~ 2019,

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the State Treasurer shall transfer funds identified in this act from the General Fund to the Tax Relief Reserve Fund. These funds may only be used to provide tax relief to businesses and individuals as provided by law. Funds within the Tax Relief Reserve Fund shall be retained and carried forward to be used for the same purpose.

- 118.13 DELETE** (Nonrecurring Revenue) Appropriates non-recurring revenue to various agencies for Fiscal Year 2018-19, generated from specific sources.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso.

~~118.13. (SR: Nonrecurring Revenue) (A) The source of revenue appropriated in subsection (B) is nonrecurring revenue generated from the following sources:~~

- ~~(1) \$16,567,887 from Fiscal Year 2017-18 Debt Service Lapse;~~
- ~~(2) \$4,119,137 from the Litigation Recovery Account;~~
- ~~(3) \$293,301 from Fiscal Year 2017-18 Capital Reserve Fund Lapse (Per SC Code 11-11-320); and~~
- ~~(4) \$13,360,642 from Fiscal Year 2018-19 Unobligated Debt Service.~~

~~Any restrictions concerning specific utilization of these funds are lifted for the specified fiscal year. The above agency transfers shall occur no later than thirty days after the close of the books on Fiscal Year 2017-18 and shall be available for use in Fiscal Year 2018-19.~~

~~This revenue is deemed to have occurred and is available for use in Fiscal Year 2018-19 after September 1, 2018, following the Comptroller General's close of the state's books on Fiscal Year 2017-18.~~

~~(B) The appropriations in this provision are listed in priority order. Item (1) must be funded first and each remaining item must be fully funded before any funds are allocated to the next item. Provided, however, that any individual item may be partially funded in the order in which it appears to the extent that revenues are available.~~

The State Treasurer shall disburse the following appropriations by September 30, 2018, for the purposes stated:

- ~~(1) H630 Department of Education

 - ~~(a) Bus Lease \$ 2,527,812;~~
 - ~~(b) Governor's School for the Arts and the Humanities
Fire Protection Component Upgrade \$ 480,000;~~
 - ~~(c) Governor's School for the Arts and the Humanities Core
Switch Replacement \$ 65,000;~~
 - ~~(d) Low Achieving Schools, Proviso 1A.51 \$ 125,000;~~~~
- ~~(2) H710 Wil Lou Gray Opportunity School
Capital Improvements \$ 500,000;~~
- ~~(3) H030 Commission on Higher Education
Statewide Higher Education Repair and Renovation Fund \$ 1;~~
- ~~(4) H180 Francis Marion University

 - ~~(a) Medical and Health Education Classroom Complex \$ 5,000,000;~~
 - ~~(b) Honors College \$ 2,100,000;~~~~
- ~~(5) H590 State Board for Technical and Comprehensive Education
Orangeburg Calhoun Technical College Nursing Cooperative
Program with Claflin University \$ 200,000;~~
- ~~(6) H790 Department of Archives and History

 - ~~(a) Conservation of South Carolina's Constitutions \$ 200,000;~~
 - ~~(b) Charleston Library Society Beaux Arts Building \$ 250,000;~~
 - ~~(c) Historic Buildings Preservation \$ 500,000;~~~~

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~~(7) H910 Arts Commission
SC Children's Theatre \$ 500,000;~~

~~(7.1) The funds appropriated to the Arts Commission above in item (7) for the SC Children's Theatre must be matched 2:1 by the organization and the Arts Commission must verify that the organization has matched the funds prior to disbursement.~~

~~(8) H730 Vocational Rehabilitation
Equestrian Center PTSD Program \$ 500,000;~~

~~(8.1) The funds appropriated to the Department of Vocational Rehabilitation in Item (8) for the Equestrian Center PTSD Program shall be used by the department to develop an equine therapy program with an emphasis on serving veterans with Post Traumatic Stress Disorder. Any unexpended funds appropriated to Lander University in previous fiscal years for this purpose shall be transferred to the Department of Vocational Rehabilitation to be expended for this program. The department may utilize existing contract proposals to establish a pilot program at a single location and provide for potential expansion to other locations.~~

~~(9) J020 Department of Health and Human Services
Medical Contracts \$ 4,000,000;~~

~~(10) J040 Department of Health and Environmental Control
(a) Water Quality \$ 1;
(b) M.A.D. USA Men Against Domestic Violence \$ 150,000;
(c) SC Cervical Cancer Awareness Initiative \$ 130,000;~~

~~(11) L040 Department of Social Services
Florence Crittenton \$ 150,000;~~

~~(12) P120 Forestry Commission
Firefighting Equipment \$ 1,000,000;~~

~~(13) P160 Department Agriculture
Statewide Agribusiness Infrastructure \$ 210,000;~~

~~(14) P240 Department of Natural Resources
(a) Statewide Public Wildlife and Fisheries Management
Projects \$ 500,000;
(b) Natural Resources Significant Sites Grant Program \$ 1;~~

~~(15) P280 Department of Parks, Recreation and Tourism
(a) State Park Maintenance Needs \$ 2,400,000;
(b) Parks and Recreation Development Fund \$ 1;
(c) International African American Museum \$ 1;
(d) Murrells Inlet Channel Clearing \$ 300,000;
(e) Morris Island Lighthouse \$ 175,000;~~

~~(16) P320 Department of Commerce
(a) Deal Closing Fund \$ 1;
(b) Applied Research Centers \$ 500,000;
(c) Military Base Task Force \$ 600,000;
(d) Locate SC \$ 4,000,000;
(e) Economic Development Hubs and Community
Development Infrastructure \$ 1,300,000;~~

~~(17) P400 S C Conservation Bank
Conservation Bank Trust \$ 1;~~

~~(18) B040 Judicial Department
Digital Recording (5 Court Rooms) \$ 220,000;~~

~~(19) C050 Administrative Law Court
Technology Upgrades \$ 80,000;~~

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- (20) E200— Office of the Attorney General
IT/Infrastructure Upgrades \$ 1;
- (21) E210— Prosecution Coordination Commission
Case Management System \$ 1;
- (22) D100— State Law Enforcement Division
(a) Forensics Equipment \$ 1;
(b) First Responder PTSD Treatment \$ 1;
- (23) K050— Department of Public Safety
(a) Rifles for Highway Patrol \$ 1;
(b) Local Law Enforcement Grants \$ 1;
- (24) N040— Department of Corrections
Security Systems and Equipment Repairs and Upgrades \$ 3,050,590;
- (25) N120— Department of Juvenile Justice
Child Advocacy Centers \$ 170,000;
- (26) R360— Department of Labor, Licensing and Regulation
Local Fire Department Grants \$ 1;
- (27) R400— Department of Motor Vehicles
Act 40 of 2017 Implementation Costs \$ 1;
- (28) R600— Department of Employment and Workforce
Be Pro Be Proud \$ 1;
- (29) Y140— State Ports Authority
Jasper Ocean Terminal Port \$ 1,425,000;
- (30) D500— Department of Administration
State Owned Building Maintenance \$ 1;
- (31) E240— Office of Adjutant General
(a) Statewide Readiness Centers— Female Latrines (12) \$ 1;
(b) Stand Alone Kitchens \$ 107,547;
(c) Infrastructure Improvements \$ 325,000; and
- (32) E280— Election Commission
Special Election Fund Recoupment \$ 600,000.

(C) Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.