

**PROVISO SUBCOMMITTEE
ECONOMIC DEVELOPMENT
RECOMMENDATIONS FOR FY 2023-24
TO THE HOUSE WAYS AND MEANS COMMITTEE**

SECTION 43 - P120 - FORESTRY COMMISSION

43.fpd **ADD** (FC: Firefighting Equipment and Response Carry Forward) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the commission to carry forward unexpended funds for firefighting purposes and allow them to expend the funds for the same purpose. Requested by the Forestry Commission.

43.fpd. (FC: Firefighting Equipment and Response Carry Forward) The Forestry Commission is authorized to carry forward any unspent funds appropriated for firefighting equipment into the current fiscal year to be expended for the same purpose.

SECTION 44 - P160 - DEPARTMENT OF AGRICULTURE

44.9 **AMEND** (AGRI: Agribusiness Infrastructure Carry Forward) Authorizes the department to carry forward any revenues, accrued interest and unexpended Agribusiness Infrastructure funds. **PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to allow funds to be carried forward and directs that these funds shall not be deducted from the base when calculating the 10% carry forward amount.

44.9. (AGRI: Agribusiness Infrastructure Carry Forward) The Department of Agriculture is authorized to carry forward any revenues, accrued interest, and unexpended Agribusiness Infrastructure funds from the prior fiscal year into the current fiscal year to be expended for the same purpose. Any Agribusiness Infrastructure funds carried forward are not considered part of and should not be deducted from the base for purposes of calculating the agency's general fund appropriations ten percent carry forward amount, as provided for in this act.

44.11 **DELETE** (AGRI: County of Sumter) Redirects that remaining funds appropriated to the department for the Town of Mayesville Grant Matching Funds in Act 94 of 2021 to the County of Sumter and used for the same purpose. **PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso.

44.11. (AGRI: County of Sumter) Funds remaining of the \$45,100 appropriated in Act 94 of 2021, Section 118.18(B)(77) to the Department of Agriculture for the Town of Mayesville Grant Matching Funds shall be redirected to the County of Sumter to be used for the same purpose.

44.sfm **ADD** (AGRI: State Farmers Market Escrow Accounts) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow the department to retain remaining revenues from the State Farmers Market Escrow and State Farmers Market Sale Proceeds and expend the funds on planning, development, construction, improvement, and maintenance of the State Farmers Market. Requested by the Department of Agriculture.

44.sfm. (AGRI: State Farmers Market Escrow Accounts) The department may retain remaining revenues associated with the State Farmers Market Escrow and the State Farmers Market Sale Proceeds and may expend these funds for the planning, development, construction, improvement, and maintenance of the State Farmers Market including, but not limited to, capital improvements approved by the Joint Bond Review Committee and the State Fiscal Accountability Authority.

**PROVISO SUBCOMMITTEE
ECONOMIC DEVELOPMENT
RECOMMENDATIONS FOR FY 2023-24
TO THE HOUSE WAYS AND MEANS COMMITTEE**

SECTION 48 - P260 - SEA GRANT CONSORTIUM

48.cfc **ADD** (SGC: Collection of Fees for Consortium Programs and Events) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow Sea Grant Consortium to collect registration fees to generate funds to support programs and outreach events. Directs the generated funds shall not exceed the direct cost of the associated program. Requested by Sea Grant Consortium.

48.cfc. (SGC: Collection of Fees for Consortium Programs and Events) The South Carolina Sea Grant Consortium shall generate funds to support programs and outreach events including the state's Clean Marina Program through the collection of registration fees that do not exceed the direct cost of the associated program.

SECTION 49 - P280 - DEPARTMENT OF PARKS, RECREATION AND TOURISM

49.1 **AMEND** (PRT: Tourism and Promotion) Provides for the distribution of Regional Promotions funds to the 11 Regional Tourism groups.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update funding amounts. Requested by Parks, Recreation and Tourism.

49.1. (PRT: Tourism and Promotion) The funds appropriated in this act for Regional Promotions shall be distributed equally to the eleven Regional Tourism groups, except that the Grandstrand Tourism Region's funds shall be divided, with ~~\$50,000~~ \$71,237 distributed to the Myrtle Beach Chamber of Commerce, ~~\$115,000~~ \$163,784 distributed to the Georgetown Chamber of Commerce, ~~\$30,000~~ \$42,717 distributed to the City of Georgetown, and ~~\$30,000~~ \$42,717 distributed to the Williamsburg Chamber of Commerce for tourism related activities. In addition, \$100,000 shall be distributed to the Lake Wylie Chamber of Commerce. The Myrtle Beach Chamber of Commerce and the Georgetown Chamber of Commerce shall submit a report to the Senate Finance Committee and the House Ways and Means Committee by December first each year describing how these funds were expended in the prior fiscal year.

49.16 **AMEND** (PRT: Destination Specific Tourism) Allows the agency director to reduce the Destination Specific Tourism Marketing recurring funds grant match requirement for FY 22-23. Directs that the adjustment shall be based on prior fiscal year financial statements and cash balances submitted with the application, along with the forecast data proved by the destination. Directs that there shall not be a match requirement for non-recurring funds.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to delete the agency's ability to reduce the grant match requirement and the qualifications for the adjustment of the match requirement. Adds that non-recurring funds appropriated to the grant program shall not be subject to match requirement. Requested by Parks, Recreation and Tourism.

49.16. (PRT: Destination Specific Tourism) ~~The agency director shall be allowed to reduce the grant match requirement for the recurring funds appropriated to the Destination Specific Tourism Marketing grant program for Fiscal Year 2022-23. The adjustment to the match requirement shall be based on the financial statements and cash balance on hand at the end of the prior fiscal year submitted with the application, along with the forecast data provided by each destination. There shall not be a match requirement on non-recurring funds appropriated to this program.~~ In the current fiscal year, non-recurring funds appropriated to the Destination Specific Tourism Marketing grant program shall not be subject to a match requirement.

**PROVISO SUBCOMMITTEE
ECONOMIC DEVELOPMENT
RECOMMENDATIONS FOR FY 2023-24
TO THE HOUSE WAYS AND MEANS COMMITTEE**

49.spc ADD (PRT: State Parks Carry Forward) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow the department to carry forward unexpended general operating funds for the State Park Service and expend them for the same purpose. Requested by Department of Parks, Recreation and Tourism.

49.spc. (PRT: State Parks Carry Forward) The department may carry forward any prior year unexpended general operating funds allocated to the State Park Service. The funds carried forward must be used for the same purpose.

49.wcc ADD (PRT: South Carolina Welcome Centers) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow funds appropriated for welcome centers in this Act and Act 94 of 2021 to be expended as needed for welcome center projects.

49.wcc. (PRT: South Carolina Welcome Centers) Funds appropriated in this Act designated for South Carolina welcome centers and funds remaining from Proviso 118.18(B)(41)(f) and (g) of Act 94 of 2021 designated for South Carolina welcome centers may be expended for any welcome center project as needed by the Department of Parks, Recreation and Tourism.

49.brce ADD (PRT: Broadcast Entity) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct that a broadcast entity shall source gross receipts from broadcasting to SC. Defines “broadcast entity.” Directs that gross receipts received from a station located in SC shall be sourced to SC and be the actual receipts attributed to the local stations.

49.brce. (PRT: Broadcast Entity) A broadcast entity shall source gross receipts from broadcasting to South Carolina including, but not limited to, gross receipts from advertising, licensing, and distribution, but excluding gross receipts from the sale of real property or tangible personal property, if received from customers whose commercial domicile is in South Carolina.

“Broadcast entity” is defined as an entity, including pass-through entities and its members or partners, engaged in the business of broadcasting and includes a cable program network, a television broadcast network, and a television distribution company affiliated with a television broadcast or cable program network. “Broadcast entity” does not include a cable operating system, direct broadcast satellite operating system, radio network, radio station, or television station.

Gross receipts received from a television station located in South Carolina shall be sourced to South Carolina notwithstanding that the commercial domicile of the Broadcaster’s customer is outside of South Carolina. The amount sourced to South Carolina shall be the actual receipts attributable to the local television stations.

SECTION 50 - P320 - DEPARTMENT OF COMMERCE

50.18 **DELETE** (CMRC: Road Closures Related to Navy Base Intermodal Facility) Authorizes the Division of Public Railways to close streets or roads on or in the vicinity of the former Charleston Navy Base as necessary to implement the Navy Base Intermodal Facility. Prohibits any closure from denying a property owner whose land abuts the closed section from having access or if access is denied, require alternate access be provided.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Requested by Department of Commerce.

~~**50.18.** (CMRC: Road Closures Related to Navy Base Intermodal Facility) The Division of Public Railways is authorized to close any street or road on or in the vicinity of the former~~

**PROVISO SUBCOMMITTEE
ECONOMIC DEVELOPMENT
RECOMMENDATIONS FOR FY 2023-24
TO THE HOUSE WAYS AND MEANS COMMITTEE**

~~Charleston Navy Base to the extent necessary to implement the Navy Base Intermodal Facility. Such closure shall not deny access to any property owners abutting the closed section of the street or road, or in the event access is denied, alternate access shall be provided.~~

- 50.20 DELETE** (CMRC: Distribution Facility) Directs the Navy Base Intermodal Facility to be considered a distribution facility to receive sales tax exemptions on purchased equipment and construction materials.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Requested by Department of Commerce.

~~**50.20.** (CMRC: Distribution Facility) The Navy Base Intermodal Facility owned by Palmetto Railways, a division of the Department of Commerce, shall be considered a distribution facility for the purpose of sales tax exemptions associated with the purchase of equipment and construction materials.~~

SECTION 88 - Y140 - STATE PORTS AUTHORITY

- 88.1 AMEND** (SPA: Charleston Cooper River Bridge Project) Directs the State Ports Authority to pay the State Transportation Infrastructure Bank \$1,000,000 before June 30, 2023 to continue the Charleston Cooper River Bridge Project.
PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update calendar year references to “2023” and “2024.” Requested by State Ports Authority.

88.1. (SPA: Charleston Cooper River Bridge Project) The State Ports Authority shall, from other general fund or operating fund surplus available and any funds appropriated to the authority in prior fiscal years and left unexpended as of July 1, ~~2022~~ 2023, pay to the State Transportation Infrastructure Bank one million dollars before June 30, ~~2023~~ 2024, to continue the Charleston Cooper River Bridge Project.

- 88.rcn ADD** (SPA: Road Closures Related to Navy Base Intermodal Facility) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize State Ports Authority to close any street or road in the vicinity of the former Charleston Navy Base to implement the Navy Base Intermodal Facility. States that closures shall not deny access to any property owners or State Ports Authority shall provide alternative access. Requested by State Ports Authority.

88.rcn. (SPA: Road Closures Related to Navy Base Intermodal Facility) The State Ports Authority is authorized to close any street or road on or in the vicinity of the former Charleston Navy Base to the extent necessary to implement the Navy Base Intermodal Facility. Such closure shall not deny access to any property owners abutting the closed section of the street or road, or in the event access is denied, alternate access shall be provided.

- 88.df ADD** (SPA: Distribution Facility) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct the Navy Base Intermodal Facility to be considered a distribution facility for the purpose of sales tax exemption on the purchases of equipment and construction materials. Requested by State Ports Authority.

88.df. (SPA: Distribution Facility) The Navy Base Intermodal Facility owned by the State Ports Authority shall be considered a distribution facility for the purpose of sales tax exemptions associated with the purchase of equipment and construction materials.

**PROVISO SUBCOMMITTEE
ECONOMIC DEVELOPMENT
RECOMMENDATIONS FOR FY 2023-24
TO THE HOUSE WAYS AND MEANS COMMITTEE**

88.tfgc **ADD** (SPA: Transfer of Funds to Georgetown County) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct funds appropriated in Act 298 of 2014 to the State Ports Authority for Georgetown Port Dredging to be transferred to Georgetown County. Allows the county to use up to \$1,500,000 for the purchasing and development of excess port property within the county. Requested by State Ports Authority.

88.tfgc. (Transfer of Funds to Georgetown County) Funds appropriated in Act 298 of 2014 to the State Ports Authority for Georgetown Port Dredging shall be transferred to Georgetown County. Of the funds transferred, the county may use up to \$1,500,000 for the purchase of excess port property within the county and shall use the balance of the funds for development of county property previously owned by the State Ports Authority.

SECTION 92D - D300 - OFFICE OF RESILIENCE

92D.1 **AMEND** (SCOR: Catastrophic Weather Event) Directs 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, Hurricane Matthew of 2016, or Hurricane Florence of 2018, made after the event and before June 30, 2023, is not considered an improvement and may not be reassessed at a higher rate as a result of the improvement. 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 update calendar year reference from "2023" to "2024." Requested by Office of Resilience.

92D.1. (SCOR: Catastrophic Weather Event) 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, Hurricane Matthew of 2016, or Hurricane Florence of 2018, after the event and before June 30, ~~2023~~ 2024, is not considered an improvement and may not be reassessed at a higher rate as a result of the assistance provided. 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 implemented by the Office of Resilience, Disaster Recovery Office. 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. 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.

92D.4 **DELETE** (SCOR: Risk Reduction Plan Extension) Extends the completion date for the Strategic Statewide Resilience and Risk Reduction Plan.
PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Requested by Office of Resilience.

92D.4. (SCOR: Risk Reduction Plan Extension) ~~The completion date for the Office of Resilience's Strategic Statewide Resilience and Risk Reduction Plan, as set forth in Section 48-62-30(1) of the 1976 Code, shall be extended from July 1, 2022 to July 1, 2023.~~

**PROVISO SUBCOMMITTEE
ECONOMIC DEVELOPMENT
RECOMMENDATIONS FOR FY 2023-24
TO THE HOUSE WAYS AND MEANS COMMITTEE**

SECTION 117 - X900 - GENERAL PROVISIONS

117.99 DELETE (GP: State Ports Authority Property) Directs that if the Authority has not sold its remaining property on Daniel Island, with certain exceptions, by June 30, 2023 it must transfer the property to the Department of Administration.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso.

~~**117.99.** (GP: State Ports Authority Property) If the State Ports Authority has not completed the sale of its real property on Daniel Island, except for the dredge disposal cells that are needed in connection with the construction of the North Charleston terminal on the Charleston Naval Complex and for harbor deepening and for channel and berth maintenance, by June 30, 2023, the authority must transfer the property to the Department of Administration. The authority shall sell the real property under terms and conditions it considers most advantageous to the authority and the State of South Carolina.~~

117.102 AMEND (GP: South Carolina Welcome Centers) Directs PRT and DOT maintain a MOU that provides that PRT control operations of all SC Welcome Centers and specifies control of certain responsibilities. Directs DOT to transfer \$3,563,560, less any state funds appropriated by the General Assembly for Welcome Centers, to PRT. Directs that these funds be placed in a separate and distinct fund and authorizes these funds to be carried forward and used for the same purposes.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to change “\$3,563,560” to “stated in the Memorandum of Understanding.” Requested by Department of Parks, Recreation and Tourism.

117.102. (GP: South Carolina Welcome Centers) The Department of Parks, Recreation and Tourism and the Department of Transportation shall maintain a Memorandum of Understanding (MOU) that provides that the Department of Parks, Recreation and Tourism shall control operations of all South Carolina Welcome Centers. The MOU shall include replacement, renovation and maintenance of the facilities, daily operations, and grounds maintenance and upkeep and shall clearly define responsibility for additional portions of Welcome Centers to include paving and sidewalks. The Department of Transportation shall transfer to the Department of Parks, Recreation and Tourism the amount of ~~\$3,563,560~~ *stated in the Memorandum of Understanding* less any state funds appropriated by the General Assembly for the same purpose. The Department of Parks, Recreation and Tourism assumes responsibility for this amount and the timing of the transfer of these funds shall be defined as part of the MOU. The funds transferred to the Department of Parks, Recreation and Tourism shall be placed in a separate and distinct fund and these funds shall be carried forward from the prior fiscal year into the current fiscal year and be expended for the same purposes.