

Laws

January 2018 PER

(Study Step 1: Agency Legal Directives, Plan and Resources)

| | |
|--------------------|--|
| Agency Responding | Department of Parks, Recreation, and Tourism (SCPRT) |
| Date of Submission | 3/9/2018 |

| Item # | Law Number | Jurisdiction | Type of Law | Statutory Requirement and/or Authority Granted | Customer/Client | | Deliverable |
|--------|------------|--------------|-------------|--|--|---|---|
| | | | | | Does this law specify who (customer) the agency must or may serve? (Y/N) | If yes, who is/are the customer(s)? | Does the law specify a deliverable (service or product) the agency must or may provide? (Y/N) |
| 1 | 1-30-10 | State | Statute | SCPRT designated as a department within the Executive Branch of State Government. | No | Does not specify a customer | No |
| 2 | 1-30-80 | State | Statute | Film Office moved from SC Department of Commerce to SCPRT | No | Does not specify a customer | No |
| 3 | 1-11-425 | State | Statute | SCPRT exempted from providing cost information for printed publications intended for public relations purposes | No | Does not specify a customer | No |
| 4 | 12-21-4200 | State | Statute | Disbursement of Bingo Tax Revenues - a portion of which goes to the Parks and Recreation Development Fund (PARD). PARD is a legislative grant program administered by SCPRT. | No | Does not specify a customer | No |
| 5 | 12-21-6510 | State | Statute | Tourism Infrastructure Admissions Tax Act - Short Title | No | Does not specify a customer | No |
| 6 | 12-21-6520 | State | Statute | Definitions of Article | No | Does not specify a customer | No |
| 7 | 12-21-6530 | State | Statute | Portion of tax paid to county or municipality where tourism establishment located | Yes | Counties or Municipalities with qualifying Tourism Establishments | Yes - Other service or product |
| 8 | 12-21-6540 | State | Statute | Portion of tax transferred to State Treasurer for special tourism infrastructure development fund; established grants and grant guidelines | Yes | Counties or Municipalities with qualifying Tourism Establishments | Yes - Other service or product |
| 9 | 12-21-6550 | State | Statute | Certification application procedures | Yes | SC Department of Revenue | Yes - Other service or product |
| 10 | 12-21-6560 | State | Statute | Qualification Factors for Eligibility of Major Tourism or Recreation Area or Facility | No | Does not specify a customer | No |
| 11 | 12-21-6570 | State | Statute | Designation of Development Areas | No | Does not specify a customer | No |
| 12 | 12-21-6580 | State | Statute | Facilities expansion or improvement eligibility requirements | No | Does not specify a customer | No |
| 13 | 12-21-6590 | State | Statute | Establishment of Extraordinary Retail Certification | Yes | Retail Establishments satisfying eligibility criteria | Yes - Other service or product |
| 14 | 12-62-10 | State | Statute | Motion Picture Incentive Act - Citation of Chapter | No | Does not specify a customer | No |

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| 15 | 12-62-20 | State | Statute | Motion Picture Incentive Act Definitions | No | Does not specify a customer | No |
| 16 | 12-62-30 | State | Statute | Exemption from State and Local Taxes | No | Does not specify a customer | No |
| 17 | 12-62-40 | State | Statute | Certification of Exemption | Yes | Motion Picture Production Companies | Yes - Other service or product |
| 18 | 12-62-50 | State | Statute | Tax Rebate for Employment of SC Residents | Yes | Motion Picture Production Companies | Yes - Other service or product |
| 19 | 12-62-55 | State | Statute | Assignment of Rebate Payments to Trustee | No | Does not specify a customer | No |
| 20 | 12-62-60 | State | Statute | Distribution of Admissions Taxes; Supplier Rebate; Educational Requirements | Yes | Motion Picture Production Companies; Higher Education Institutions | Yes - Other service or product |
| 21 | 12-62-70 | State | Statute | Temporary Use of Underutilized State Property | Yes | Motion Picture Production Companies | Yes - Other service or product |
| 22 | 12-62-80 | State | Statute | Allows for establishment of Film Foundation to accept donations | No | Does not specify a customer | No |
| 23 | 12-62-90 | State | Statute | Credit Roll Requirements and Refusal Rights | No | Does not specify a customer | No |
| 24 | 12-62-95 | State | Statute | Inapplicability of works appealing to prurient interest | No | Does not specify a customer | No |
| 25 | 12-62-100 | State | Statute | Allows Film Commission to adopt rules and regulations | No | Does not specify a customer | No |
| 26 | 13-1-1710 | State | Statute | SCPRT Director to serve on Coordinating Council for Economic Development | Yes | Coordinating Council for Economic Development | Yes - Serving on board, commission, or committee |
| 27 | 13-11-20 | State | Statute | SCPRT Director to serve on New Horizons Development Authority Board | Yes | New Horizons Development Authority | Yes - Serving on board, commission, or committee |
| 28 | 13-11-120 | State | Statute | SCPRT authorized to transfer all real property acquired through the 1973 General Obligation Bond designated for the I-77 project | Yes | New Horizons Development Authority | Yes - Other service or product |
| 29 | 27-8-100 | State | Statute | SCPRT allowed to use funds received from Conservation Bank Trust Fund for beach conservation at SC State Parks | No | Does not specify a customer | No |

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| 30 | 27-8-110 | State | Statute | SCPRT allowed to use funds received from Conservation Bank Trust Fund for property acquisition for SC State Parks | No | Does not specify a customer | No |
| 31 | 37-29-130 | State | Statute | SCPRT designated as pass-through agency for Palmetto Pride Funds | Yes | Palmetto Pride | Yes - Other service or product |
| 32 | 43-21-120 | State | Statute | SCPRT Director to serve on Coordinating Council to the Division on Aging | Yes | Coordinating Council to the Division on Aging | Yes - Serving on board, commission, or committee |
| 33 | 48-49-70 | State | Statute | SCPRT to identify the protected mountain ridge crests in each county | Yes | South Carolina counties | Yes - Providing report |
| 34 | 48-59-30 | State | Statute | SCPRT designated as eligible recipient of Conservation Bank Trust Funds | No | Does not specify a customer | No |
| 35 | 48-59-40 | State | Statute | SCPRT Director to serve as ex-officio member of Conservation Bank Board | Yes | SC Conservation Bank Board | Yes - Serving on board, commission, or committee |
| 36 | 49-6-30 | State | Statute | SCPRT representative to serve on Aquatic Plant Management Council | Yes | Aquatic Plant Management Council | Yes - Serving on board, commission, or committee |
| 37 | 51-1-10 | State | Statute | Established Agency | No | Does not specify a customer | No |
| 38 | 51-1-20 | State | Statute | Provides SCPRT Director the ability to hire employees | No | Does not specify a customer | No |
| 39 | 51-1-30 | State | Statute | Provides that the Agency shall be composed of a Division of Travel and a Division of Parks and Recreation. | No | Does not specify a customer | No |
| 40 | 51-1-40 | State | Statute | Allows SCPRT to charge admissions fee, sell souvenirs and retain those revenues in restricted accounts. | No | Does not specify a customer | Yes - Other service or product |
| 41 | 51-1-50 | State | Statute | Allows SCPRT to hire staff for State Welcome Centers | No | Does not specify a customer | Yes - Other service or product |
| 42 | 51-1-60 | State | Statute | Lists powers and duties of SCPRT | Yes | South Carolina Citizens (General) | Yes - Other service or product |
| 43 | 51-1-70 | State | Statute | Transfers funds from various state park departments to SCPRT | No | Does not specify a customer | No |
| 44 | 51-1-80 | State | Statute | Allows SCPRT to enter into certain contracts with political subdivisions within the State | No | Does not specify a customer | No |
| 45 | 51-1-90 | State | Statute | Transfers functions from State Recreation Commission to SCPRT | No | Does not specify a customer | No |

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| 46 | 51-1-300 | State | Statute | Establishes the Division of Community Development | No | Does not specify a customer | No |
| 47 | 51-1-310 | State | Statute | Provides purposes and duties for Division of Community Development | Yes | Regional Tourism Organizations, Chambers of Commerce, Development Agencies | Yes - Other service or product |
| 48 | 51-3-10 | State | Statute | Control and maintenance of State Parks by SCPRT | No | Does not specify a customer | No |
| 49 | 51-3-20 | State | Statute | Limited Use of State Parks Facilities for Public | No | Does not specify a customer | No |
| 50 | 51-3-30 | State | Statute | Penalties for violating 51-3-10 and 51-3-20 | No | Does not specify a customer | No |
| 51 | 51-3-40 | State | Statute | Closed Edisto Beach State Park; Limited activities at Santee State Park | No | Does not specify a customer | No |
| 52 | 51-3-50 | State | Statute | Overrides Sections 51-3-10 through 51-3-40; allows State Parks to resume normal operations | No | Does not specify a customer | No |
| 53 | 51-3-60 | State | Statute | Allows persons over the age of 65, persons with disabilities, blind persons and veterans free admission to State Parks and reduced campsite rental fees | Yes | Persons Over the Age of 65, Persons with Disabilities, Blind Persons, Veterans | Yes - Other service or product |
| 54 | 51-3-65 | State | Statute | Allows fee structure adjustments; Sets minimums for discounts; Provides discounts for SC National Guard members | Yes | Members of South Carolina National Guard | Yes - Other service or product |
| 55 | 51-3-70 | State | Statute | Allows SCPRT to set rules and regulations for State Parks | No | Does not specify a customer | No |
| 56 | 51-3-80 | State | Statute | Allows SCPRT to acquire land donations and other contributions for State Parks | No | Does not specify a customer | No |
| 57 | 51-3-90 | State | Statute | Allows SCPRT to sell, exchange of lease State Park lands; funds must be credited to Recreation Land Trust Fund | No | Does not specify a customer | No |
| 58 | 51-3-100 | State | Statute | Grants SCPRT necessary and incidental powers to further State Parks | No | Does not specify a customer | No |
| 59 | 51-3-110 | State | Statute | Allows SCPRT to expend unobligated funds from land leases and sales | No | Does not specify a customer | No |

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| 60 | 51-3-120 | State | Statute | Allows revenues to be used for acquisition, management and development of State Parks | No | Does not specify a customer | No |
| 61 | 51-3-130 | State | Statute | Requires land acquisition obligations be paid for by revenues generated by State Parks | No | Does not specify a customer | No |
| 62 | 51-3-140 | State | Statute | Makes defacement of State Parks property unlawful | No | Does not specify a customer | No |
| 63 | 51-3-145 | State | Statute | Lists unlawful acts at State Parks | No | Does not specify a customer | No |
| 64 | 51-3-146 | State | Statute | Stipulates penalties for unlawful acts at State Parks | No | Does not specify a customer | No |
| 65 | 51-3-147 | State | Statute | Grants park staff authority as state constables | No | Does not specify a customer | No |
| 66 | 51-3-150 | State | Statute | Stipulates penalties for trespassing at State Parks | No | Does not specify a customer | No |
| 67 | 51-3-160 | State | Statute | Allows Dept. of Corrections and S.C. Department of Natural Resources (SCDNR) to cooperate in the development of recreational facilities at State Parks | No | Does not specify a customer | No |
| 68 | 51-7-10 | State | Statute | Allows SCPRT to develop Hunting Island State Park | Yes | South Carolina Citizens (General) | Yes - Other service or product |
| 69 | 51-7-20 | State | Statute | Allows SCPRT to set aside land at Hunting Island State Park for residential leasing | Yes | Hunting Island Residential Lease Holders | Yes - Other service or product |
| 70 | 51-7-30 | State | Statute | Allows SCPRT to construct roads and water supply systems at Hunting Island State Park | No | Does not specify a customer | No |
| 71 | 51-7-40 | State | Statute | Allows SCPRT to establish recreation centers at Hunting Island | Yes | South Carolina Citizens (General) | No |
| 72 | 51-7-50 | State | Statute | Allows SCPRT to issue or sell bonds to obtain funds for infrastructure construction at Hunting Island | No | Does not specify a customer | No |
| 73 | 51-7-60 | State | Statute | Sets terms of revenue obligations | No | Does not specify a customer | No |
| 74 | 51-7-70 | State | Statute | Lists abilities of SCPRT to pay revenue obligations | No | Does not specify a customer | No |

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| 75 | 51-7-80 | State | Statute | Grants rights of holders of revenue obligations | No | Does not specify a customer | No |
| 76 | 51-7-90 | State | Statute | Makes revenue obligations tax-exempt | No | Does not specify a customer | No |
| 77 | 51-7-100 | State | Statute | Prevents revenue obligations from becoming debts of the State | No | Does not specify a customer | No |
| 78 | 51-7-110 | State | Statute | Requires SCPRT to set rates, charges and rentals in consideration of debt service obligations | No | Does not specify a customer | No |
| 79 | 51-9-10 | State | Statute | Requires SCPRT to acquire Fort Watson area on Lake Marion | No | Does not specify a customer | No |
| 80 | 51-9-20 | State | Statute | Designated this area as Fort Watson Memorial | No | Does not specify a customer | No |
| 81 | 51-9-30 | State | Statute | Requires SCPRT to maintain Fort Watson Memorial area | No | Does not specify a customer | Yes - Other service or product |
| 82 | 51-11-10 | State | Statute | Established Recreation Land Trust Fund | No | Does not specify a customer | No |
| 83 | 51-11-15 | State | Statute | Allows SCPRT to grant funds to local governments for acquisition of recreational land through the Recreation Land Trust Fund | Yes | Local Governments | Yes - Other service or product |
| 84 | 51-11-20 | State | Statute | Sets restrictions on use of trust funds | No | Does not specify a customer | No |
| 85 | 51-11-30 | State | Statute | Transfers funds from Tricentennial Fund | No | Does not specify a customer | No |
| 86 | 51-11-40 | State | Statute | Requires SCPRT to submit a copy of the 1970 Outdoor Recreation Plan to the Secretary of State | Yes | Secretary of State | Yes - Providing report |
| 87 | 51-11-50 | State | Statute | Requires approval of State Fiscal Accountability Authority for all Recreation Land Trust Fund expenditures | No | Does not specify a customer | No |
| 88 | 51-11-60 | State | Statute | Requires SCPRT to submit a report of all Recreation Land Trust Fund expenditures to the General Assembly by January 15 each year | Yes | General Assembly | Yes - Providing report |
| 89 | 51-17-50 | State | Statute | SCPRT Director to serve on Heritage Trust Advisory Board | Yes | Heritage Trust Advisory Board | Yes - Serving on board, commission, or committee |

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| 90 | 51-18-60 | State | Statute | SCPRT Director to serve on War Between the States Heritage Trust Advisory Board | Yes | War Between the State Heritage Trust Advisory Board | Yes - Serving on board, commission, or committee |
| 91 | 51-19-10 | State | Statute | Old Exchange Building Commission established; SCPRT Director to serve on Commission | Yes | Old Exchange Building Commission | Yes - Serving on board, commission, or committee |
| 92 | 51-23-10 | State | Statute | Definitions of Chapter | No | Does not specify a customer | No |
| 93 | 51-23-20 | State | Statute | Allocation of proceeds from Parks and Recreation Fund | Yes | South Carolina Counties | Yes - Other service or product |
| 94 | 51-23-30 | State | Statute | Requires SCPRT to develop a grant program for administration of funds | No | Does not specify a customer | No |
| 95 | 51-23-40 | State | Statute | Allows SCPRT to use up to five percent of funds for administration costs | No | Does not specify a customer | No |
| 96 | 53-3-90 | State | Statute | Designation of Family Week; SCPRT to develop promotion plan | Yes | South Carolina Families | Yes - Other service or product |
| 97 | 53-3-100 | State | Statute | Establishes committee to select South Carolina Family of the Year; SCPRT to provide funding for expenses | Yes | South Carolina Family of the Year Selection Committee | Yes - Other service or product |
| 98 | 56-3-5200 | State | Statute | First in Golf - administer the funds associated with the First in Golf license plates | Yes | South Carolina Junior Golf Association | Yes - Other service or product |
| 99 | 56-3-8710 | State | Statute | NASCAR - administer the funds associated with the NASCAR license plates. | Yes | South Carolina Sports Development Office | Yes - Other service or product |
| 100 | 57-3-650 | State | Statute | SCPRT to provide staffing for State Welcome Centers | No | Does not specify a customer | Yes - Other service or product |
| 101 | 57-23-50 | State | Statute | SCPRT Director or designee to serve on Scenic Highways Committee | Yes | Scenic Highway Committee | Yes - Serving on board, commission, or committee |
| 102 | 57-25-810 | State | Statute | Establishment of Tourism Oriented Directional Signage Program | Yes | Agricultural or Tourism Businesses selling programs, services or goods | Yes - Other service or product |
| 103 | 57-25-820 | State | Statute | Gives SCPRT authority to develop eligibility criteria for tourism businesses; SCPRT Director serves on oversight committee. | Yes | Eligibility criteria for tourism oriented directional signage (TODS) program | Yes - Serving on board, commission, or committee |

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| 104 | 58-33-140 | State | Statute | SCPRT designated as party to certification proceedings for Major Utility Facilities | Yes | Public Service Commission | Yes - Other service or product |
| 105 | 60-11-150 | State | Statute | SCPRT Director to serve on South Carolina Civil War Sesquicentennial Advisory Board | Yes | South Carolina Civil War Sesquicentennial Advisory Board | Yes - Serving on board, commission, or committee |
| 106 | 60-11-410 | State | Statute | SCPRT to cooperate and coordinate marketing materials for South Carolina Civil War Heritage Trails | Yes | South Carolina Civil War Heritage Trails | Yes - Other service or product |
| 107 | 49.1 | State | Proviso | Allocation of funds to SC Association of Tourism Regions | Yes | South Carolina Association of Tourism Regions | Yes - Other service or product |
| 108 | 49.2 | State | Proviso | Guidelines for Destination Specific Marketing program | Yes | South Carolina Major Tourism Destinations | Yes - Other service or product |
| 109 | 49.3 | State | Proviso | Allows carry forward for the advertising funds, advertising grants and Destination Specific grants. | No | Does not specify a customer | No |
| 110 | 49.4 | State | Proviso | Allows for the Motion Picture Incentive Act funds be used fund the programs operations. | No | Does not specify a customer | No |
| 111 | 49.5 | State | Proviso | Allows SCPRT to charge an application fee. However, application fees are not currently charged. | No | Does not specify a customer | No |
| 112 | 49.6 | State | Proviso | Allows SCPRT the discretion of closing the State House Gift Shop on the weekends. | No | Does not specify a customer | No |
| 113 | 49.7 | State | Proviso | PARD interest must be used for the program and carry forward. | No | Does not specify a customer | No |
| 114 | 49.8 | State | Proviso | Allows SCPRT to use any uncommitted funds remaining at year end for the film program, State Parks or the Welcome Centers. | No | Does not specify a customer | No |
| 115 | 49.9 | State | Proviso | Reduces the calculation of an across the board cut exempt any items restricted by Executive Budget Office or the General Assembly. | No | Does not specify a customer | No |
| 116 | 49.10 | State | Proviso | Allows SCPRT the authority to reimburse local governments for prior year grant expenditures. | No | Does not specify a customer | No |
| 117 | 49.11 | State | Proviso | Clarifies 51-1-40 | No | Does not specify a customer | No |
| 118 | 49.12 | State | Proviso | Allows the State Park Service to procure/manage vending services. | No | Does not specify a customer | No |

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| 119 | 49.14 | State | Proviso | Allows SCPRT to carry forward state funded PARD, Undiscovered SC and Sports Marketing Grants and to be used for the same purpose. | No | Does not specify a customer | No |
| 120 | 49.16 | State | Proviso | Required the SPS to open a pedestrian, non-motorized vehicular and golf cart ingress and egress to Myrtle Beach State Park. | Yes | Visitors to Myrtle Beach State Park | Yes - Other service or product |
| 121 | 49.17 | State | Proviso | Motion Picture Incentive Act funds may be used without distinction of the source of funds. | No | Does not specify a customer | No |
| 122 | 117.111 | State | Proviso | Requires S.C. Department of Transportation (SCDOT) to fund the State's 9 Welcome Centers until recurring general funds is appropriated for this purpose. | No | Does not specify a customer | No |
| 123 | 133-100 | State | Regulation | General program information for Parks and Recreation Development Fund | Yes | South Carolina Counties | Yes - Other service or product |
| 124 | 133-101 | State | Regulation | Administration of Parks and Recreation Development Fund | Yes | South Carolina Counties | Yes - Other service or product |
| 125 | 133-102 | State | Regulation | Guidelines for Planning Assistance | No | Does not specify a customer | No |
| 126 | 133-103 | State | Regulation | Guidelines for Development Assistance | No | Does not specify a customer | No |
| 127 | 133-104 | State | Regulation | Guidelines for Renovation Assistance | No | Does not specify a customer | No |
| 128 | 63-339 | State | Regulation | Guidelines for Tourism-Oriented Directional Signage Certification | Yes | Eligible Tourism or Agri-tourism Businesses | Yes - Other service or product |
| 129 | 16 U.S.C. § 460 Land and Water Conservation Provisions | Federal | Statute | Established Land and Water Conservation Fund; Designated State Allocations and Provisions of Administration; Requires States to Complete a Statewide Comprehensive Outdoor Recreation Plan in order to receive funding. | No | Does not specify a customer | Yes - Other service or product |

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| 130 | 23 U.S.C. § 120 Intermodal Surface Transportati on Efficiency Act | Federal | Statute | Established Recreational Trails Program | No | Does not specify a customer | Yes - Other service or product |
| 131 | 20 U.S.C. § 107a(a)(5) The Randolph Sheppard Act | Federal | Statute | Mandates a priority to blind persons to operate vending facilities on Federal property, including State Rest Areas and Welcome Centers located on Federal Interstate Highways. | No | Does not specify a customer | No |
| 132 | Proviso 118.16(B)(3 9.1) 2016-17 S.C. Appropriatio ns Act Part 1B | State | Proviso | Beach Renourishment Grant Funding | No | Does not specify a customer | Yes - Other service or product |

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