

**SENATE FINANCE COMMITTEE  
NATURAL RESOURCES SUBCOMMITTEE  
PROVISO CHANGES FOR CONSIDERATION FOR FY 2023-24**

**SECTION 43 - P120 - FORESTRY COMMISSION**

- 43.6**     **ADD** (FC: Firefighting Equipment and Response Carry Forward) **WMC:** 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.  
**HOU:** ADOPT new proviso.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

*43.6. (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. **WMC:** 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.  
**HOU:** ADOPT proviso as amended.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT proviso as amended.

*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.  
**WMC:** DELETE proviso.  
**HOU:** ADOPT deletion.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

*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.*

- 44.12**    **ADD** (AGRI: State Farmers Market Escrow Accounts) **WMC:** 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.  
**HOU:** ADOPT new proviso.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

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44.12. (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.

**SECTION 47 - P240 - DEPARTMENT OF NATURAL RESOURCES**

- 47.3**     **AMEND** (DNR: Proportionate Funding) Allocates a proportionate share of funds to each of the forty-six Soil and Water Conservation Districts.  
**WMC:** AMEND proviso to update funding amount from “\$15,000” to “\$25,000.” Requested by the Department of Natural Resources.  
**HOU:** ADOPT proviso as amended.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT proviso as amended.

**47.3.** (DNR: Proportionate Funding) Each of South Carolina’s forty-six soil and water conservation districts shall receive a proportionate share of funding set aside for Aid to Conservation Districts at ~~\$15,000~~ \$25,000 per district for general assistance to the district’s program. Available funding above ~~\$15,000~~ \$25,000 for each district will be apportioned by the Department of Natural Resources based upon local needs and priorities as determined by the board. During the fiscal year, the districts’ funding may only be reduced in an amount not to exceed the percentage of each agency budget reduction. No district shall receive any funds under this provision unless the county or counties wherein the district is located shall have appropriated no less than three hundred dollars to the district from county funds for the same purposes.

- 47.9**     **AMEND** (DNR: Predator Control Program) Directs the department to develop a tagging and reward program. Requires the tagging and release of 4 coyotes in each of the four game zones and rewards the hunter/trapper, or his designee, with a complimentary lifetime hunting license per tagged coyote.  
**WMC:** AMEND proviso to delete the reward of a complimentary lifetime hunting license and instead offers \$3,000 per tagged coyote. Directs that no hunter/trapper may collect a reward or more than two coyotes per fiscal year. States that DNR employees, member of the General Assembly, and their immediate families are not eligible for the reward.  
**HOU:** ADOPT proviso as amended.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT proviso as amended.

**47.9.** (DNR: Predator Control Program) Of the funds authorized and appropriated in this act, the Department of Natural Resources is directed to develop and implement a coyote tagging and reward program within this state. ~~They~~ The department must tag and release four coyotes in each of the four game zones and apply a reward of ~~a complimentary lifetime hunting license~~ three thousand dollars per tagged coyote to the hunter/trapper, or ~~his~~ their designee. No hunter/trapper, or their designee, may collect the reward on more than two coyotes per fiscal year. Employees of the Department of Natural Resources, members of the General Assembly, and their immediate families are not eligible to receive a reward.

- 47.17**     **DELETE** (DNR: Blue Crab Fishery) Directs that DNR shall produce a report on sustainability of the blue crab fishery, including recommendations regarding the fishery, by January 10, 2023.  
**WMC:** DELETE proviso. Requested by the Department of Natural Resources.

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**HOU:** ADOPT deletion.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

~~47.17. (DNR: Blue Crab Fishery) From the funds appropriated to the Department of Natural Resources, the department shall produce a report, no later than January 10, 2023, on sustainability of the blue crab fishery and prepare recommendations for seasons, closed zones, and catch limits.~~

- 47.18 ADD** (DNR: Special Carryforward Delayed Vehicle/Equipment Delivery) **WMC:** ADD new proviso to allow the department to carry forward appropriations and authority encumbered by purchase orders to procure equipment. Directs that each order must meet or exceed \$16,000 and only qualify if delayed due to supply chain or transportation disruptions. Directs the department to provide a report to EBO by August 1. Requested by the Department of Natural Resources.

**HOU:** ADOPT new proviso.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

*47.18. (DNR: Special Carryforward Delayed Vehicle/Equipment Delivery) The department may carry forward appropriations and authority encumbered by purchase orders issued to procure vehicles, trailers, boats, outboard motors, and other specialized equipment. Each purchase order must meet or exceed \$16,000, and only delivery of items delayed due to manufacturing and material supply chain or transportation disruptions qualify for carryforward. The department will provide a report to the Executive Budget Office listing open purchasing documents with encumbered amounts supporting the special carry forward by August 1.*

**SECTION 48 - P260 - SEA GRANT CONSORTIUM**

- 48.2 ADD** (SGC: Collection of Fees for Consortium Programs and Events) **WMC:** 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.

**HOU:** ADOPT new proviso.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

*48.2. (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 CONFORM TO FUNDING / AMEND** (PRT: Tourism and Promotion) Provides for the distribution of Regional Promotions funds to the 11 Regional Tourism groups.

**WMC:** AMEND proviso to update funding amounts. Requested by Parks, Recreation and Tourism.

**HOU:** ADOPT proviso as amended.

**SFC SUBCOMMITTEE RECOMMENDATION:** CONFORM TO FUNDING.

**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

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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.  
**WMC:** 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.  
**HOU:** ADOPT proviso as amended.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT proviso as amended.

~~**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.~~

- 49.18 DELETE** (PRT: Columbia Convention Center) Directs that funds remaining of the \$9,000,000 appropriated in Act 94 of 2021 to PRT for the Columbia Convention Center renovation be transferred to Aid to Subdivisions - State Treasurer to be allocated to the City of Columbia for local projects.  
**SFC SUBCOMMITTEE RECOMMENDATION:** DELETE proviso.

~~**49.18.** (PRT: Columbia Convention Center) Funds remaining of the \$9,000,000 appropriated in Act 94 of 2021, Section 118.18 (B)(77) to the Department of Parks, Recreation and Tourism for the Columbia Convention Center Renovation shall be transferred to Aid to Subdivisions - State Treasurer to be allocated by the City of Columbia as follows: \$3,000,000 for the Belvedere Neighborhood Flood Mitigation, \$4,000,000 for Bluff Road and Atlas Road Area Improvements, and \$2,000,000 for Beltline Boulevard Community Enhancements.~~

- 49.19 ADD** (PRT: State Parks Carry Forward) **WMC:** 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.  
**HOU:** ADOPT new proviso.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

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49.19. (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.

- 49.20 ADD** (PRT: South Carolina Welcome Centers) **WMC:** 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.  
**HOU:** ADOPT new proviso.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

49.20. (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.

**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.  
**WMC:** DELETE proviso. Requested by Department of Commerce.  
**HOU:** ADOPT deletion.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

~~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 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.  
**WMC:** DELETE proviso. Requested by Department of Commerce.  
**HOU:** ADOPT deletion.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

~~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 53 – P400 – S.C. CONSERVATION BANK**

- 53.2 ADD** (CB: General Fund Carry Forward) **WMC:** ADD new proviso to allow the Conservation Bank to carry forward funds for administration from the prior fiscal year to the current fiscal year to be used for the same purposes. Requested by the S.C. Conservation Bank.

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**HOU:** ADOPT new proviso.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

53.2. (CB: General Fund Carry Forward) Of the funds appropriated in the prior fiscal year to the Conservation Bank for administration, unexpended funds may be carried forward to the current fiscal year and expended for the same purposes.

**SECTION 78 – R20 DEPARTMENT OF INSURANCE**

**78.4 DELETE** (INS: Special Study on Fraudulent Claim Status) Directs the department to conduct a study on possible violations pursuant to Title 38 [INSURANCE]. Provides the guidelines of the study and requires the department to report their results to the General Assembly and the Governor’s Office by December 1, 2022.

**WMC:** DELETE proviso.

**HOU:** ADOPT deletion.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

~~78.4. (INS: Special Study on Fraudulent Claim Status) Of the funds appropriated and/or authorized to the Department of Insurance, the department shall conduct a study on possible violations pursuant to Title 38 of the 1976 Code. The study shall review instances in which insurers licensed to do business in South Carolina engage in improper claim practices, including, but not limited to, inappropriately or inaccurately classifying or presuming claims as fraudulent. The Department of Insurance shall report the results of their study to the General Assembly and the Governor’s Office by December 1, 2022.~~

**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.

**WMC:** AMEND proviso to update calendar year references to “2023” and “2024.” Requested by State Ports Authority.

**HOU:** ADOPT proviso as amended.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT proviso as amended.

~~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.~~

**88.5 ADD** (SPA: Road Closures Related to Navy Base Intermodal Facility) **WMC:** 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.

**HOU:** ADOPT new proviso.

**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

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88.5. (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.

- 88.6** **ADD** (SPA: Distribution Facility) **WMC:** 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.  
**HOU:** ADOPT new proviso.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

88.6. (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.

- 88.7** **ADD** (SPA: Transfer of Funds to Georgetown County) **WMC:** 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.  
**HOU:** ADOPT new proviso.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT new proviso.

88.7. (SPA: 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.  
**WMC:** AMEND proviso to update calendar year reference from "2023" to "2024." Requested by Office of Resilience.  
**HOU:** ADOPT proviso as amended.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT proviso as amended.

**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.

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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.  
**WMC:** DELETE proviso. Requested by Office of Resilience.  
**HOU:** ADOPT deletion.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

~~**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.~~

**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.  
**WMC:** DELETE proviso.  
**HOU:** ADOPT deletion.  
**SFC SUBCOMMITTEE RECOMMENDATION:** ADOPT deletion.

~~**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.~~