

**SENATE FINANCE COMMITTEE
HIGHER EDUCATION SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2024-25**

SECTION 3 - H660 - LOTTERY EXPENDITURE ACCOUNT

3.5 DELETE (FY 2023-24 Lottery Funding) Directs expenditure of lottery funds for Fiscal Year 2023-24.

WMC: DELETE proviso.

HOU: ADOPT deletion.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

~~3.5. (LEA: FY 2023-24 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 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 2023-24, certified net lottery proceeds and investment earnings for the current fiscal year, Fiscal Year 2021-22 certified surplus, and Fiscal Year 2022-23 projected surplus and undesignated fund balance are appropriated as follows:~~

- ~~(1) Commission on Higher Education – LIFE Scholarships as provided in Chapter 149, Title 59 \$ 201,194,944;~~
- ~~(2) Commission on Higher Education – HOPE Scholarships as provided in Section 59-150-370..... \$ 12,574,147;~~
- ~~(3) Commission on Higher Education – Palmetto Fellows Scholarships as provided in Section 59-104-20..... \$ 67,328,890;~~
- ~~(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 \$ 80,000,000;~~
- ~~(6) Higher Education Tuition Grants
Commission – Tuition Grants..... \$ 20,000,000;~~
- ~~(7) Commission on Higher Education – SC National Guard College Assistance Program as provided in Section 59-111-75..... \$ 6,200,000;~~
- ~~(8) State Board for Technical and Comprehensive Education – South Carolina Workforce Industry Needs Scholarship..... \$ 93,739,407;~~
- ~~(9) South Carolina State University..... \$ 2,500,000;~~
- ~~(10) State Board for Technical and Comprehensive Education – High Demand Job Skill Training Equipment..... \$ 7,000,000;~~
- ~~(11) Commission on Higher Education – College Transition Program Scholarships \$ 4,105,597;~~
- ~~(12) Commission on Higher Education – Nursing Initiative..... \$ 10,000,000;~~
- ~~(13) Commission on Higher Education – PASCAL..... \$ 1,500,000;~~
- ~~(14) State Board for Technical and Comprehensive Education –~~

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readySC.....	\$ 2,000,000;
(15) USC System— Carolina Internship Pilot Program.....	\$ 4,500,000;
(16) State Board for Technical and Comprehensive Education— South Carolina Youth and Small Businesses Grant.....	\$ 3,500,000;
(17) Medical University of South Carolina— SC First Scholarship	\$ 3,500,000;
(18) State Department of Education— School Bus Lease Purchase	\$ 4,000,000;
(19) Commission on Higher Education— Technology— Public Four Year, Two Year, and State Technical Colleges	\$ 8,000,000;
(20) Clemson University— Student Experiential Learning.....	\$ 3,500,000;
(21) Commission on Higher Education— Coker University— Jim Lemke Endowment.....	\$ 150,000;
(22) Commission on Higher Education— Morris College— Partnership with U.S. Military	\$ 450,000;
(23) Commission on Higher Education— Vorhees University— Rebranding Efforts.....	\$ 100,000;
(24) Commission on Higher Education— SCHI Program.....	\$ 700,000;

and

(25) Commission on Higher Education— Claflin University— Nursing Scholarships	\$ 1,000,000.
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For Fiscal Year 2023-24, funds certified from unclaimed prizes are appropriated as follows:

(1) Department of Alcohol and Other Drug Abuse Services— Gambling Addiction Services	\$ 100,000;
(2) State Board for Technical and Comprehensive Education— High Demand Job Skill Training Equipment.....	\$ 5,000,000;
(3) Commission on Higher Education— Higher Education Excellence Enhancement Program.....	\$ 10,500,000;

and

(4) Department of Education— School Bus Lease/Purchase	\$ 4,400,000.
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Any unclaimed prize funds available in excess of the Board of Economic Advisors estimate of \$20,000,000 shall be appropriated as follows:

Department of Education— School Bus Lease/Purchase and Instructional Materials.....	\$All remaining equally split.
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If the lottery revenue received from certified unclaimed prizes for Fiscal Year 2023-24 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 2023-24 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. 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 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 2023-24 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 2023-24 are fully funded.

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~~If the lottery revenue received for Fiscal Year 2023-24 certified net lottery proceeds and investment earnings for the current fiscal year, Fiscal Year 2022-23 projected surplus, and Fiscal Year 2021-22 certified surplus and the undesignated fund balance are less than the amounts appropriated, the Executive Budget Office is authorized to use surplus lottery proceeds accumulated in the lottery account from previous fiscal years to fully fund appropriations from the lottery authorized by the General Assembly. If a revenue shortfall still exists once the fund balance has been exhausted, then 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 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.~~

~~Of the funds appropriated to the Commission on Higher Education for College Transition Scholarships, the commission shall provide scholarships to South Carolina resident students enrolled at a public institution of higher education in an established College Transition Program (CTP) that serves students with intellectual disabilities. The commission, in consultation with the CTPs, shall develop guidelines establishing scholarship eligibility, retention, and/or renewal requirements in accordance with this paragraph. Scholarships shall be awarded to each South Carolina resident student enrolled in an established public CTP in an amount of at least \$2,500 per semester, not to exceed \$10,000 per academic year (including summer semester), and no student may receive a scholarship for more than eight semesters in total. In addition, the limitations of Proviso 11.12 notwithstanding, individual CTPs shall have the discretion to allocate a portion of their aggregate funding provided pursuant to this provision for need-based grants to eligible students. This discretion is allowable only to the extent that the funding for need-based grants for eligible CTP students provided pursuant to Proviso 11.12 has first been fully exhausted. The commission, in cooperation with the CTPs, shall collect and report the number of scholarship recipients and other information determined necessary to evaluate the effectiveness of these scholarships in assisting students with intellectual disabilities in college transition programs. The commission shall provide this report to the Governor, the Chairman of the House Education and Public Works Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee no later than September 30. Unexpended funds may be carried forward and used for the same purpose, except that up to \$250,000 may be used by the CTP consortium (known as The South Carolina Inclusive Post-Secondary Education Consortium) to be used collaboratively by the consortium to promote better awareness of CTP programs statewide as an option for youth with intellectual disabilities after high school through dedicated support for activities such as, but not necessarily limited to, student recruitment, development and maintenance of a consortium website and associated materials, and the provision of strategic informational events for prospective students and families across the State. Additionally, unexpended or carried forward funds may be used by individual college transition programs in partnership with third-party providers for technology resources for students participating in these programs. Not more than \$1,000,000 of total unexpended funds may be used for this purpose among all CTPs. The commission shall establish the criteria for which these funds will be allocated.~~

~~Of the funds appropriated to the Commission on Higher Education for Need-Based Grants, public colleges and universities must submit requests to carry forward Need-Based Grants to the Commission on Higher Education by June 30, 2024, and final invoices for Need-based Grants by a date determined by the commission. For Fiscal Year 2023-24, all eligible students must be awarded up to the maximum allowable amount prior to any Need-Based Grant funds being carried forward. Funds only shall be carried forward if all eligible Need-based Grant students at~~

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the public colleges and universities are fully funded with financial aid that does not require student repayment. Funds allocated for Fiscal Year 2023-24 must be distributed in the same academic year.

~~Of the funds appropriated to the Commission on Higher Education for the Nursing Initiative, the commission shall use the funds to address the nursing shortage. Funds shall be allocated accordingly to the state's public colleges and universities, including technical colleges, that have accredited nursing programs accredited by a national accrediting agency recognized by the United States Department of Education. The first \$5 million shall be used to provide bonuses or supplement the salaries of existing full-time faculty and the hourly rates of part-time faculty, or the salaries of clinical nursing faculty, which includes adjunct faculty. The funds shall be allocated to each public college or university, including technical colleges, based on the number of students enrolled in nursing programs. The second \$5 million shall be used to provide tuition reimbursement or scholarships for students enrolled in graduate-level nurse educator programs, Doctor of Nursing Practice, or Ph.D. programs. The scholarship recipients must agree to assume a faculty role in a state nursing program after graduation for a minimum of two years for each year they receive the scholarship. Annually by September 15, the Commission shall report on the Nursing Initiative, at a minimum, the following: (1) total number of students receiving tuition reimbursements or scholarships; (2) total number of students receiving tuition reimbursements or scholarships subsequently hired as faculty; (3) total number of students receiving tuition reimbursements or scholarships not hired as faculty; (4) amount of funding allocated to each institution with eligible nursing programs; (5) expenditures and encumbrances of Nursing Initiative funds for eligible faculty for each program; and (6) retention rates, new hires and vacancies for full-time, part-time (including adjunct), and clinical faculty for each eligible program. The Commission may also request institutions to provide other information related to nursing workforce development. This report shall be submitted to the House Education and Public Works Committee, House Ways and Means Committee, Senate Education Committee, and Senate Finance Committee.~~

~~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	\$ 336,141;
(2) University of Charleston	\$ 704,188;
(3) Coastal Carolina University	\$ 699,612;
(4) Francis Marion University.....	\$ 320,888;
(5) Lander University.....	\$ 341,677;
(6) South Carolina State University	\$ 262,080;
(7) USC Aiken Campus	\$ 310,494;
(8) USC Upstate.....	\$ 394,951;
(9) USC Beaufort Campus.....	\$ 240,556;
(10) USC Lancaster Campus	\$ 131,927;
(11) USC Salkehatchie Campus	\$ 98,932;
(12) USC Sumter Campus	\$ 116,052;
(13) USC Union Campus	\$ 109,659;
(14) Winthrop University	\$ 389,413;

and

(15) State Technical Colleges and State Board for Technical and Comprehensive Education	\$ 3,543,430.
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~~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 that they continue to meet the requirement of this provision.~~

SECTION 11 - H030 - COMMISSION ON HIGHER EDUCATION

- 11.2** **AMEND** (CHE: African-American Loan Program) Directs funds to institutions for the purpose of African American teacher education loan programs at Benedict College and South Carolina State University and provides that no more than 10% may be used for administrative purposes.
SFC SUBCOMMITTEE RECOMMENDATION: AMEND proviso to delete percentage amounts distributed to SC State and Benedict College and directs that all funds shall be distributed to SC State.

~~11.2. (CHE: African-American Loan Program) Of The funds appropriated to the Commission on Higher Education for the African-American Loan Program, 73.7 percent shall be distributed to South Carolina State University and 26.3 percent shall be distributed to Benedict College, and must be used for a loan program with the major focus of attracting African-American males to the teaching profession. The Commission of Higher Education shall act as the monitoring and reporting agency for the African-American Loan Program. Of the funds allocated according to this proviso, no more than ten percent shall be used for administrative purposes.~~

- 11.3** **DELETE** (CHE: GEAR-UP) Directs that funds shall be used for state grant programs to improve college preparation for disadvantaged middle school students.
WMC: DELETE proviso.
HOU: ADOPT deletion.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

~~11.3. (CHE: GEAR-UP) Funds appropriated for GEAR-UP shall be used for state grants programs to reach disadvantaged middle school students to improve their preparation for college. Eligible South Carolina public schools and public institutions of higher education shall cooperate with the Commission on Higher Education in the provision of services under the Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR-UP) grant.~~

- 11.7** **DELETE** (CHE: Troop-to-Teachers) Directs that members of the Armed Forces either active-duty, retired, or separated who are admitted to and enrolled in the S.C Troop-to-Teachers Alternative Route to Certification program are entitled to pay in-state rates at participating state institutions for required program work. Requested by the Commission on Higher Education.
WMC: DELETE proviso.
HOU: ADOPT deletion.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

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~~11.7. (CHE: Troop-to-Teachers) Members of the Armed Forces either active duty, retired, or separated who are admitted to and enrolled in the South Carolina Troop-to-Teachers Alternative Route to Certification program are entitled to pay in-state rates at participating state institutions for requisite program work.~~

11.8 AMEND (CHE: Need-Based Grants for Foster Youth) Provides for the distribution of up to \$100,000 of available need based grants funds to foster youth in the custody of DSS who are attending a higher education institutions in the state.

WMC: AMEND proviso to increase the maximum of needs-based grants funding from “\$2,500” to “\$3,500”.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

11.8. (CHE: Need-Based Grants for Foster Youth) For the current academic year, youth in the custody of the Department of Social Services and attending a higher education institution in South Carolina are eligible for additional need-based grants funding of up to \$2,000 above the ~~\$2,500~~ \$3,500 maximum. Foster youth must apply for these funds no later than May first, of the preceding year. All other grants, both state and federal, for which these foster youth are eligible must be applied first to the cost of attendance prior to using the additional need-based grant funding. If the cost of attendance for a foster youth is met with other grants and scholarships, then no additional need-based grant may be used. The Department of Social Services, in cooperation with the Commission on Higher Education will track the numbers of recipients of this additional need-based grant to determine its effectiveness in encouraging more foster youth to pursue a secondary education. No more than \$100,000 may be expended from currently appropriated need-based grants funding for this additional assistance.

11.21 RESTORE ORIGINAL PROVISO (CHE: Institutes of Innovation and Information) Allows CHE to utilize funds appropriated for the Institutes of Innovation and Information to provide supportive services of the Institutes. Directs that the commission shall establish a separate fund to receive private donations for the program. Requires each institution to submit a final report to the commission by March 1st and provides for the report requirements, and directs that information be reported by the commission to the Chairmen of the Senate Finance Committee and the Ways and Means Committee by March 15th. Allows the Executive Director of the commission to order an audit on any participating institution as necessary.

WMC: AMEND proviso to change the language from “may” to “shall” and add that the oversight includes a maximum of 3 FTE positions.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: RESTORE original proviso.

11.21. (CHE: Institutes of Innovation and Information) (A) Of the funds appropriated to the Commission on Higher Education for the Institutes of Innovation and Information (Institutes), the commission may provide administrative services oversight, consulting, technical assistance, and other services in support of the Institutes. The commission shall also establish a separate and distinct fund and/or nonprofit foundation to receive private donations on behalf of the program. This fund shall retain its interest earnings.

(B) For accountability purposes, by March first, each institution shall submit a final report to the Commission on Higher Education that details the Institutes: (a) final expenditures and any remaining funds in the operating budget; (b) achieved goals and the timeline detailing when the goals were achieved; and (c) specific measures demonstrating success in implementing and

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meeting the stated goals. By March fifteenth, the Commission on Higher Education shall report this information to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee.

(C) The Executive Director of the commission shall order an audit of any participating institution's Institutes of Innovation and Information program activities and expenditures as he deems necessary.

11.22 DELETE (CHE: Educator Report Card) Directs CHE to collaborate with EOC and SDE to create the online educator report card and to utilize \$350,000 of EOC's carried forward funds for this purpose.

WMC: DELETE proviso.

HOU: ADOPT deletion.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

~~11.22. (CHE: Educator Report Card) To maximize the effectiveness and to minimize cost, the Commission on Higher Education shall collaborate with the Education Oversight Committee and the Department of Education to develop and build out the online educator report card by expending up to \$350,000 in funds carried forward from Fiscal Year 2022-23 into Fiscal Year 2023-24 by the Education Oversight Committee for implementing the Education Data Dashboard.~~

11.24 DELETE (CHE: SC University Cyber Leadership Council) **HOU:** ADD new proviso to establish the South Carolina University Cyber Leadership Council. Provides guidelines for the Council to partner with local agencies to develop a plan to position SC as a leader in cyber readiness through education, research, and community engagement. Directs that the Council submit a paper report to the Chairmen of House Ways and Means and Senate Finance by 6/30/25.

SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

~~11.24. (CHE: SC University Cyber Leadership Council) Of the funds appropriated for Fiscal Year 2024-25, there is established the South Carolina University Cyber Leadership Council to position South Carolina as a national leader in cyber readiness through education, research, and community engagement. The Council shall:~~

~~(1) work with local agencies to assess the vulnerability of critical infrastructure in South Carolina to cyber threats and develop and implement a plan to identify gaps in the State's ability to respond;~~

~~(2) develop and implement a plan to provide a skilled cyber workforce to the military and civilian arms of federal, state, and local governments and to industry through education and training programs in collaboration with partners in k-12, technical colleges, and four-year colleges and universities;~~

~~(3) in coordination with the Commission on Higher Education and existing higher education cybersecurity programs, with The Citadel as convener, develop and implement a plan to include timelines and metrics to attract a pipeline of future cyber workforce;~~

~~(4) promote cybersecurity awareness and good cyber citizenship by organizing workshops, summer camps, cyber table-top exercises, cyber competitions, and conferences;~~

~~(5) develop and implement a plan to provide cyber threat hunting services to the state and local agencies and to local, small and mid-size industries through a cybersecurity situation center; and~~

~~(6) submit a paper report to the Chairman of House Ways and Means Committee and the Chairman of the Senate Finance Committee by June 30, 2025.~~

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- 11.des** **ADD** (CHE: Dual Enrollment Study) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct the commission to convene a working group of stakeholders to examine the process that reviews and approves dual enrollment credit sites at the sixteen technical colleges in the State and the four two-year institutions at USC. Directs the commission to report the findings to the Chairmen of Senate Finance, House Ways and Means, Senate Education, and House Education and Public Works by 9/30 of the current fiscal year.

11.des. (CHE: Dual Enrollment Study) Of the funds appropriated to the Commission on Higher Education, the commission shall convene an appropriately representative working group of stakeholders to examine the current process utilized to review and approve dual enrollment credit sites at the sixteen technical colleges in the State and the four two-year institutions at the University of South Carolina. The commission shall report the working group's findings and recommendations, if any, to the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, the Chairman of the Senate Education Committee, and the Chairman of the House Education and Public Works Committee by September 30th of the current fiscal year.

- 11.hep** **ADD** (CHE: Higher Education Excellence Enhancement Program) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow any institution that received funding through the HEEEP program in any of the prior four fiscal years to be eligible in the current fiscal year.

11.hep. (CHE: Higher Education Excellence Enhancement Program) Of the funds appropriated to the Commission on Higher Education for the Higher Education Excellence Enhancement Program, any institutions that received funding through the program in any of the prior four fiscal years shall be eligible in the current fiscal year. All eligible institutions must comply with all reporting and oversight requirements to receive funding.

SECTION 15 – H150 - UNIVERSITY OF CHARLESTON

- 15.1** **DELETE** (UOC: Housing Capital Projects) **WMC:** ADD new proviso to allow the Board of Trustees to allocate up to 10% of the collected capital improvement fees for campus housing capital projects when the average increase for campus housing is below the CPI-U increase for multifamily housing. Requested by the University of Charleston.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

~~*15.1. (UOC: Housing Capital Projects) The College of Charleston Board of Trustees is permitted to allocate up to ten percent of the capital improvement fee collected as part of tuition and fees for support of campus housing capital projects when the average increase for campus housing is below the CPI-U increase for multifamily housing in South Carolina.*~~

- 15.2** **DELETE** (UOC: Campus Expansion) **WMC:** ADD new proviso to allow the college to seek Phase I and Phase II approval for the acquisition and development of the parcels at 106 Coming St. and 99 St Philip St. Requested by the University of Charleston.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

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~~15.2. (UOC: Campus Expansion) From the funds appropriated herein and from other institutional sources for the acquisition and/or development of the parcels at 106 Coming Street and 99 St Philip Street in Charleston, South Carolina, the College of Charleston is permitted to seek Phase I and Phase II approval concurrently from the Commission for Higher Education, the Joint Bond Review Committee, and the State Fiscal Accountability Authority.~~

SECTION 19 – H240 – SOUTH CAROLINA STATE UNIVERSITY

- 19.2 DELETE** (SCSU: SC State Loan Forgiveness) **WMC:** ADD new proviso to forgive the principal payment of \$311,571 for SC State.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

~~19.2. (SCSU: SC State Loan Forgiveness) For Fiscal Year 2024-25, the principal payment totaling \$311,571 from the loan disbursed to South Carolina State University pursuant to Proviso 19.4, Part 1B, Act 91 of 2015 is hereby forgiven.~~

SECTION 20 - H450 - UNIVERSITY OF SOUTH CAROLINA

- 20.7 ADD** (USC: Harper/Elliott Honors College) **WMC:** ADD new proviso to allow the use of funds appropriated in Act 285 of 2016, Section 1(11) to be redirected towards renovations and repairs of E&G space in the Harper/Elliott Honors College. Requested by the University of South Carolina.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

~~20.7. (USC: Harper/Elliott Honors College) Capital Reserve Fund appropriations to the University of South Carolina in Section 1(11) of Act 285 of 2016 for construction of Education and General (E&G) space in the addition to the Honors College dormitory may instead be redirected by the university towards necessary renovations and repairs of E&G space in the Harper/Elliott Honors College located on the historic Horseshoe of campus.~~

- 20.8 ADD** (USC: Health Science Campus) **WMC:** ADD new proviso to authorize USC to undertake permanent improvements necessary for the construction of the Health Science Campus. Allows funds to be carried forward and expended for the same purpose. Requires the funds to be accounted for separately and for a report to be submitted semiannually to the Chairman of JBRC on the funding carried forward, amounts remaining to be expended, project status, and any other information requested by the committee.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

~~20.8. (USC: Health Science Campus) With the funds appropriated for this purpose, the University of South Carolina is authorized to undertake permanent improvements necessary for the construction of the Health Science Campus, including the Brain Health Center. Further, the funds appropriated in Part 1A and 1B of this act for the Health Science Campus may be carried forward and expended for the necessary permanent improvements. The funds must be accounted for separately, and the university shall report semiannually to the Chairman of the Joint Bond Review Committee on the amount of funding carried forward, the amount remaining to be expended, the overall status of the project, and any other information requested by the committee.~~

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SECTION 23 - H510 - MEDICAL UNIVERSITY OF SOUTH CAROLINA

- 23.1** **AMEND** (MUSC: Rural Dentist Program) Establishes the Rural Dentist Program in coordination with DHEC’s Public Health Dentistry program; provides for administration of the program; authorizes funds to be carried forward; and creates a board to manage and allocate the funds.
WMC: AMEND proviso to delete references to DHEC and update to the Department of Public Health.
HOU: ADOPT proviso as amended.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

23.1. (MUSC: Rural Dentist Program) The Rural Dentist Program, in coordination with the Department of ~~Health and Environmental Control’s~~ Public ~~Health~~ *Health’s* Dentistry Program, is established at the Medical University of South Carolina. The funds appropriated to the Medical University of South Carolina for the Rural Dentist Program shall be administered by the South Carolina Area Health Education Consortium physician recruitment office. The costs associated with administering this program are to be paid from the funds appropriated to the Rural Dentist Program and shall not exceed four percent of the appropriation. The Medical University of South Carolina is responsible for the fiscal management of funds to ensure that state policies and guidelines are adhered to. MUSC shall be permitted to carry forward unspent general funds appropriated to the Rural Dentist program provided that these funds be expended for the program for which they were originally designated. A board is created to manage and allocate these funds to insure the location of licensed dentists in rural areas of South Carolina and on the faculty of the College of Dental Medicine at MUSC. The board will be composed of the following: the Dean, or his designee, of the MUSC College of Dental Medicine; three members from the South Carolina Dental Education Foundation Board who represent rural areas; and the President, or his designee, of the South Carolina Dental Association. The Director of ~~DHEC’s~~ *the Department of Public Health’s* Office of Primary Care; the Director or his designee of the Department of Health and Human Services; and the Executive Director of the South Carolina Dental Association shall serve as ex officio members without vote. This board shall serve without compensation.

- 23.3** **DELETE** (MUSC: Children’s Hospital Infrastructure) Directs MUSC to establish the South Carolina Children’s Hospital Innovation Center. Directs the center to establish priorities and contract with qualifying children’s hospitals to fund the priorities. Establish criteria for qualifying hospitals. Directs the center to submit a report annually within 120 days of the end of the fiscal year to the Governor and the Chairmen of the House Ways and Means and Senate Finance Committees detailing infrastructure priorities and expenditures.
WMC: DELETE proviso.
HOU: ADOPT deletion.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

23.3. (MUSC: Children’s Hospital Infrastructure) ~~Of the funds appropriated for South Carolina Children’s Hospitals infrastructure, the Medical University of South Carolina shall establish the South Carolina Children’s Hospital Innovation Center to ensure that all children in South Carolina have access to high quality medical services in a coordinated, cost effective manner. Under the direction of the South Carolina Children’s Hospital Collaborative, the center annually shall establish children’s healthcare infrastructure priorities, determining allocations for those priorities, and then contracting with qualifying children’s hospitals to fund established~~

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~~priorities. Qualifying South Carolina children's hospitals must be not for profit systems providing comprehensive pediatric inpatient and outpatient services, serve as the regional perinatal center for their region, serve as training sites for the Medical University of South Carolina and the University of South Carolina medical schools, and participate in the South Carolina Telehealth Alliance pediatric telehealth workgroup. The center shall submit an annual report to the Governor, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee within 120 days of the close of the fiscal year detailing established children's healthcare infrastructure priorities and expenditures made to fund these priorities, specifying both innovation center funds and matching institutional funds.~~

- 23.rbh CONFORM TO FUNDING / ADD** (MUSC: Rural Behavioral Health Professional Incentive Program) **SFC SUBCOMMITTEE RECOMMENDATION:** CONFORM TO FUNDING / ADD new proviso to establish the Rural Behavioral Health Professional Incentive and provides for the requirements for the funding of the program. Creates a board to manage the program funds and ensure licensed behavioral health professionals in rural and underserved areas.

23.rbh. (MUSC: Rural Behavioral Health Professional Incentive Program) Using funds appropriated, the Rural Behavioral Health Professional Incentive is established at the Medical University of South Carolina. The funds appropriated to the Medical University of South Carolina for the Rural Behavioral Health Professional Incentive Program shall be administered by the South Carolina Area Health Education Consortium (AHEC) recruitment office. The costs associated with administering this program are to be paid from the funds appropriated to the Rural Behavioral Health Professional Incentive Program and shall not exceed four percent of the appropriation. AHEC shall be permitted to carry forward unspent general funds appropriated to the Rural Behavioral Health Professional Incentive Program provided that these funds be expended for the program for which they were originally designated. A board is created to manage and allocate these funds to ensure the location of licensed behavioral health professionals in rural and underserved areas of South Carolina. The board will be composed of the following: the Chief Executive Officer, or his designee, of the South Carolina Office of Rural Health; a representative from the South Carolina Primary Care Office of the Department of Public Health; a behavioral health professional; a representative from the South Carolina Department of Mental Health; and a staff member from the South Carolina Area Health Education Consortium. This board shall serve without compensation.

SECTION 25 - H590 - STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION

- 25.6 DELETE** (TEC: Denmark Technical Funds) **WMC:** ADD new proviso to allow Denmark Technical College to transfer funds from maintenance, renovation, and replacement to cover academic and workforce programmatic needs.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

~~*25.6. (TEC: Denmark Technical Funds) Denmark Technical College is approved to transfer \$2,200,000 of the \$8,751,259 balance from maintenance, renovation, and replacement appropriations to cover academic and workforce programmatic needs.*~~

- 25.ss ADD** (TEC: Shared Services) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to require certain technical colleges to engage in a shared services model for core functional areas with the board if their enrollment falls below 1,000 full-time students, their

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financial situation is determined to be deteriorating, or if the board finds that it would save costs or be in their best interest. States that if the institution does not comply, the board can withhold any further transfers of state appropriations for the remainder of the fiscal year. Requires the board to submit a report by June 30th on any institutions that have been required to participate in shared services.

25.ss. (TEC: Shared Services) Of the funds appropriated to the State Board for Technical and Comprehensive Education for Instructional programs, individual technical colleges may be required to engage in a shared services model with the board. If any technical college's enrollment falls below one thousand full-time equivalent students or the board determines that an institution's fiscal situation is deteriorating, the board may adopt a resolution requiring shared services for core functional areas including, but not limited to, any or all of the following: budget management, financial administration, human resources management, information technology, and procurement. If an institution does not comply with an adopted shared services resolution, the board may withhold any further transfers of state appropriations to the institution for the remainder of the fiscal year. The board shall report to the Governor, the Chairman of the Senate Finance Committee, and the Chairman of the Ways and Means Committee by June 30th of each fiscal year on which institutions have been required to contract for shared services.

25.yfr **ADD** (TEC: York Fund Repurpose) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to redirect funds appropriated in Act 239 of 2022 for the Board for the York Technical College Baxter Hood Center to be used for the York Technical College Health Science Building. Allows unexpended funds to be carried forward for the same purposes.

25.yfr. (TEC: York Fund Repurpose) The \$28,000,000 appropriated in Act No. 239 of 2022, by proviso 118.19, Item (27)(y) to the State Board for Technical and Comprehensive Education for the York Technical College Baxter Hood Center shall be redirected to be used for York Technical College Health Science Building. Unexpended funds may be carried forward to be expended for the same purpose.

25.idw **CONFORM TO FUNDING / ADD** (TEC: IDD Workforce Pilot) **SFC SUBCOMMITTEE RECOMMENDATION:** CONFORM TO FUNDING / ADD new proviso to direct the board to work with colleges within the SC Technical College System to create workforce training programs for individuals with Intellectual and Developmental Disabilities. Provides the requirements of the training programs and of the participating colleges. Requires the pilot colleges to submit a needs assessment, marketing plan, and program goals no later than November 15th. Allows students enrolled in the pilot programs to be eligible for SCWINS and allows unexpended funds to be carried forward for the same purposes.

25.idw. (TEC: IDD Workforce Pilot) (A) Of the funds appropriated to the State Board of Technical and Comprehensive Education for the Intellectual and Developmental Disabilities Workforce Pilot Program, the board shall work with colleges within the South Carolina Technical College System to create workforce training programs for individuals with Intellectual and Developmental Disabilities (IDD). The programs shall provide opportunities for credentials that lead to increased employment outcomes for individuals with IDD. The pilot programs shall improve the ability of technical colleges to offer training and educational components that include improving employability skills and providing on-the-job training and apprenticeships with business and industry for individuals with IDD.

(B) Pilot colleges shall:

(1) establish best practices for providing workforce training for individuals with IDD;

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(2) support access to students for credentialing that are established by the local college;
(3) partner with local school districts, state agencies, community stakeholders, and businesses and industries;

(4) provide financial and benefits counseling;

(5) develop strategies on integrating assistive technology;

(6) identify methods to increase orientation and integration of individuals with IDD into the college community to the greatest extent possible; and

(7) collaborate with the College Transition Program Consortium.

(C) The pilot colleges shall submit a needs assessment, marketing plan, and measurable program goals to serve a broad array of individuals with intellectual, developmental, and other similar disabilities or learning challenges to the State Board for Technical and Comprehensive Education no later than November 15th. Students enrolled in the pilot programs shall be eligible for South Carolina Workforce Industry Needs Scholarship (SCWINS). Any unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.

SECTION 117 - X900 - GENERAL PROVISIONS

117.124 AMEND (GP: Medical Marijuana Research) Authorizes the USC College of Pharmacy and MUSC, to the extent permitted and in accordance with federal laws and regulations, to acquire pharmaceutical grade marijuana, and similar compounds to use for research and clinical trials to develop potential therapeutic agents for certain illnesses. Authorizes USC and MUSC to work with other public and private entities to conduct the research and clinical trials as permitted by federal law and regs. Directs USC and MUSC, by the first day of the 2024 legislative session, to provide the General Assembly with a written summary of actions taken and material findings, if any, resulting from these activities.

WMC: AMEND proviso to update calendar year reference.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

117.124. (GP: Medical Marijuana Research) (A) With funds provided in this fiscal year, the University of South Carolina College of Pharmacy and the Medical University of South Carolina are authorized, to the extent permitted by and in accordance with federal laws and regulations, to undertake the following actions: acquire pharmaceutical grade marijuana, marijuana extracts, semi-pure isolates, and purified compounds including, but not limited to, THC, CBD, CBO, cannabiniol, and cannabigerol for use in research and clinical trials to develop potential therapeutic agents for epilepsy, Dravet's Syndrome, chronic pain, cancer, reduction of nausea, and vomiting induced by chemotherapy, glaucoma, obesity, multiple sclerosis, drug abuse, inflammation, and autoimmune disorders, including encephalomyelitis.

(B) The University of South Carolina and the Medical University of the South Carolina are further authorized to form collaborations, agreements, and partnerships with other public and private entities in order to conduct this research and clinical trials, to the extent permitted by and in accordance with federal laws and regulations, as well as to pursue both public and private funding. Further, the University of South Carolina and the Medical University of South Carolina are directed to provide to the members of the South Carolina General Assembly, on or before the first day of the ~~2024~~ 2025 legislative session, with a written summary of the actions they have undertaken pursuant to this proviso and the material findings, if any, resulting from such activities.

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117.133 DELETE (GP: Transfer Student Credits) Directs CHE to continue to work in consultation with the State Board for Technical and Comprehensive Education and public institutions of higher learning, to develop policies and implement recommendations of the South Carolina Transfer Task Force’s Transfer and Articulation Action Plan by 4/30/24. Requires the commission to provide a report of the policies to the Chairmen of the Senate Finance Committee, House Ways and Means Committee, Senate Education Committee, and House Education and Public Works Committee by April 30, 2024.

WMC: AMEND proviso to update the calendar year.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: DELETE proviso.

~~117.133. (GP: Transfer Student Credits) The Commission on Higher Education shall continue to work with the State Board for Technical and Comprehensive Education and the public institutions of higher learning to develop policies, to implement the recommendations of the South Carolina Transfer Task Force’s Transfer and Articulation Action Plan. Implementation of the provisions shall be effective no later than April 30, 2024. The Commission shall report on the implementation of these policies to the Chairmen of the Senate Finance Committee, House Ways and Means Committee, Senate Education Committee, and House Education and Public Works Committee by April 30, 2024.~~

117.134 AMEND (GP: Permanent Improvement Projects) Exempts permanent improvement projects from the requirements of Section 2-47-50 where the project cost is at least \$1,000,000 but not greater than \$5,000,000 at public research universities and not greater than \$2,000,000 at all other public institutions of higher learning. Directs that a project is not considered approved unless the institution’s governing board has voted for approval in a public session. Requires institutions provide a report of approved projects to the CHE Chairman, to JBRC, and to SFAA by November 15th.

WMC: AMEND proviso to delete “five” and insert “ten” and delete “two” and insert “five.” Adds the previous year’s approved projects to the reporting requirement.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: AMEND further to restore original amounts and add that institutions shall provide a report of projects approved by the governing boards in the prior fiscal year by November 15. Deletes the previous year’s approved projects form the reporting requirement.

~~117.134. (GP: Permanent Improvement Projects) For the current fiscal year, permanent improvement projects, as defined in Title 2, Chapter 47 of the 1976 Code, where the cost is at least one million dollars but not greater than five ~~ten~~ million dollars for public research universities and not greater than two ~~five~~ million dollars for all other public institutions of higher learning shall be exempt from the requirements of Section 2-47-50, except that a project shall not be considered approved without an institution’s governing board having first voted to approve the project in a public session. Institutions shall provide a report of projects approved by their governing boards between July 1st and June 30th of the prior fiscal year pursuant to this provision to the Chairman of the Commission on Higher Education, the Joint Bond Review Committee, and the State Fiscal Accountability Authority of the previous fiscal year’s approved projects that meet the same criteria of this provision by November 15th of the current fiscal year.~~

117.154 CONFORM TO FUNDING / AMEND (GP: In-State Tuition Mitigation) States that specific recurring funds have been appropriated in Part IA to institutions of higher education to mitigate tuition and mandatory fee increases. Requires institutions, in order to retain these funds, to certify

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to CHE by August 15, 2023, that, except for tuition increases due to required pension and state health plan increases, there is no in-state tuition or mandatory fee increase for the 2023-24 academic year. Directs CHE to develop a certification process and requires any institution that is unable to provide the certification to remit their recurring allocation listed in this provision to the General Fund by September 15, 2023. Directs CHE, by November 1, 2023, to report to the House Ways and Means and Senate Finance Committees and to EBO the institutions that did not meet the certification requirement and directs EBO to reduce the recurring appropriation for non-compliant institutions.

WMC: AMEND proviso to update appropriated amounts and fiscal year references.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING / AMEND FURTHER to add “greater than 2%” to the tuition fee increase and adds that an increase must include the necessity of the increase, and any cost saving measures taken to minimize it.

117.154. (GP: In-State Tuition Mitigation) (A) The following recurring funds have been appropriated in Part IA to institutions of higher learning to mitigate tuition and fee increases for in-state undergraduate students:

(1) The Citadel	\$ 2,102,077 <u>1,167,821</u> ;
(2) Clemson University	\$ 18,357,408 <u>10,198,560</u> ;
(3) University of Charleston	\$ 7,171,550 <u>3,984,195</u> ;
(4) Coastal Carolina University	\$ 5,502,820 <u>3,057,122</u> ;
(5) Francis Marion University	\$ 4,750,310 <u>2,639,061</u> ;
(6) Lander University	\$ 4,398,129 <u>2,443,405</u> ;
(7) South Carolina State University	\$ 2,723,896 <u>1,513,276</u> ;
(8) University of South Carolina-Columbia	\$ 21,843,445 <u>12,135,247</u> ;
(9) University of South Carolina-Aiken	\$ 3,814,830 <u>2,119,350</u> ;
(10) University of South Carolina-Upstate	\$ 5,780,713 <u>3,211,507</u> ;
(11) University of South Carolina-Beaufort	\$ 2,414,362 <u>1,341,312</u> ;
(12) University of South Carolina-Lancaster	\$ 2,268,538 <u>1,260,299</u> ;
(13) University of South Carolina-Salkehatchie	\$ 923,098 <u>512,832</u> ;
(14) University of South Carolina-Sumter	\$ 1,968,634 <u>1,093,686</u> ;
(15) University of South Carolina-Union	\$ 1,363,324 <u>757,402</u> ;
(16) Winthrop University	\$ 4,616,866 <u>2,564,926</u> ;

and

(17) Medical University of South Carolina	\$ 6,858,753 <u>7,500,000</u> .
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(B) In order to retain the above appropriations, each institution of higher learning listed above must certify to the Commission on Higher Education by August 15, ~~2023~~ 2024, there is no greater than a 2 percent in-state undergraduate tuition or in-state undergraduate mandatory fee increase, excluding increases in auxiliary fees, for the ~~2023-2024~~ 2024-25 academic year.

(C) The Commission on Higher Education shall develop the process by which institutions provide the certification. Certification of any institution proposing an in-state undergraduate tuition or in-state undergraduate mandatory fee increase must include analysis as to the necessity of the increase and all cost savings measures that have been undertaken to minimize them. Any institution unable to provide such certification to the commission shall remit their respective above recurring allocation to the General Fund by September 15, ~~2023~~ 2024.

(D) By November 1, ~~2023~~ 2024, the Commission on Higher Education shall report to the House Ways and Means Committee, the Senate Finance Committee, and the Executive Budget Office the institutions that failed to certify that the in-state undergraduate tuition or in-state undergraduate mandatory fee increase met the guidelines outlined in this provision. The

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Executive Budget Office is directed to reduce the recurring appropriation of any institution found to be non-compliant with the certification.

117.177 ADD (GP: Collaboration on Sexual Violence Prevention) **WMC:** ADD new proviso to direct the SC Institute on the Prevention of Sexual Violence on College Campuses to produce an annual report on education and awareness programs, policy training initiatives, and prevention programs provided by institutions of higher education. Directs that the report be provided to CHE and posted on their website by June 15 of each year.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

117.177. (GP: Collaboration on Sexual Violence Preventions) (A) The South Carolina Institute on the Prevention of Sexual Violence on College Campuses shall produce an annual report that captures information provided by each institution of higher education regarding education and awareness programs, policy training initiatives, and prevention programs related to sexual violence. The South Carolina Institute on the Prevention of Sexual Violence on College Campuses is directed to provide an annual comprehensive report of this information to the Commission on Higher Education that will be posted to the commission's website. This information shall be available by June 15 of each year.

(B) The South Carolina Institute on the Prevention of Sexual Violence on College Campuses shall regularly collaborate with, and foster collaboration among, the State's institutions of higher education, nonprofit organizations, and other community partners regarding education and awareness programs, policy training initiatives, and prevention programs related to sexual violence.

117.sp ADD (GP: Scholarship Projections) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to require CHE to submit their projected funding requirements for the LIFE, HOPE, and Palmetto Fellows Scholarships by December 1st, and obtain a letter prior to submission from the Executive Director of RFA confirming the review of the projections.

117.sp. (GP: Scholarship Projections) With the funds appropriated to the Commission on Higher Education, by December 1st of the current fiscal year, the commission shall submit their projected funding requirements for the LIFE, HOPE, and Palmetto Fellows Scholarships to the Governor, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee. Prior to their submission, the commission shall obtain a letter from the Executive Director of the Office of Revenue and Fiscal Affairs affirming that he has reviewed the projections and underlying assumptions and has concluded that they are reasonable.