

**SENATE FINANCE COMMITTEE
TRANSPORTATION AND REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2021-22**

SECTION 71 - L460 - COMMISSION FOR MINORITY AFFAIRS

- 71.6 DELETE NEW PROVISO** (Division of Small and Minority Business Contracting and Certification Transfer) **WMC:** ADD new proviso to transfer, for the current fiscal year, the Division of Small and Minority Business Contracting and Certification, its appropriations, employees, assets, and liabilities from the Department of Administration to the Commission for Minority Affairs. Fiscal Impact: \$197,799, 2 FTE's and 1 temporary position will be transferred from DOA to Minority Affairs. Requested by Commission on Minority Affairs.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

~~*71.6. (CMA: Division of Small and Minority Business Contracting and Certification Transfer) For the current fiscal year, the Division of Small and Minority Business Contracting and Certification and the funds appropriated to the division pursuant to Part IA of this Act are transferred to the Commission for Minority Affairs. The division shall continue to perform its duties and responsibilities as required in Article 21, Chapter 35, Title 11 including, but not limited to, assisting the Department of Revenue in providing income tax credits for firms with state contracts that subcontract with minority firms pursuant to Section 11-35-5230(B) of the 1976 Code. In addition, for the current fiscal year the employees, assets, and liabilities of the division are also transferred to and become part of the Commission for Minority Affairs. All personnel transferred by this provision are to become employees of the Commission for Minority Affairs with the same compensation, classification, and grade level, as applicable for the duration that this provision remains in effect. Applicable regulations promulgated by or related to the division are continued and are considered to be promulgated by the Commission for Minority Affairs. Applicable contracts entered into by or on behalf of the division are continued and are considered to be devolved upon the Commission for Minority Affairs at the time of the transfer.*~~

SECTION 72 - R040 - PUBLIC SERVICE COMMISSION

- 72.1 ADD** (Law Enforcement Officers) **WMC:** ADD new proviso to authorize the PSC to hire commissioned law enforcement officers upon recommendation of the commission. Allow the commission to remove a law enforcement officer if they are found to be unfit for the position. Require each officer to execute a \$10,000 bond with a licensed surety company. Require the bond be approved by the Attorney General. Direct the commission to pay the premiums on the bonds. Fiscal Impact: None. The commission currently has a contract for security services with an outside company. Requested by Public Service Authority.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

~~*72.1. (PSC: Law Enforcement Officers) The Public Service Commission shall be authorized to hire law enforcement officers commissioned by the Governor. The commission may remove a law enforcement officer if it finds that the law enforcement officer is unfit for the position. Each law enforcement officer shall execute a bond with a licensed surety company in the amount of not less than ten thousand dollars. The bond may be individual, schedule, or blanket, and shall be approved by the Attorney General. The premiums on the bonds shall be paid by the commission from authorized funds.*~~

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SECTION 73 - R060 - OFFICE OF REGULATORY STAFF

- 73.6 CONFORM TO FUNDING / ADD** (Office of Broadband Coordinator) **WMC:** ADD new proviso to establish the Office of Broadband Coordinator to serve as the broadband planning body for the State and coordinate with entities to encourage development of broadband access. Direct that funds appropriated be used to continue to fund the Broadband Infrastructure Project including projects that were approved for funding in Act 142 of 2020 but not constructed by December, 2020. Direct the office to prioritize infrastructure expansion to provide high-speed service to rural and unserved communities. Direct the office to serve as a central resource to collect and publish information regarding federal and state programs to fund broadband expansion. Require unexpended funds be carried forward and used for the same purposes.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING.

73.6. (ORS: Office of Broadband Coordinator) (A) From funds appropriated for this purpose, there is established the Office of Broadband Coordinator within the Office of Regulatory Staff to serve as the central broadband planning body for the State and to coordinate with federal, state, regional, local, and private entities, to the extent practicable, to encourage the continued development of access to broadband in the State.

(B) The Office of Broadband Coordinator shall convene a collaborative stakeholder process to identify challenges to expediting broadband access and shall provide a report to the General Assembly with recommendations for which legislative, regulatory, or other governmental actions are appropriate to promote broadband access throughout the State.

(C) Funds appropriated to the Office of Broadband Coordinator for broadband infrastructure shall be used to continue to fund the Broadband Infrastructure Program, including the completion of those broadband infrastructure projects that were approved for funding pursuant to Act 142 of 2020 but not constructed by December of 2020. Expansion of broadband infrastructure shall emphasize services to rural communities and communities with a lack of access to broadband. The Office of Broadband Coordinator shall prioritize infrastructure expansion that will make high-speed broadband available to homes, businesses, schools, health care facilities, and other institutions in unserved areas across South Carolina.

(D) The Office of Broadband Coordinator shall serve as a central resource to collect and publish information regarding federal and state programs to fund broadband expansion, and to the extent practicable, coordinate resources such that both state and federal resources are efficiently maximized.

(E) The Office of Broadband Coordinator may use assistance from state and federal agencies or from private organizations and industry to accomplish the purposes of this provision. Unexpended funds at the end of the prior fiscal year shall be carried forward and expended in the current fiscal year by the Office of Regulatory Staff for the same purposes.

- 73.7 CONFORM TO FUNDING / ADD** (SC Broadband Map) **WMC:** ADD new proviso to direct the Office of Broadband Coordinator to contact the appropriate entities to provide information necessary to compile the county-by-county mapping plan required by Section 10 of Act 142 of 2020 that shows the location and broadband facility capabilities throughout the State. Provide guidelines for the release of information regarding FOIA requests. Require unexpended funds be carried forward and spent for the same purposes.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING.

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73.7. (ORS: SC Broadband Map) (A)(1) From funds appropriated, the Office of Broadband Coordinator shall contact the appropriate entities to provide information necessary to compile the county-by-county broadband mapping plan required by Section 10 of Act 142 of 2020 showing the location and capability of broadband facilities throughout the State. In order to facilitate the provision of information necessary to this task, all information provided by a broadband service provider or other entity providing information for the purpose of creating a South Carolina broadband map shall be maintained by the Office of Broadband Coordinator and any other agency as confidential, proprietary, and a trade secret as defined in Section 30-4-40 of the 1976 Code, and subject to exemption from disclosure under state and federal law. The information shall not be subject to disclosure under Chapter 4, Title 30 of the 1976 Code, except in the form of a map where information that could be used to determine provider-specific information about the network of the broadband service provider or other providing entity is not disclosed.

(2) Except as otherwise provided in this provision, such broadband provider-specific information shall not be released to any person other than to the broadband service provider or other entity providing information, employees of the Office of Broadband Coordinator, agents designated to assist in developing the South Carolina broadband map, entities contracting with the Office of Broadband Coordinator, and other state agencies administering funds for broadband deployment without express permission of the submitting broadband service provider or other entity providing information. Such information shall be used solely for the purposes stated under this provision. The Office of Broadband Coordinator shall ensure that any such agents, entities, or agencies with whom the information is shared are aware of the confidential nature and restricted purposes for which the information may be used and that any such agents or entities that are not state agencies execute an appropriate nondisclosure agreement protecting the information from public disclosure before receiving the information.

(B) Entities providing broadband service or middle-mile infrastructure in South Carolina shall, on an annual basis, provide to the Office of Broadband Coordinator deployment data in a format specified by the office to provide the most accurate and granular representation of currently available broadband infrastructure. These same entities, when they serve residential or business customers, shall also provide the type of technology deployed together with the sustainable download and upload speeds available at each serviceable location. Entities failing to provide such data on an annual basis may be disqualified from state funding opportunities for the current fiscal year. Annually, the office shall compile this information, analyze, and update statewide broadband deployment information.

(C) Any unexpended funds at the end of the prior fiscal year shall be carried forward and expended in the current fiscal year by the Office of Regulatory Staff for the same purposes.

73.8 ADD (Agency Head Salary Commission Purview) **WMC:** ADD new proviso to direct that the Office of Regulatory Staff Executive Director shall be under the purview of the Agency Head Salary Commission.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

73.8. (ORS: Agency Head Salary Commission Purview) The Executive Director of the Office of Regulatory Staff shall be under the purview of the Agency Head Salary Commission and subject to all provisions related to the agency heads covered by commission.

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SECTION 80 - R280 - DEPARTMENT OF CONSUMER AFFAIRS

- 80.2** **AMEND** (Expert Witness/Assistance Carry Forward) Authorizes the agency to carry forward Consumer Advocacy expert witness/assistance program unexpended encumbered funds and to use those funds for contractual obligations that existed June 30th and were not paid by July 31st. **WMC:** AMEND proviso to delete “unencumbered;” change “next” to “current” and change directive for the funds to be used to meet contractual obligations to being “expended for the same purpose.” Requested by Department of Consumer Affairs.
HOU: ADOPT proviso as amended.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

80.2. (CA: Expert Witness/Assistance Carry Forward) Unexpended ~~encumbered~~ appropriated funds for the Consumer Advocacy expert witness/assistance program (under Section 37-6-603) may be carried forward into the ~~next~~ *current* fiscal year ~~to meet contractual obligations existing at June thirtieth and not paid by July thirty first~~ and expended for the same purpose.

SECTION 82 - R400 - DEPARTMENT OF MOTOR VEHICLES

- 82.2** **AMEND** (Cost Recovery Fee/Sale of Photos or Digitized Images) Authorizes DMV to collect and retain fees, not to exceed rates charged as of February 1, 2001, to recover the costs of producing, purchasing, handling and mailing information and/or documents . Prohibits the sale of photographs taken for driver’s licenses or personal identification cards. **WMC:** AMEND original proviso to allow the department to collect and retain fees to defray costs associated with fulfilling FOIA requests. Fiscal Impact: RFAO states that if the same number of FOIA requests are received in FY 2021-22 as were received in FY 2019-20, this amendment would decrease General Fund revenue by \$3,446 and increase agency Other Funds revenue by a like amount. Requested by Department of Motor Vehicles.
HOU: ADOPT proviso as amended.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

82.2. (DMV: Cost Recovery Fee/Sale of Photos or Digitized Images) The Department of Motor Vehicles may collect processing fees and fees to recover the costs of the production, purchase, handling and mailing of documents, publications, records and data sets. The department may collect and retain fees to defray the cost associated with fulfilling a Freedom of Information Act (FOIA) request. The amount charged by the Department of Motor Vehicles for any fees collected pursuant to this proviso may not exceed the rates that the department charged as of February 1, 2001. The Department of Motor Vehicles may not sell, provide or otherwise furnish to private parties, copies of photographs, whether digitized or not, taken for the purpose of a driver’s license or personal identification card. Photographs and digitized images from a driver’s license or personal identification card are not considered public records. Funds derived from these sources shall be retained by the department.

- 82.3** **AMEND** (DPPA Compliance Audit) Authorizes DMV to charge fees to entities, other than state agencies, that purchase information from DMV to defray the costs associated with auditing and enforcing laws pertaining to the use of personal information. Directs the Comptroller General to place the funds in a special restricted account for the agency to use. **WMC:** AMEND proviso to delete the directive that the Comptroller General place the funds in a special restricted account for the agency to use. Requested by Comptroller General’s Office.
HOU: ADOPT proviso as amended.

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SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

82.3. (DMV: DPPA Compliance Audit) The Department of Motor Vehicles may charge fees to defray the costs associated with auditing and enforcing compliance of all Federal or State statutes and regulations pertaining to personal information for customers receiving information disseminated by the department as allowed by law. This provision does not pertain to state agencies. ~~The Comptroller General shall place the funds into a special restricted account to be used by the department.~~

82.7 **DELETE** (Phoenix III Migration Pilot) Authorizes DMV, upon approval from DOA through the IT project governance process, to expend the remainder of the \$1,000,000 from any available other earmarked cash balances to conduct a proof-of-concept pilot for Phoenix III development and data migration.

WMC: DELETE proviso. Requested by Department of Motor Vehicles.

HOU: ADOPT deletion.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

82.7. (DMV: Phoenix III Migration Pilot) ~~In Fiscal Year 2020-21, the department shall be authorized to expend the remainder of the \$1,000,000 authorized in the prior fiscal year from any available other earmarked cash balances to conduct a proof of concept pilot for Phoenix III development and data migration. Funds may be expended only upon review and approval of the Department of Administration through the IT project governance process established by Proviso 117.117.~~

82.8 **AMEND** (Real ID) Authorizes DMV to spend any available earmarked cash reserves to implement Real ID, except for the funds designated for the Phoenix III pilot.

WMC: AMEND proviso to update the fiscal year reference and to delete the exception from using funds designated for the Phoenix III pilot. Requested by Department of Motor Vehicles.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

82.8. (DMV: Real ID) For Fiscal Year ~~2020-21~~ 2021-22, the Department of Motor Vehicles may expend any available earmarked cash reserves, ~~with the exception of the funds designated for the Phoenix III pilot,~~ on the implementation of Real ID.

82.10 **AMEND** (~~Minor~~ Identification Card Fees) Allows DMV to waive the \$5 fee collected for issuing ID cards to someone less than 17 years old if the issuance is through a state or federal agency partnership.

WMC: AMEND proviso to delete “five dollar” and the reference “to someone less than 17 years old.” Requested by Department of Motor Vehicles.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

82.10. (DMV: ~~Minor~~ Identification Card Fees) In the current fiscal year, the Department of Motor Vehicles may waive the ~~five-dollar~~ fee associated with issuing an identification card ~~to someone less than 17 years old~~ if the card issuance is through an established partnership with a state or federal agency.

82.11 **CONFORM TO FUNDING / ADD** (Retention of Traceable Temporary License Plates Revenue) **WMC:** ADD new proviso to authorize the department to retain \$5 from the sale of traceable

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temporary license plates. Direct that funds be used solely for the cost of plate production and reissuance. Fiscal Impact: RFAO states that this provision would decrease General Fund revenue by \$382,355 in FY 2021-22 and increase DMV Other Funds by a like amount. Requested by Department of Motor Vehicles.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING.

82.11. (DMV: Retention of Traceable Temporary License Plates Revenue) For the current fiscal year, the department shall be authorized to retain five dollars from the sale of traceable temporary license plates as found in Section 56-3-210 of the 1976 Code. The funds shall be placed in the department's Plate Replacement Fund and used solely for the purposes of plate production and reissuance costs.

82.12 ADD MOVED PROVISO (Provide Data to DOT) **WMC:** ADD new proviso to direct DMV to provide DOT access, without charge and in compliance with state and federal privacy protection statutes, to collision data, collision reports, registration information used for toll enforcement, and driver records of employees or prospective employees. *Moved Proviso 117.42.* Requested by Department of Motor Vehicles.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

82.12. (DMV: Provide Data to DOT) The Department of Motor Vehicles shall provide access, in compliance with all state and federal privacy protection statutes, to the following data and reports without charge to the Department of Transportation: (1) all collision data and collision reports; (2) registration information used for toll enforcement; and (3) driver records of employees or prospective employees.

SECTION 83 - R600 - DEPARTMENT OF EMPLOYMENT AND WORKFORCE

83.5 AMEND (UI Tax System Modernization) Authorizes DEW to spend up to \$2,749,690 of funds made available to the State under Section 903 of the U.S. Social Security Act. Directs the funds be used to replace the agency's unemployment tax information system with a modern technology solution. Prohibits the funds from being obligated after a 2-year period beginning July 1, 2020.

WMC: AMEND proviso to change "\$2,749,690" to "\$1,158,150" and update the calendar year reference from "2020" to "2021." Requested by Department of Employment and Workforce.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

83.5. (DEW: UI Tax System Modernization) The Department of Employment and Workforce is authorized to expend up to ~~\$2,749,690~~ \$1,158,150 of funds made available to the State under Section 903 of the United States Social Security Act, as amended. The funds must be used under the direction of the Department of Employment and Workforce, for the purpose of acquiring software, equipment, and necessary services to replace the agency's unemployment tax information system with a modern technology solution. No part of the funds herein authorized may be obligated after a two-year period beginning on July 1, ~~2020~~ 2021. The amount obligated pursuant to this provision shall not at any time exceed the amount by which (a) the aggregate of amounts transferred to the accounts of the State pursuant to Section 903 of the Social Security Act exceeds (b) the aggregate of the amounts obligated for administration and paid out for administration and paid out for benefits and required by law to be charged against the amounts transferred to the account of this State.

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- 83.7 CONFORM TO FUNDING / ADD (GED Incentive Program) WMC:** ADD new proviso to direct that \$1,500,000 of funds allocated to the department from the Department of Education GED Incentive Program be used as an incentive for individuals drawing unemployment benefits to obtain their GED or high school diploma. Provide eligibility requirements for individuals and the manner in which the department shall issue incentive payments. Direct that unexpended funds must be remitted to the General Fund at the end of the current fiscal year.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING.

83.7. (DEW: GED Incentive Program) For Fiscal Year 2021-22, of the funds allocated to the Department of Employment and Workforce from the Department of Education GED Incentive Program, \$1,500,000 shall be utilized as an incentive for individuals currently drawing unemployment benefits to obtain their GED or high school diploma. In order to be eligible, the individual must have an active claim from any of the state or federal unemployment insurance programs and be a South Carolina resident who is at least nineteen years of age. The individual must certify to the department that they do not currently hold a GED or high school diploma from any state. They must also enroll in and complete the GED or high school diploma course work prior to June 1, 2022. The Department of Employment and Workforce shall enter into a data-sharing agreement with the Department of Education to cross match eligibility to ensure that participants do not currently hold a GED or high school diploma and to confirm that the individual enrolled in and completed the diploma process to obtain the GED or high school diploma. The Department of Employment and Workforce shall issue a one-time payment in the amount of \$500 to the individual upon confirmation from the Department of Education that the individual has successfully received the GED or diploma. These incentive payments shall be issued on a first come first served basis based on completion date, until the funds from this program have been exhausted. Funds allocated for this incentive program shall not be transferred or utilized for any other purpose. Unexpended funds shall be remitted to the General Fund at the end of the current fiscal year.

SECTION 84 - U120 - DEPARTMENT OF TRANSPORTATION

- 84.15 ADD (Compensatory Payment) WMC:** ADD new proviso to allow exempt department employees, at the Secretary of Transportation's discretion and if funds are available, to be paid for actual hours worked in lieu of accruing comp time during a Governor declared State of Emergency or in a situation requiring the use of the Secretary of Transportation's authorities under Section 57-5-1620 [ADVERTISEMENT AND AWARD OF CERTAIN CONSTRUCTION CONTRACTS; EMERGENCY CONSTRUCTION, REPAIRS, OR PURCHASES]. Requested by Department of Transportation.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

84.15. (DOT: Compensatory Payment) In the event a State of Emergency is declared by the Governor or in the event of a situation requiring the use of the Secretary of Transportation's authorities under Section 57-5-1620 of the 1976 Code, exempt employees of the Department of Transportation may be paid for actual hours worked in lieu of accruing compensatory time, at the discretion of the Secretary of Transportation, and providing funds are available.

- 84.16 ADD (Non-Federal Aid Highway Fund) WMC:** ADD new proviso to allow funds in the Non-Federal Aid Highway Fund to be used for repairs, maintenance, and improvements to the existing transportation system. Requested by Department of Transportation.
HOU: ADOPT new proviso.

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SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

84.16. (DOT: Non-Federal Aid Highway Fund) Funds deposited in the Non-Federal Aid Highway Fund established in Act 176 of 2005 may be used for repairs, maintenance, and improvements to the existing transportation system.

84.ipr **ADD** (Isle of Palms Connector Report) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct the department, with input from the City of Isle of Palms, to produce a report on: whether modifications to changes made by the department to the Isle of Palms connector should be implemented; plans to alleviate traffic congestion on the connector which include, but are not limited to, a reversible lane with appropriate markings; and whether synchronization of traffic lights should be implemented. Direct that the report be submitted to various Senate and House committees by January 1, 2022.

84.ipr. (DOT: Isle of Palms Connector Report) Of funds appropriated to the Department of Transportation, the department, with input from the City of Isle of Palms, shall study and produce a report to include: (1) whether modifications to the changes made by the department to the Isle of Palms connector in 2021 should be implemented, including, but not limited to, whether a reversal of such changes should be implemented; (2) the feasibility of implementing a reversible lane on the Isle of Palms connector to alleviate traffic congestion, including, but not limited to, appropriate lane markings to implement such a reversal; and (3) whether the synchronization of traffic signals on the Isle of Palms and Mount Pleasant to alleviate traffic congestion should be implemented.

The report must be submitted by January 1, 2022, to the Chairman of the Senate Transportation Committee, the Chairman of the Senate Finance Committee, the Chairman of the House Education and Public Works Committee, and the Chairman of the House Ways and Means Committee

SECTION 85 - U150 - INFRASTRUCTURE BANK BOARD

85.1 **DELETE** (Board Meeting Coverage) Directs the Transportation Infrastructure Bank Board to provide live-streamed coverage of all Board meetings. Directs the board meetings to also be recorded, archived and made available on the SC Transportation Infrastructure Bank’s website.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE proviso.

~~85.1. (IBB: Board Meeting Coverage) Of the funds authorized for the State Transportation Infrastructure Bank Board, the Bank must provide live-streamed coverage of all Board meetings to ensure transparency and access for the public. The board meetings shall be recorded and archived and made available on the South Carolina Transportation Infrastructure Bank’s website.~~

SECTION 87 - U300 - DIVISION OF AERONAUTICS

87.3 **CONFORM TO FUNDING / AMEND** (Funding Sequence) Directs that all General Aviation Airports will receive funding prior to the four air carrier airports because those qualify for special funding under the DOT/FAA appropriations based on enplanements in the state.
WMC: AMEND proviso to change “four” to “six;” add “Florence” and “Hilton Head Island;” and change the Myrtle Beach “Jetport” to “International.”
HOU: ADOPT proviso as amended.
SFC SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING.

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87.3. (AERO: Funding Sequence) All General Aviation Airports will receive funding prior to the ~~four~~ six air carrier airports (i.e. Columbia, Charleston, Florence, Hilton Head Island, Greenville-Spartanburg, and Myrtle Beach ~~Jetport~~ International) as these qualify for special funding under the DOT/FAA appropriations based on enplanements in South Carolina.

SECTION 117 - X900 - GENERAL PROVISIONS

117.42 DELETE / MOVE (DMV Data) Directs the Department of Motor Vehicles to provide the Department of Transportation access, without charge and in compliance with state and federal privacy protection statutes, to collision data, collision reports, registration information used for toll enforcement, and driver records of employees or prospective employees.

WMC: DELETE proviso. *Moved to DMV Section, proviso 82.12.* Requested by Department of Motor Vehicles.

HOU: ADOPT deletion.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

117.42. (GP: DMV Data) ~~The Department of Motor Vehicles shall provide access, in compliance with all state and federal privacy protection statutes, to the following data and reports without charge to the South Carolina Department of Transportation:~~

- ~~(1) all collision data and collision reports;~~
- ~~(2) registration information used for toll enforcement; and~~
- ~~(3) driver records of employees or prospective employees.~~

117.88 AMEND (~~WIA~~ WIOA Service Advertising) Establishes Workforce Investment Act advertising guidelines.

WMC: AMEND proviso to change “investment” to “development” and “Workforce Investment Act” to “Workforce Innovation and Opportunity Act.” *Technical.*

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

117.88. (GP: ~~WIA~~ WIOA Service Advertising) For the current fiscal year, the Workforce ~~Investment~~ Development Boards may promote outreach for their services via billboard, bus placard, newspapers, or radio in all workforce ~~investment~~ development areas. This outreach may not be limited to e-mail, online, or other internet-based outreach, publicity, or other promotions. Workforce ~~investment~~ development boards must adhere to all state procurement policies and procedures when utilizing outreach for the services provided by the Workforce ~~Investment~~ Innovation and Opportunity Act.

117.89 AMEND (~~WIA~~ WIOA Training Marketability Evaluation) Directs the department to submit a report to the chairmen of various legislative committees on: how funds were spent in the prior fiscal year to provide marketable work skills training; on any restructuring or realignment of agency functions as well as changes in staffing levels or service; on employees terminated, hired, re-hired, reassigned, or reclassified by program area and location; and to describe efforts the agency made to reassign or retrain employees who were terminated if the agency hired new employees for that position.

WMC: AMEND proviso to change the report due date from “November 16” to “December 16.”

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

117.89. (GP: ~~WIA~~ WIOA Training Marketability Evaluation) (A) For the current fiscal year, the Department of Employment and Workforce shall submit a report that demonstrates how funds

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were expended in the prior fiscal year to provide marketable work skills training. The report shall include, but not be limited to the total number of local training recipients, a description of the training area in which each recipient participated, and the number and percentage of participants in each training area that, upon completion of training, have become employed in the field in which they were trained. The report shall be submitted to the Chairman of the Senate Finance Committee, the Chairman of the Senate Labor, Commerce and Industry Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the House Labor, Commerce and Industry Committee on or before ~~November~~ December sixteenth.

(B) Also, the report must specifically describe any restructuring or realignment of agency functions, and any changes in staffing levels or service. The report must detail information on employees terminated, hired, re-hired, reassigned, or reclassified by program area and location. Further, the report must describe efforts made by the agency to reassign or retrain employees who were terminated for positions for which the department hired new employees.

- 117.106 DELETE** (Charleston & Dorchester County Sound Barriers) Directs DOT to take appropriate measures to allow Charleston and Dorchester counties to build sound barriers in DOT's easements along I-26 within the borders of Charleston County and along Dorchester Road within Dorchester County; prohibits state or other DOT funds from being used as well as federal funds unless the local Metropolitan Planning Organization or COG has agreed to use a portion of their annual federal allocation to build sound barriers and directs that only local dollars can be used for such construction. Requires sound barriers meet all state and federal noise abatement guidelines and regulations. Provides for billboard relocation or adjustments.
SFC SUBCOMMITTEE RECOMMENDATION: DELETE proviso.

~~**117.106.** (GP: Charleston & Dorchester County Sound Barriers) From the funds authorized to the Department of Transportation, the department shall take the appropriate measures to allow the counties of Charleston and Dorchester to construct sound barriers in the department's easements along Interstate 26 within the borders of Charleston County and along Dorchester Road within Dorchester County, provided, no funds appropriated or authorized in Part IA to the Department of Transportation, any other section of this act, any Federal Funds, unless otherwise agreed to by the local Metropolitan Planning Organization or Council or Governments for use of a portion of their annual federal allocation, or any Other Funds, shall be used in the construction of the sound barriers, and only local dollars shall be used in the construction of sound barriers. The sound barriers must meet the state and federal noise abatement guidelines and must be constructed to meet any and all state and federal regulations. Consistent with the requirements of Section 57-25-190 (E) of the 1976 Code, or regulations adopted pursuant thereto, including construction by a local government in a state right of way, the owner of a legally erected and maintained billboard shall have the option to relocate such billboard sign to another location as close as practicable to the sign being relocated or adjust the height or angle of the billboard sign to a height or angle that restores the visibility of the billboard sign to the same or comparable visibility as before construction of a sound barrier. Costs for re-location or alteration of a billboard due to sound barrier installation by a local government in a state right of way shall be paid by the local government. The provisions of Section 39-14-10 et seq. of the 1976 Code will apply regarding any compensation to be paid by local governments for billboard signs which cannot be relocated or altered.~~

- 117.143 DELETE** (Bridge Stabilization and Repair) Directs DOT and Santee Cooper to develop a plan and cost estimate for repairing the US 15/US 301 bridge over Lake Marion for public pedestrian and bicycle traffic. Directs DOT and Santee Cooper to include input from the Santee Cooper

**SENATE FINANCE COMMITTEE
TRANSPORTATION AND REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2021-22**

Counties Promotion Commission, PRT, Clarendon and Orangeburg Counties, the Cities of Summerton and Santee, and the Palmetto Conservation Foundation.

WMC: DELETE proviso. Requested by Department of Transportation.

HOU: ADOPT deletion.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

~~117.143. (GP: Bridge Stabilization and Repair) The Department of Transportation and Santee Cooper are jointly directed to develop a detailed plan and cost estimate for stabilizing and repairing the US 15/US 301 bridge over Lake Marion for public pedestrian and bicycle traffic based on a study conducted by the Palmetto Conservation Foundation using the bridge as a connector route for the Palmetto Trail. In developing this plan and cost estimate, the Department of Transportation and Santee Cooper shall include input from the Santee Cooper Counties Promotion Commission, the Department of Parks, Recreation and Tourism, Clarendon and Orangeburg Counties, the Cities of Summerton and Santee and the Palmetto Conservation Foundation.~~

117.144 DELETE (Intrastate Motor Carrier Fee Collections) Directs DMV to consult with DOR and any association representing taxpayers subject to, or entities imposing, the road use fee pursuant to Section 12-37-23 [ASSESSMENT OF PROPERTY TAXES-MOTOR CARRIERS] to determine the most efficient manner to implement a standardized system for DMV to collect commercial motor vehicles fees. Requires that there be a payment plan option to pay the infrastructure maintenance fee in multiple installments. Directs RFA to prepare a fiscal impact statement detailing the plan costs. Directs DMV to submit the plan by December 1, 2019, to the Chairmen of the Senate Finance, Senate Transportation, House Ways and Means, and House Education and Public Works Committees.

WMC: DELETE proviso. *Plan was submitted in 2019.*

HOU: ADOPT deletion.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion.

~~117.144. (GP: Intrastate Motor Carrier Fee Collections) In the current fiscal year, the Department of Motor Vehicles shall consult with the Department of Revenue and any association representing taxpayers subject to, or entities imposing, the road use fee pursuant to Article 23, Chapter 37, Title 12 of the 1976 Code, to determine the most efficient manner to implement a standardized system whereby the Department of Motor Vehicles collects all fees owed by commercial motor vehicles operating solely intrastate, including fees imposed by local government. The system must allow a payment plan option to allow these commercial motor vehicles to pay the infrastructure maintenance fee in multiple installments. The plan must include a fiscal impact statement, prepared by the Revenue and Fiscal Affairs Office, detailing the costs associated with the plan. The Department of Motor Vehicles shall submit the plan for the standardized system by December 1, 2019, to the Chairman of the Senate Finance Committee, the Chairman of the Senate Transportation Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the House Education and Public Works Committee.~~