

**SUMMARY OF PROVISIO CHANGES FOR FY 2019-2020  
AS RECOMMENDED BY  
THE HOUSE WAYS AND MEANS COMMITTEE**

**SECTION 1 - H630 - DEPARTMENT OF EDUCATION**

- 1.3** **AMEND** (~~EFA Formula/Base Student Cost Inflation Factor~~ *State Aid Classrooms*) States the General Assembly's intent to fully implement the EFA including an inflation factor to match the inflation wages of public school employees in the southeast; states that for FY 18-19, the base student cost has been determined to be \$2,485; that the per pupil count is projected to be 727,513, and projects the average per pupil funding. Provides for the distribution of funds to the SC Public Charter School District. Requires the Revenue and Fiscal Affairs Office post each school district's projections on their website and for each school district to also post their numbers. Requires the department and the EOC provide links to this information on their websites. Provides pupil classification weightings.  
**WMC:** AMEND proviso to change references to "EFA Formula/Base Student Cost Inflation Factor" to "State Aid to Classrooms." Direct that State Aid to Classrooms allocations are as follows: 65.41% based on the EFA formula and the differentiated student weightings; 28.88% based on the prior fiscal year EFA employer contributions; and 5.72% to fully implement the State Minimum Teacher Salary Schedule with a minimum starting teacher salary of \$35,000. State that the total pupil count is projected to be 720,316, Direct that these funds represent an average per pupil funding of \$3,846 in State Aid to Classrooms. Direct that it is the intent of the General Assembly that consolidation of the EFA and EFA - Employer Contributions appropriations and subsequent allocation of the State Aid to Classrooms appropriations should not significantly alter the application of funding formulas or maintenance of effort requirements that reference the EFA and EFA - Employer Contributions. Provide the revised State Minimum Teacher Salary Schedule and direct that funds be distributed to districts using the EIA Teacher Salary Supplement methodology. Direct that references to the EFA or EFA funds in this act shall be interpreted to mean the percentages established in this provision. Include "Cambridge International" in the definition of gifted and talented high school students. *State Aid to Classrooms is a combination of lines in the budget that have been consolidated into one line. Lines that were consolidated to create a new per pupil calculation. Changing the lines should not alter the application of funding formulas or maintenance of effort requirements.*
- 1.57** **AMEND** (Full-Day 4K) Provides guidelines for participation in and funding for the SC Early Reading Development and Education Program. *Note: Companion EIA proviso is 1A.29.*  
**WMC:** AMEND proviso to change the public and private provider rate for instructional costs from "\$4,510" to "\$4,600."
- 1.58** **AMEND** (Summer Reading Camps) Provides for the allocation of funds provided for summer reading camps.  
**WMC:** AMEND proviso to delete the requirement that the calculation of the 40% or greater poverty index be based on the poverty index used the prior fiscal year for students eligible for the free and reduced price lunch program and Medicaid. Requested by Department of Education.
- 1.66** **AMEND** (First Steps 4K Technology) Authorizes First Steps to spend up to \$75,000 of 4K carry forward funds to purchase electronic devices, with certain restrictions, for administering required school readiness assessments to children enrolled in the full-day 4K program in private centers. Requires First Steps to provide a report on these expenditures to the Chairmen of the Senate Finance and Ways and Means Committees by January 15, 2019.

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**WMC:** AMEND proviso to update report due date from January 15, “2019” to “of the current fiscal year.”

**1.71**     **AMEND** (Technology Technical Assistance) Directs the department to use funds to assist school districts in the Abbeville lawsuit in procuring technology to build capacity to offer online testing and increased access. Allows an online assessment waiver from the State Board of Education for the current fiscal year.

**WMC:** AMEND proviso to delete the reference to the Abbeville lawsuit districts and expand the plan to include statewide schools and districts. Provide directives for the new plan. Direct the department to present the plan, with cost projections, to the Governor and the Chairmen of the House Ways and Means and Senate Finance Committees by February 1, 2020.

**1.76**     **AMEND** (First Steps 4K Underserved Communities) Directs First Step to use CDEPP funds to develop a pilot program to expand 4K enrollment in underserved communities that were eligible in the most recent fiscal year and directs that newly created and/or approved private providers, under certain conditions, may receive up to \$30,000 in supplemental, needs-based incentives. Requires providers that receive the supplement to participate in the program for at least 3 years and directs that failure to do so will result in First Steps determining what portion of the funds must be returned. Directs First Steps to submit an expenditure and expanded enrollment report to the Chairmen of the House Ways and Means and Senate Finance Committees by March 15, 2019.

**WMC:** AMEND proviso to update report due date to March 15, “2020.”

**1.77**     **AMEND** (School Leadership) Directs the department to use \$400,000 of Professional Development funds to contract with a non-profit leadership development provider that specializes in multiple assessments, executive coaching, and leadership development that provides school leadership progressive career path skills.

**WMC:** AMEND proviso to delete reference to contracting with a non-profit leadership development provider and instead direct that the funds be allocated to South Carolina Foundation for Educational Leadership for Executive Education Leadership (CEEL) to provide specialized professional development.

**1.82**     **AMEND** (Safe School Initiative) Directs the department and the SLED Crisis Intervention Team to develop a Crisis Intervention Team to coordinate, collect and compile each school district’s Crisis Intervention & School Safety Plans into a report and directs that the report be submitted to the Chairmen of the Senate Finance and House Ways and Means Committees and the Governor by December 31, 2018. Directs the department to allocate lottery funds for School Safety - Facility and Infrastructure Safety Upgrades to school districts to fund life safety infrastructure for school facilities projects; to develop and maintain an application process for requesting the funds; and requires an annual report be submitted to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees on the activities funded in the prior fiscal year.

**WMC:** AMEND proviso to direct the department and SLED to continue to support threat assessment teams and training in school districts. Require each school to identify key staff to serve on the threat assessment team by August 15, 2019 and direct the department to work with stakeholders to provide team members with professional development. Delete the reporting requirements. Exempt the Threat Assessment & School Safety Plans from Section 30-4-10

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[FREEDOM OF INFORMATION ACT]. Direct the department and SLED to continue to provide the Governor and the General Assembly with school safety recommendations, including any projected costs or necessary statute changes.

- 1.86** **AMEND** (School Safety Program) Directs that School Safety Program funds be used to hire certified law enforcement officers to serve as school resource officers for school districts without adequate resources to hire their own resource officers; provides eligibility requirements; authorizes a maximum of four SROs per district; and directs the department to provide funding directly to the local law enforcement agency for the SRO.  
**WMC:** AMEND proviso to also specify funds appropriated for School Resource Officers be used for this purpose. *Note: Companion EIA proviso is 1A.84.*
- 1.87** **ADD** (Exceptional Needs Sports Participation) **WMC:** ADD new proviso to direct that students who meet the definition of exceptional needs child and qualifying student according to Sections 12-6-3790 (A)(2) and 12-6-3790 (A)(5) [EDUCATIONAL CREDIT FOR EXCEPTIONAL NEEDS CHILDREN'S FUND] shall be eligible to participate in any sport offered at the public school the child is zoned to attend.
- 1.88** **ADD** (School Districts Capital Improvement) **WMC:** ADD new proviso to direct the department to allocate the funds appropriated in Proviso 112.1 [EXCESS DEBT SERVICE] to eligible school districts to fund school facility upgrades. Direct that eligible school districts include schools with a poverty index of 70% or higher; define school facility for purposes of this provision; define eligible school facility projects and exclusions. Require the department develop and maintain an application process to request the funding and priorities for making grants. Direct the department to provide a list of recommended grant awards to the State Board of Education at least twice a year and direct that the grants will be awarded upon an affirmative vote by the State Board. Require the department submit an annual report of the preceding year's capital improvement plan activities to the Governor and the Chairmen of the Senate Finance, House Ways and Means, Senate Education, and House Education and Public Works Committees.
- 1.89** **ADD** (Teacher Salaries/SE Average) **WMC:** ADD new proviso to state that the projected Southeastern average teacher salary for FY 2019-20 is \$52,830. Require a local district board of trustees to provide a step increase for all eligible certified teachers. Direct that if additional state funds fill the gap, the requirement that school districts maintain local salary supplements per teacher at no less than their prior year level is suspended. *Note: Companion EIA proviso is 1A.36.*
- 1.90** **ADD** (School District Hold Harmless) **WMC:** ADD new proviso to hold school districts harmless from the Fiscal Accountability Act local school district reserve fund requirement if a district uses reserve funds to pay for teacher pay raises.

**SECTION 1A - H630 - DEPARTMENT OF EDUCATION-EIA**

- 1A.9** **AMEND** (Teacher Supplies) Provides guidelines for distributing teacher supply reimbursement of up to \$275 each school year to offset the expenses teachers have incurred for teaching supplies and materials. Allows any classroom teacher, including those at a S.C. private schools that are

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not eligible for this reimbursement to claim a refundable income tax credit on their 2018 tax return.

**WMC:** AMEND proviso to update tax return references to "2019."

**1A.22** **AMEND** (4K Targeting) Directs EIA funds allocated for 4 year old kindergarten be used for age eligible children that qualify for free or reduced-price lunch or Medicaid. Directs children with developmental delays who do not already qualify for special needs services be considered for enrollment. Directs districts, if space is limited, to prioritize students based on family income with the lowest family incomes given the highest enrollment priority.

**WMC:** AMEND proviso to delete the qualification that services to children be based on qualifying for free or reduced-price lunch or Medicaid and instead direct that services be provided to children in poverty as defined in Proviso 1.3 [EFA FORMULA/BASE STUDENT COST INFLATION FACTOR].

**1A.26** **AMEND** (Assessments-Gifted & Talented, Advanced Placement, & International Baccalaureate Exams) Directs funds appropriated and/or authorized for assessment be used to determine eligibility of students for gifted and talented programs and for the cost of Advanced Placement and International Baccalaureate exams.

**WMC:** AMEND proviso to include the cost of Cambridge International exam. Requested by Education Oversight Committee.

**1A.29** **AMEND** (Full-Day 4K) Provides guidelines for participation in and funding for the SC Early Reading Development and Education Program. *Note: Companion SDE proviso is 1.57.*

**WMC:** AMEND proviso to change the public and private provider rate for instructional costs from "\$4,510" to "\$4,600." Requested by Office of First Steps.

**1A.36** **AMEND** (Teacher Salaries/SE Average) States that the projected Southeastern average teacher salary for FY 2018-19 is \$52,152. Directs the department to continue to use the FY 2017-18 statewide minimum teacher salary schedule in FY 2018-19. Directs that the starting teacher salary shall be increased to \$32,000 with the remaining salary schedule increased by 1 percent. Requires a local district board of trustees to provide a step increase for all eligible certified teachers. Directs that if additional state funds fill the gap, the requirement that school districts maintain local salary supplements per teacher at no less than their prior year level is suspended.

**WMC:** AMEND proviso to change "\$52,152" to "\$52,830." Delete the requirement that the FY 2017-18 statewide minimum teacher salary schedule continue to be used in FY 2018-19 with the starting salary increased to \$32,000 and the remaining salary schedule increased by 1%. *Note: Companion SDE proviso is 1.89.*

**1A.37** **AMEND** (PowerSchool Dropout Recovery Data) Requires the department use PowerSchool and data collection funds to start collecting data from schools and school districts on the number of student who had dropped out and then reenrolled in a public school or in adult education to pursue their high school diploma. Directs the EOC, working with the department, to determine how to calculate a dropout recovery rate and require the rate be reported on the annual school and district report cards.

**WMC:** AMEND to provide authorize these funds to be carried forward and spent for the same purpose. Requested by Department of Education.

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- 1A.48 DELETE** (Surplus) Requires EIA funds carried forward from the prior fiscal year that are not appropriated or authorized to be carried forward and spent for specified purposes.  
**WMC:** DELETE proviso.
- 1A.50 AMEND** (South Carolina Public Charter School Funding) Provides for the allocation of S.C. Public Charter School District funds for virtual and brick and mortar charter schools. Provides a timeline extension for ruling on charter school applications and requires the Public Charter School District provide an outcomes report on the extended time frame to the Senate Finance and House Ways and Means Committees.  
**WMC:** AMEND proviso to direct that of the charter schools sponsored by the SC Public Charter School District or registered IHE, virtual schools receive \$1,900 and brick and mortar schools receive \$3,600 per enrolled 3 or 4 year old student with disabilities under IDEA. Direct that for funding purposes these students are to be included in the student counts for the Charter School District or Registered IHE. Update fiscal year reference to "2019-20."
- 1A.51 DELETE** (Low Achieving Schools) Directs the EOC to use \$375,000 of the Partnerships for Innovation funds to support up to 3 low-achieving schools to design and plan for implementing innovative, research-based strategies that are focused on recruiting and retaining highly effective teachers and on increasing time-on task. Directs the EOC to assist schools to determine the evidence to be collected to measure initiative effectiveness and to identify resources to support the initiative and to collaborate with TransformSC.  
**WMC:** DELETE proviso.
- 1A.52 DELETE** (TransformSC) Requires at least \$300,000 of Partnerships for Innovation funds to the EOC be allocated to the TransformSC public-private project.  
**WMC:** DELETE proviso.
- 1A.62 DELETE** (Digital Learning) Directs that \$1,425,000 of Partnerships for Innovation funds be authorized for schools or school districts that have poverty indices of 80% or greater based on certain poverty indices or who are an Abbeville equity lawsuit trial or plaintiff district and direct the EOC to pilot a program to provide these districts with digital learning tools and resources, curriculum foundry, technical support, and professional development.  
**WMC:** DELETE proviso.
- 1A.64 DELETE** (Low Achieving Schools) Directs that \$306,750 of Partnerships for Innovation funds appropriated to the EOC be allocated to parent support initiatives and afterschool programs in historically underachieving communities.  
**WMC:** DELETE proviso.
- 1A.65 DELETE** (EOC Military-Connected Children) Directs the EOC to use \$225,000 of Partnerships for Innovation funds to initiate a pilot program in at least two school districts that have a high military density that will provide training, services, resources and research to various educational and mental health professionals, service providers, and military parents. Requires training and services be provided by a non-profit entity with specific credentials. Directs the EOC to report on the expenditures of these funds and post-training evaluation in its annual report on the education performance of military-connected children as required by Act 289 of 2014.  
**WMC:** DELETE proviso.

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- 1A.66 DELETE** (STEM Labs) Directs the EOC to spend \$225,000 of Partnerships for Innovation funds for customized STEM labs. Directs the EOC to work with the department's Office of Standards and Learning to solicit middle schools from the Abbeville trial and plaintiff districts to participate in implementing a STEM based curriculum customized for 6<sup>th</sup> - 8th grade designed to address local industry needs. Requires the curriculum be aligned to state standards and certified by ACT WorkKeys.  
**WMC:** DELETE proviso.
- 1A.70 DELETE** (Aid to Districts-Technology) Directs that Aid to Districts-Technology funds be distributed to public school districts, special schools, and the SC Public Charter School District per pupil, based on the previous year's 135 day ADM based on specific calculations. Allows the department to adjust the per-ADM rates to conform to actual levels of student attendance and available appropriations. Directs that funds are to be used to improve external and internal connections and develop or expand 1-1 computing initiatives. Allows a school district that has achieved each goal to submit a plan to the K-12 Technology Committee for permission to use the funds for other technology-related uses and provide an appeals process. Directs each school district that receives these funds to provide an itemized report by June 30, 2019, on the amounts and uses of these funds.  
**WMC:** DELETE proviso.
- 1A.72 DELETE** (Teacher Academy Pilot) Directs the EOC to use \$75,000 of Teacher Academy funds to pilot a program to improve teacher recruitment and retention. Directs the academy to provide intensive professional development to beginning, novice, and struggling teachers during the summer. Directs the EOC to evaluate the academy's impact using the Effective Learning Environments Observation Tool.  
**WMC:** DELETE proviso.
- 1A.73 DELETE** (Kinesthetic Learning Platform) Direct the EOC to use \$187,500 of Partnerships for Innovation funds to pilot a kinesthetic learning platform which uses physical activity to teach Pre K through 3<sup>rd</sup> grade math, English/language arts and literacy standards.  
**WMC:** DELETE proviso.
- 1A.74 DELETE** (Algebra) Directs the EOC to use \$1,125,000 of Partnerships for Innovation funds to pilot and evaluate an algebra program for students giving statewide access to various videos, study guides, practice tools and online discussion walls for peer and instructor assistance. Directs teachers to be provided with statewide access to a discussion wall, student progress reports and teaching materials within the same platform.  
**WMC:** DELETE proviso.
- 1A.75 DELETE** (Kindergarten Readiness Program) Directs that \$225,000 of Partnerships for Innovation funds be allocated to support a home based, technology delivered kindergarten readiness program with specific software.  
**WMC:** DELETE proviso.
- 1A.78 DELETE** (Digital Learning Plan) Creates a study committee to develop a Digital Learning Plan for the K-12 public education system in order to build on public schools existing technology foundation and to develop a long-term strategy that sets directions and priorities, supports

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innovation, and provides resources for educators and students to fully benefit from digital-age teaching and learning. Requires the EOC to report those findings to the Chairmen of the House Ways and Means and Senate Finance Committees by June 1, 2019.

**WMC:** DELETE proviso.

- 1A.80** **DELETE** (Teacher Salaries Increase) Directs the department to increase the statewide salary schedule by 1% and increase the starting salary to \$32,000; requires a local school district board of trustees to provide all certified teachers paid on the teacher salary schedule the 1% increase; specifies that districts are to use the prior year's district salary schedule as its base; and directs school districts to use the additional funds from the Teacher Salary Supplement to provide the 1% required increase.

**WMC:** DELETE proviso.

- 1A.81** **DELETE** (Grants Committee) Directs the department to establish an independent grants committee to support innovation pilot initiatives in public schools and school districts. Directs the committee to submit its process to the Governor and the Chairmen of the House Ways and Means and Senate Finance Committees by December 31, 2018. Require grantees and service providers to participate in an external evaluation conducted by the EOC to document results.

**WMC:** DELETE proviso.

- 1A.82** **ADD** (Teacher Loan Program) **WMC:** ADD new proviso to direct that the annual maximum award for eligible juniors, seniors and graduate students is \$7,500 per year with an aggregate maximum loan amount of \$27,500. Requested by the Education Oversight Committee.

- 1A.83** **ADD** (Digital Learning Plan) **WMC:** ADD new proviso to direct the EOC to implement a second year of a pilot program for alternative methods of instruction for make-up days. Provide the option for the five school districts that participated in the initial pilot program to continue to participate if they will assist the committee in reviewing and approving additional school districts and provide technical assistant and support to the new districts. Authorize the committee to allocate funds to the five districts for providing technical support. Provide guidelines for participating districts. Require participating districts report to the EOC by April 1, 2020. Require the EOC to report a plan to the Governor, General Assembly, SDE and the State Board of Education by June 1, 2020.

- 1A.84** **ADD** (School Safety Program) **WMC:** ADD new proviso to direct that School Safety Program and School Resource Officers funds be used to hire certified law enforcement officers to serve as school resource officers for school districts without adequate resources to hire their own resource officers; provides eligibility requirements; authorizes a maximum of four SROs per district; and directs the department to provide funding directly to the local law enforcement agency for the SRO. *Note: Companion SDE proviso is 1.86.*

- 1A.85** **ADD** (Teacher Recruitment Program) **WMC:** ADD new proviso to direct the department to allocate \$750,000 of Rural Teacher Recruitment funds to USC's College of Education (COE) by September 30<sup>th</sup> for development and implementation of a new teacher recruitment pilot program to be administered by the COE in partnership with the Center for Teaching Quality. Directs that the purpose of the pilot program is to employ innovative and cost-effective teacher recruitment strategies, customized new teacher training and ongoing mentoring support. Require the pilot

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program assist at least 10 school districts and include at least 4 districts along the I-95 corridor and serve at least 250 teacher candidates. Direct that accountability metrics be developed and that a report be submitted no later than 60 days after the close of the fiscal year.

**SECTION 3 - H660 - LOTTERY EXPENDITURE ACCOUNT**

- 3.1 AMEND** (Audit) Directs each state agency that receives lottery funds to develop and implement procedures to monitor lottery expenditures to ensure that lottery funds are expended in accordance with applicable state laws, rules, and regulations. Directs the Executive Budget Office to ensure that these state agencies have effective monitoring procedures in place.  
**WMC:** AMEND proviso to update calendar year references from “2018” to “2019.”
- 3.4 DELETE** (FY 2018-19 Lottery Funding) Directs expenditure of lottery funds for Fiscal Year 2018-19.  
**WMC:** DELETE proviso.
- 3.5 ADD** (FY 2019-20 Lottery Funding) **WMC:** ADD new proviso to direct expenditure of lottery funds for FY 2019-20 Suspend, for the current fiscal year, the provisions of Section 2-75-30 regarding the aggregate amount of funding provided for the Centers of Excellence Matching Endowment. Direct that net lottery proceeds and investment earnings in excess of certified net lottery proceeds and investment earnings are appropriated and must be used to ensure that LIFE, Palmetto Fellows, and HOPE scholarships are fully funded for FY 2019-20. Provide for lottery appropriations to be reduced on a pro rata basis, excluding LIFE, HOPE, and Palmetto Fellows Scholarships, if lottery revenue is less than the amounts appropriated. Authorize CHE to use up to \$345,000 of LIFE, HOPE, and Palmetto Fellows scholarship funds to support the awarding process and to provide for a Scholarship Compliance Auditor. Authorize Higher Ed Tuition Grants Commission to use up to \$70,000 of Tuition Grants funds to support the grants award process. Direct that Workforce Scholarships and Grants funds are to be used to provide grants for tuition, fees, transportation, or textbook expenses to S.C. residents enrolled in a career education program that meets eligibility requirements. Require technical colleges to submit a spending plan to the State Board and for the board to review the plan and make recommendations back to the college. Prohibit a college from awarding any grants without State Board approval of the spending plan. Direct the State Board for Tec and Comp Ed to submit a report by April 15<sup>th</sup> to the Chairmen of the House Ways and Means and Senate Finance Committees that contains certain information pertaining to the Workforce Scholarships and Grants. Provide Technology allocations for Public Four Year Institutions, Two Year Institutions, and State Technical Colleges and direct the use of the funds. Provide for the use of funds appropriated to the following entities for specified purposes: State Board for Tec and Comp Ed for SC Workforce Industry Needs (WINS) Scholarships and Department of Education for Reading Partners.

**SECTION 6 - H750 - SCHOOL FOR THE DEAF AND THE BLIND**

- 6.1 DELETE** (Student Activity Fee) Allows the School for the Deaf and Blind to charge a student activity fee, not to exceed \$40, differentiated according to the income of the family expenses. Authorizes funds to be carried forward.  
**WMC:** DELETE proviso.



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- 6.3**     **DELETE** (Admissions) Establishes admissions policies for the school and provides that students may be admitted through direct application by parents or on referral from the local school district.  
**WMC:** DELETE proviso.
- 6.4**     **DELETE** (Mobility Instructor Service Fee) Authorizes the School for the Deaf and the Blind to charge a fee for mobility instructor services provided to various school districts. Directs revenue be expended for the purpose of covering expenses in the Blind school.  
**WMC:** DELETE proviso.
- 6.7**     **DELETE** (USDA Federal Grants) Authorizes all revenues generated from USDA federal grants to expended in accordance with Federal regulations for actual expenses in the cafeteria/food service operations.  
**WMC:** DELETE proviso.
- 6.14**    **DELETE** (Buildings) Directs that for purposes of building renovation and construction, the school will be subject to the same requirements as a local education agency.  
**WMC:** DELETE proviso.

**SECTION 7 - L120 - JOHN DE LA HOWE SCHOOL**

- 7.4**     **ADD** (Reduction in Force Carry Forward) **WMC:** ADD new proviso to authorize unexpended personal service funds resulting from an August 2018 reduction in force to be used for deferred maintenance and renovation of agency assets.

**SECTION 8 - H670 - EDUCATIONAL TELEVISION COMMISSION**

- 8.5**     **DELETE** (Delineate Agency Funding) Directs ETV to work with the Executive Budget Office to delineate agency funding by line item in the appropriation bill beginning with the Governor's budget submission. Directs ETV and EBO to identify any provisos that would need to be adjusted and to request the changes by November 30th.  
**WMC:** DELETE proviso.

**SECTION 11 - H030 - COMMISSION ON HIGHER EDUCATION**

- 11.18**    **AMEND** (Suspend Governor's Professor of the Year Award) Suspends the Governor's Professor of the Year Award for FY 2018-19.  
**WMC:** AMEND proviso to update fiscal year reference to "2019-20."

**SECTION 17 - H18 - FRANCIS MARION UNIVERSITY**

- 17.1**     **DELETE** (Honors Learning Center) Redirects funds for the Schools of Education and Business Building be used for the Honors Learning Center.  
**WMC:** DELETE proviso. Requested by Francis Marion University.

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**SECTION 18 - H210 - LANDER UNIVERSITY**

- 18.1 DELETE** (Renovation and Repairs) Allows Lander University to use Montessori Education Building funds for university renovation and repairs.  
**WMC:** DELETE proviso. Requested by Lander University.

**SECTION 20 - H450 - UNIVERSITY OF SOUTH CAROLINA**

- 20.3 AMEND** (~~Child Abuse~~ *South Carolina Children's Advocacy Medical Response Program System*) Establishes the minimum level of funding for the Child Abuse and Neglect Medical Response Program at \$2,075,000 and prohibits USC from reducing the funds by more than a proportional amount of any mid-year or base reductions.  
**WMC:** AMEND proviso to change "Child Abuse Medical Response Program" to "South Carolina Children's Advocacy Medical Response System" and change "\$2,075,000" to "\$3,200,000."

**SECTION 23 - H510 - MEDICAL UNIVERSITY OF SOUTH CAROLINA**

- 23.2 AMEND** (Rural Access Plan) Directs the MUSC Hospital Authority and DHHS to study how to partner with rural hospitals to ensure that medical care access is maintained.  
**WMC:** AMEND proviso to include "and other entities" in the partnership study.
- 23.3 ADD** (Bulk Purchasing) **WMC:** ADD new proviso to authorize MUSC to partner with the Medical University Hospital to joint purchase on contracts to achieve cost savings. Direct that the procurement authorization does not include telecommunications and its equipment and service that are subject to Section 1-11-430 [SUPPLY AND USE OF TELECOMMUNICATION SYSTEMS FOR STATE GOVERNMENT] and to applicable provisions of the procurement code. Prohibit MUSC and the authority from constructing, owning, or operating a network that carried commercial traffic, commercial internet traffic, or K-12 traffic originated in the state. Require MUSC to issue a detailed report on any cost saving to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, 2020.

**SECTION 25 - H590 - STATE BOARD FOR TECHNICAL & COMPREHENSIVE EDUCATION**

- 25.6 DELETE** (Workforce Pathways Funding Distribution) Directs the State Board to distribute Workforce Pathways Program funds as follows: \$740,000 to Tri-County Technical College and \$602,000 to Central Carolina Technical College for those schools to maintain operations of their existing Workforce Pathways programs. Directs the State Board to distribute \$350,000 to Orangeburg-Calhoun Technical College for expansion of its professional truck driving certificate program. Directs the State Board to report the distribution formula and required criteria to the Chairmen of the Senate Finance and House Ways and Means Committees by August 31, 2018.  
**WMC:** DELETE proviso. Requested by State Board for Technical and Comprehensive Education.
- 25.7 DELETE** (York Tech Fund Repurpose) Redirects funds for the York Technical College Health and Human Service Building be used for Campus Loop Road Completion and K-Building Renovations.

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**WMC:** DELETE proviso. Requested by State Board for Technical and Comprehensive Education.

- 25.8** **ADD** (Florence Darlington Fund Repurpose) **WMC:** ADD new proviso to redirect funds previously appropriated in Fiscal Years 2015 and 2016 for the Academic and Workforce Development Building be used for campus renovations and improvements and authorize these funds to be carried forward.
- 25.9** **ADD** (Denmark Technical Flight Training School Study) **WMC:** ADD new proviso to direct the State Board for Technical and Comprehensive Education and the Commission on Higher Education to study the feasibility of creating a flight training curriculum at Denmark Technical College and report their findings to the Chairmen of the House Ways and Means and Senate Finance Committees by November 1, 2019.
- 25.10** **ADD** (Health Science Capital Project) **WMC:** ADD new proviso to direct that funds appropriated for the Technical College of the Lowcountry - New River Workforce Development Center be redirected and used for the Beaufort campus Health Science capital project and authorize the funds to be carried forward.
- 25.11** **ADD** (Tech Awareness and Education) **WMC:** ADD new proviso to direct the state board to used \$500,000 to develop and implement a comprehensive awareness and education campaign to enhance the perception of technical education and opportunities it affords South Carolinians. Require the state board to obtain a 2:1 private entity match before using these funds. Direct that a report be submitted by June 30<sup>th</sup> on the proposed expenditure of funds and outcome measures to the House Ways and Means and Senate Finance Committees.

**SECTION 27 - H870 - STATE LIBRARY**

- 27.1** **AMEND** (Aid to Counties Libraries Allotment) Directs that funds appropriated for "Aid to County Libraries is allotted on a per capita basis, using the 2010 Census, with a \$75,000 minimum amount to be received by each county.  
**WMC:** AMEND proviso to change "75,000" to "\$100,000."
- 27.9** **ADD** (Aid to City Libraries) **WMC:** ADD new proviso to direct counties that have both county and city libraries to distribute a proportional share of their Aid to County Libraries funds to any city library within their county and direct that the amount of funds be determined on a per capita basis according to city population per the U.S. Census.

**SECTION 32 - H730 - DEPARTMENT OF VOCATIONAL REHABILITATION**

- 32.5** **DELETE** (Basic Services Program - Educational Scholarships) Caps tuition cost at state supported institutions at the 1998 tuition rate for individuals meeting academic requirements of the particular institution and who are receiving services under a Vocational Rehabilitation approved plan and eligible for State need-based scholarships.  
**WMC:** DELETE proviso. Requested by Department of Vocational Rehabilitation.

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**SECTION 33 - J020 - DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**33.15** **AMEND** (CHIP Enrollment and Recertification) Requires the department to enroll and recertify eligible children in the State Children's Health Insurance Program using available state agency program data housed in the Revenue and Fiscal Affairs Office and the DSS Supplemental Nutritional Assistance Program (SNAP) program and allows the department to use the Department of Education's poverty-related information.

**WMC:** AMEND proviso to direct the department to enroll and recertify eligible children "and households" to CHIP "and/or Medicaid." Direct the department to submit waivers to the Centers for Medicare and Medicaid Services and/or plan amendments to ensure that CHIP upper income limit is at least that of the average of states within CMS Region IV and to enroll children into the program accordingly.

**33.22** **AMEND** (Rural Health Initiative) Directs the department to partner with various state agencies, institutions, and other key stakeholders to implement components of the Rural Health Initiative to address the needs of medically underserved communities and to leverage federal funds to implement the initiative. Authorizes Rural Health Initiative funds to be carried forward and used for the same purpose. Directs the department to investigate the potential use of DSH and/or other allowable and appropriate sources of funds to improve access to emergency medical services in communities whose access has been degraded due to a hospital's closure during the past five years and to establish a DSH pool for this purpose. Allows the department to solicit proposals from and provide financial support for capital expenditures associated with the consolidation of two or more rural hospitals; requires a hospital system to submit a consolidation plan; requires at least one of the facilities be designated as a critical access hospital in a county whose population is at certain levels; and directs the department to require written agreements to ensure proper use of the funds.

**WMC:** AMEND proviso (A)(1) to direct the department to spend \$4,000,000 in accordance with a graduate medical education plan developed by MUSC, USC, and Francis Marion University; (A)(4) to direct the department to use \$200,000 of their recurring funds for the Department on Aging's Geriatric Physician Loan Forgiveness program; (B)(2) to change "consolidation" of two or more rural hospitals" to "replacement" of two or more rural hospitals and delete other references to the term "consolidation." Direct that the project must be subject to ongoing advisement by the submitting facility, "or subject to acquisition by the advising facility." Rather than the stipulation that "at least one of the facilities subject to consolidation must be designated as a critical access hospital under certain criteria," direct that "the advised facility" must be so designated.

**33.23** **AMEND** (BabyNet Compliance) Directs the department to report to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by December 31, 2018, on the status of the department's efforts to bring the BabyNet program into compliance with federal requirements.

**WMC:** AMEND proviso to update calendar year reference from "2018" to "2019." Requested by Department of Health and Human Services.

**33.24** **ADD** (Personal Emergency Response System) **WMC:** ADD new proviso to direct the department to develop RFPs to provide for Personal Emergency Response Systems (PERS) to be issued to Medicaid recipients based on the department's Medicaid Home and Community-based

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waiver. Direct that PERS devices must include unlimited 24-7 live phone contact with RNs for triage services. Require the PERS nurse triage call centers be accredited and separate from PERS emergency response call centers. Require PERS devices comply with all FCC rules and regulations. Require the department apply for any necessary waivers.

**SECTION 34 - J040 - DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

- 34.8**     **AMEND** (Emergency Medical Services) Provides for the allocation of Emergency Medical Services funds to counties, EMS Regional Councils and the state EMS office. Prohibits funds appropriated for EMS from being transferred to other programs within the department's budget. Authorizes unexpended funds to be carried forward and specifies how the funds must be used.  
**WMC:** AMEND proviso to authorize unexpended funds to be carried forward; allow 50% to be spent for administrative and operational support and temporary and contract employees to improve and upgrade the EMS system and direct that the remaining 50% be transferred to the SC EMS Association after January 1<sup>st</sup> to promote and encourage EMT and EMS directors' education; to collect, analyze, and distribute EMS information; to promote improvement of patient care; to cooperate with other organizations; and to effect more efficient administration of emergency medical services in the state.
- 34.33**    **DELETE** (Coastal Zone Appellate Panel) Suspends the Coastal Zone Appellate Panel for the current fiscal year.  
**WMC:** DELETE proviso. Requested by Department of Health and Environmental Control.
- 34.56**    **DELETE** (Water Quality Initiative) Requires the department to spend funds remaining from prior State Beachfront Management and Beach Renourishment appropriations for the City of Myrtle Beach, the City of North Myrtle Beach and for the Ocean Water Quality Outfall Initiative. Authorizes unexpended funds to be carried forward and used for the same purpose.  
**WMC:** DELETE proviso.
- 34.57**    **AMEND** (HIV/AIDS Treatment and Prevention) Authorizes funds for HIV and AIDS prevention and treatment be used to develop partnerships to provide services to all patients, regardless of their ability to pay. Directs the department to ensure that the funds are spent solely for testing and treatment services. Allows funds to be used to enhance services provided through federal funds allocation or the state's AIDS Drug Assistance Program rebate funds.  
**WMC:** AMEND proviso to specify partnership development with the Joseph H. Neal Health Collaborative and CAN Community Health, Inc. and include a plan for prevention and treatment of Hepatitis C. Direct Ryan White Part B Grants funds be included in the funds allowed to enhance services.
- 34.58**    **ADD** (State Trauma Registry) **WMC:** ADD new proviso to direct the department, through the State Trauma Registry to require all state verified trauma centers to submit relevant patient care data and direct the department to develop appropriate policies or regulations by January 1, 2020 to ensure the trauma centers collect the data.
- 34.59**    **ADD** (Storm Water and Ocean Outfall) **WMC:** ADD new proviso to direct the department to equally distribute Ocean Outfalls funds to the Cities of Myrtle Beach and North Myrtle Beach for storm water drainage and ocean outfall construction and repair as state match funds for Horry

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County Ocean Water Quality Outfall Initiatives. Authorize these funds to be retained, carried forward, and used for the same purpose. Require interest to be retained and used as state match funds for either local or federal funding.

**SECTION 35 - J120 - DEPARTMENT OF MENTAL HEALTH**

- 35.9**     **ADD** (Commitments to Treatment Facilities) **WMC:** ADD new proviso to direct that funding related to commitments, admissions, and discharges to mental health facilities or alcohol and drug abuse facilities be expended for compensation of court appointed private examiners, guardians ad litem, and patients' attorneys and other related costs. Direct that the examiners, guardians, and attorneys be paid at rates determined by the Association of Probate Judges, State Court Administrator and DMH with the approval of the Attorney General with any changes in the rate schedule to be reported to the Senate Finance and House Ways and Means Committees prior to implementation. *Moved from Judicial Department (formerly Proviso 57.3).*
- 35.10**   **ADD** (Judicial Commitment) **WMC:** ADD new proviso to prohibit funds authorized for commitments to treatment facilities from being used to compensate state agencies or state employees who are appointed as examiners, guardians ad litem, or attorneys except as authorized in Proviso 117.5. *Moved from Judicial Department (formerly Proviso 57.4).*

**SECTION 40 - L600 - DEPARTMENT ON AGING**

- 40.1**     **ADD** (State Matching Funds Carry Forward) **WMC:** ADD new proviso to authorize Distribution to Subdivisions required state matching funds to be carried forward. *Moved from Lt. Gov. Office (formerly Proviso 95.1) due to creation of Department on Aging by Act 261 of 2018.*
- 40.2**     **ADD** (State Match Funding Formula) **WMC:** ADD new proviso to direct that Distribution to Subdivision funds be first allocated for the required state match for the Older Americans Act funds and that the balance be distributed to the planning and service areas. *Moved from Lt. Gov. Office (formerly Proviso 95.2) due to creation of Department on Aging by Act 261 of 2018.*
- 40.3**     **ADD** (Registration Fees) **WMC:** ADD new proviso to authorize the Department on Aging to receive and spend registration fees for educational, training and certification programs. *Moved from Lt. Gov. Office (formerly Proviso 95.3) due to creation of Department on Aging by Act 261 of 2018.*
- 40.4**     **ADD** (Council Meeting Requirements) **WMC:** ADD new proviso to suspend the duties and responsibilities, including the statutory meeting requirement, of the Coordinating Council and the Long Term Care Council. *Moved from Lt. Gov. Office (formerly Proviso 95.4) due to creation of Department on Aging by Act 261 of 2018.*
- 40.5**     **ADD** (Home and Community Based Services) **WMC:** ADD new proviso to direct that Home and Community-Based Services state funds be used for services that most directly meet the goal of allowing seniors to live safely and independently at home. Define allowable services; provide a methodology for allocating these funds to the Area Agencies on Aging; allow the AAAs to spend up to 10% for administrative services and the department to retain 1/4 of 1% to monitor

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and oversee the program; allow the department to retain up to 3% to be allocated for cases of a recognized emergency and/or natural disaster recognized by the Governor, and direct that if the funds are not allocated they are to be treated as carry forward funds and reallocated to the AAA's; require each AAA to submit a budget to the Department on Aging's for approval that indicates the services to be provided; authorize these funds to be carried forward and used for the same purpose; and prohibit the funds from being transferred and used for any other purpose. *Moved from Lt. Gov. Office (formerly Proviso 95.5) due to creation of Department on Aging by Act 261 of 2018.*

- 40.6**    **ADD** (Geriatric Loan Forgiveness Program) **WMC:** ADD new proviso to authorize the Geriatric Physician Loan Program, to make a single lump sum payment of up to \$35,000 or the loan balance whichever is less, to the lending institution. Authorize unexpended funds to be carried forward and used for the same purpose. *Moved from Lt. Gov. Office (formerly Proviso 95.6) due to creation of Department on Aging by Act 261 of 2018.*
- 40.7**    **ADD** (Caregivers Carry Forward) **WMC:** ADD new proviso to direct that unexpended caregiver funds be carried forward and used for the same purpose. *Moved from Lt. Gov. Office (formerly Proviso 95.7) due to creation of Department on Aging by Act 261 of 2018.*
- 40.8**    **ADD** (Vulnerable Adult Guardian Ad Litem Carry Forward) **WMC:** ADD new proviso to direct that unexpended Vulnerable Adult Guardian ad Litem Program funds be carried forward and used for the same purpose. *Moved from Lt. Gov. Office (formerly Proviso 95.8) due to creation of Department on Aging by Act 261 of 2018.*

**SECTION 41 - L800 - DEPARTMENT OF CHILDREN'S ADVOCACY**

- 41.1**    **ADD** (Foster Care-Private Foster Care Reviews) **WMC:** ADD new proviso to authorize the Foster Care Program to restructure its programs, including suspending reviews of children privately placed in private foster care and/or changing the location of reviews of children in public foster care, to maintain continuous operations within existing resources as dictated by recent budget reductions. Require the decisions be based on existing funds availability. *Moved from DOA (formerly Proviso 93.4) due to creation of Department of Children's Advocacy by Act 160 of 2018.*
- 41.2**    **ADD** (Guardian Ad Litem Program) **WMC:** ADD new proviso to require the Guardian ad Litem Program and funds be administered separately from other programs within the Department of Children's Advocacy and that program funds be used exclusively for the program. Direct the Department of Revenue reduce the rate of interest paid on eligible refunds by 2 percentage points and to deposit these funds into the S.C. Guardian ad Litem Trust Fund. Authorize program funds to be carried forward. *Moved from DOA (formerly Proviso 93.5) due to creation of Department of Children's Advocacy by Act 160 of 2018.*
- 41.3**    **ADD** (Continuum of Care Carry Forward) **WMC:** ADD new proviso to authorize Continuum of Care Program funds to be carried forward to continue services. *Moved from DOA (formerly Proviso 93.6) due to creation of Department of Children's Advocacy by Act 160 of 2018.*

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- 41.4**     **ADD** (CCRS Evaluations & Placements) **WMC:** ADD new proviso to require the amount appropriated for the Children's Case Resolution System for Private Placement of Handicapped School-Age Children be used for expenses incurred in the evaluation of children in order to facilitate placement and specify the amount to be paid for placements. Direct the CCRS to determine the balance of funding necessary to provide the child with services. Direct that funding must be apportioned among the appropriate public agencies on the basis of the reasons for the private placement. *This responsibility was moved from DOA (formerly Proviso 93.2) to the new Department of Children's Advocacy created in Act 160 of 2018.*
- 41.5**     **ADD** (CCRS Significant Fiscal Impact) **WMC:** ADD new proviso to define "significant fiscal impact" in the current fiscal year as the greater of (1) funds appropriated by the General Assembly for the current fiscal year on cases referred to, decided or placed through the Children's Case Resolution System or (2) that agency's assigned shares in the current fiscal year of five cases decided by the CCRS. *This responsibility was moved from DOA (formerly Proviso 93.3) to the new Department of Children's Advocacy created in Act 160 of 2018.*

**SECTION 44 - P160 - DEPARTMENT OF AGRICULTURE**

- 44.9**     **ADD** (Agribusiness Infrastructure Carry Forward) **WMC:** ADD new proviso to authorize the department to carry forward any revenues, accrued interest and unexpended Agribusiness Infrastructure funds. Requested by Department of Agriculture.
- 44.10**    **ADD** (Grain Producers Guaranty Fund) **WMC:** ADD new proviso to authorize the department to retain and expend \$100,000 from the Grain Producers Guaranty Fund pursuant to SC Code Section 46-41-230 [STATE TREASURER TO ADMINISTER FUND; PURPOSE; AMOUNT OF FUND; CLAIMS] to administer the program. Requested by Department of Agriculture.

**SECTION 45 - P200 - CLEMSON UNIVERSITY - PSA**

- 45.2**     **AMEND** (Witness Fee) Authorizes PSA to charge a witness fee of \$100 per hour up to \$400 per day for expert witness testimony in civil matters not involving the State as party. Directs this fee be charged in addition to any court prescribed payment.  
**WMC:** AMEND proviso to specify "PSA" employee. Delete requirement for testimony to be "expert witness" and replace with "a fact witness regarding matters related to his or her professional expertise or the exercise of his or her employment duties." Requested by Clemson University-PSA.

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

- 47.8**     **DELETE** (Cormorant Control) Provides for the department to continue to coordinate a public Cormorant control program with the US Fish and Wildlife Service.  
**WMC:** DELETE proviso.



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

- 49.17**    **ADD** (Compensatory Payment) **WMC:** ADD new proviso to allow PRT employees to be paid for actual hours worked in lieu of accruing comp time in the event of a Governor declared State of Emergency. Requested by Department of Parks, Recreation, and Tourism.
- 49.18**    **ADD** (State Parks Maintenance) **WMC:** ADD new proviso to direct PRT to use the \$1,000,000 and \$3,000,000 appropriated in the non-recurring provisos in Act 91 of 2015 and Act 284 of 2016 for the Medal of Honor Museum instead for state parks maintenance needs.

**SECTION 50 - P320 - DEPARTMENT OF COMMERCE**

- 50.13**    **AMEND** (Regional Economic Development Organizations) Designates funding for Regional Economic Development Organizations and provides a mechanism by which the funds should be distributed.  
**WMC:** AMEND proviso to change "Fiscal Year 2018-19" to "the current fiscal year." Change the following funding amounts: I-77 Alliance from \$600,000" to "\$660,000" and Southern Carolina Alliance from "\$460,000" to "\$600,000." Delete remaining \$200,000 county disbursements. Requested by Department of Commerce.
- 50.21**    **ADD** (Development - Funding for Rural Infrastructure) **WMC:** ADD new proviso to establish the Rural School District and Economic Development Closing Fund and direct the Secretary of Commerce to use the fund to facilitate economic development and infrastructure improvements for projects that create a minimum of 50 jobs within the 28 school districts with the lowest index of taxpaying ability. Direct the department to coordinate with DOR to receive an annual list of school districts ITA. Direct that funds shall be used on, but not limited to, economic development projects, water and sewer infrastructure, and school building infrastructure. Authorize unexpended funds to be carried forward and used for the same purpose.

**SECTION 57 - B040 - JUDICIAL DEPARTMENT**

- 57.3**    **DELETE** (Commitments to Treatment Facilities) Directs that funding related to commitments, admissions, and discharges to mental health facilities or alcohol and drug abuse facilities be expended for compensation of court appointed private examiners, guardians ad litem, and patients' attorneys and other related costs. Directs that the examiners, guardians, and attorneys be paid at rates determined by the Association of Probate Judges, State Court Administrator and DMH with the approval of the Attorney General with any changes in the rate schedule to be reported to the Senate Finance and House Ways and Means Committees prior to implementation.  
**WMC:** DELETE proviso. Requested by the Judicial Department. *Moved to Department of Mental Health. See new Proviso 35.9.*
- 57.4**    **DELETE** (Judicial Commitment) Prohibits funds appropriated for Judicial Commitment from compensating state agencies or state employees who are appointed as examiners, guardians ad litem, or attorneys.  
**WMC:** DELETE proviso. Requested by the Judicial Department. *Moved to Department of Mental Health. See new Proviso 35.10.*

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**SECTION 63 - K050 - DEPARTMENT OF PUBLIC SAFETY**

- 63.7**     **ADD** (Overtime Pay) **WMC:** ADD new proviso to require DPS to pay current non-exempt law enforcement officers by October 1<sup>st</sup> for any compensatory time earned and not used in the prior fiscal year. Direct funds be provided from available personal services, appropriated overtime funds and/or employer contributions funds carried forward from the prior fiscal year. Direct that if carried forward funds are insufficient, DPS pay the officers on a percentage distribution based on hours owed per officer up to the total amount that DPS has carried forward.

**SECTION 64 - N200 - LAW ENFORCEMENT TRAINING COUNCIL**

- 64.3**     **DELETE** (CJA-Unexpended FY 2017-18 General Funds) Authorizes the Criminal Justice Academy to carry forward unexpended general funds to complete the Village Dorm restroom repairs and training program technology upgrades.  
**WMC:** DELETE proviso. Requested by South Carolina Law Enforcement Training Council.

**SECTION 66 - N080 - DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES**

- 66.6**     **AMEND** (Public Service Employment Set-Up Fee) Authorizes DPPP to charge a \$25 fee for offenders ordered to public service employment. Directs the department to report to the Chairmen of the Senate Finance and House Ways and Means Committees on the number of offenders assessed the fee and funds collected.  
**WMC:** AMEND proviso to delete reporting directive.

**SECTION 73 - R060 - OFFICE OF REGULATORY STAFF**

- 73.5**     **DELETE** (Acting Executive Director) Authorizes the acting Executive Director of ORS to exercise all of the powers and duties of the Executive Director until the Governor appoints a successor. Directs that the General Assembly hereby ratifies all official decisions made by the acting Executive Director of ORS between January 15, 2018 and June 30, 2018.  
**WMC:** DELETE proviso.

**SECTION 80 - R280 - DEPARTMENT OF CONSUMER AFFAIRS**

- 80.2**     **DELETE** (Student Athlete/Agents Registration) Authorizes the agency to retain and use registration fees collected from the regulation of athlete agents.  
**WMC:** DELETE proviso. Requested by Department of Consumer Affairs.

**SECTION 82 - R400 - DEPARTMENT OF MOTOR VEHICLES**

- 82.7**     **AMEND** (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:** AMEND proviso to update fiscal year reference from "2018-19" to "2019-20." Requested by Department of Motor Vehicles.

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- 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 fiscal year reference from “2018-19” to “2019-20.” Requested by Department of Motor Vehicles.

**SECTION 83 - R600 - DEPARTMENT OF EMPLOYMENT AND WORKFORCE**

- 83.5**     **AMEND** (UI Tax System Modernization) Authorizes DEW to spend up to \$3,178,053 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, 2018.  
**WMC:** AMEND proviso to change “\$3,178,053” to “\$2,749,690” and update the calendar year reference from “2018” to “2019.” Requested by Department of Employment and Workforce.
- 83.6**     **AMEND** (Employment Training Outcomes Data Sharing) Directs DEW to require training and employment data integration. Require DEW to enter into a data-sharing agreement with eligible training providers and with various agencies and entities. Require state agencies needing data to meet an exception permitting disclosure.  
**WMC:** AMEND proviso to delete the provision that Department of Commerce is excluded from paying costs associated with data sharing. Requested by Department of Employment and Workforce.

**SECTION 84 - U120 - DEPARTMENT OF TRANSPORTATION**

- 84.9**     **DELETE** (Bridge Replacement in McCormick County) Directs that planning and construction on a new U.S. 378 bridge crossing Lake J. Strom Thurmond must provide for and allow McCormick County to attach water and sewer lines to the new bridge in the same manner they are attached to the existing bridge and directs that McCormick County bear the cost of attaching the lines.  
**WMC:** DELETE proviso. Requested by Department of Transportation.
- 84.16**    **DELETE** (Public Utility Relocation) Authorizes DOT to use its federal-aid road and bridge program funds for the relocation of public water and sewer lines.  
**WMC:** DELETE proviso. Requested by Department of Transportation.

**SECTION 86 - U200 - COUNTY TRANSPORTATION FUNDS**

- 86.1**     **ADD** (Increased Funding) **WMC:** ADD new proviso to direct that the CTC increased funding requirement pursuant to Section 13 of Act 40 of 2017 [SC INFRASTRUCTURE AND ECONOMIC DEVELOPMENT REFORM ACT] come from proceeds generated by Section 12-28-310(D) [MOTOR FUEL USER FEE INCREASE] and be used exclusively for repairs, maintenance and improvements to the highway system.

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**SECTION 88 - Y140 - STATE PORTS AUTHORITY**

- 88.1**     **AMEND** (Charleston Cooper River Bridge Project) Directs the State Ports Authority to pay the State Transportation Infrastructure Bank \$1,000,000 before June 30, 2019 to continue the Charleston Cooper River Bridge Project. Requested by State Ports Authority.  
**WMC:** AMEND proviso to update fiscal year references from “2018” to “2019” and from “2019” to “2020.” *Meets the obligations of the State Ports Authority and the State Infrastructure Bank’s financial agreement. Per the Ports Authority, the commitment of the agency is to provide \$1,000,000 per year for 25 years, until 2027.*
- 88.5**     **AMEND** (Jasper Ocean Terminal Permitting) Directs the authority to use Jasper Ocean Terminal funds for activities approved and directed by the joint venture governing board that are associated with advancing the project during FY 2018-19. Prohibits the funds from being used to reimburse the authority’s prior fiscal year expenditures. Requires the authority to provide progress reports to the General Assembly by the first day of the 2019 legislative session and by June 30, 2019.  
**WMC:** AMEND proviso to update fiscal year references from “2018-19” to “2019-20.”
- 88.6**     **ADD** (Jasper Ocean Terminal Port Facility Infrastructure Fund) **WMC:** ADD new proviso to create the Jasper Ocean Terminal Port Facility Infrastructure Fund. Direct the State Ports Authority to maintain the fund. Direct the fund be separate from the General Fund and used exclusively by the authority for the Jasper Ocean Terminal Port facility. Direct that these funds be carried forward and used for the same purpose. Requested by State Ports Authority.

**SECTION 91 - A990 - LEGISLATIVE DEPARTMENT**

- 91.15**    **AMEND** (House Postage) Authorizes the Speaker to approve no more than \$700 per member per fiscal year for postage.  
**WMC:** AMEND proviso to change the amount of postage approved from “\$700” to “\$1,200.” *This will not increase any money House members receive, it will only more clearly reflect and document what they already receive and/or are entitled to for postage to more accurately reflect current practice.*
- 91.20**    **AMEND** (Other Funds Oversight Committee) Establishes the Other Funds Oversight Committee to review and make recommendations regarding receipt, appropriation, expenditure and reporting of other funds.  
**WMC:** AMEND proviso to delete the exclusion of other funds for institutions of higher learning from the committee review process as designated in Proviso 117.8(B). *Note: Subsection (B) was added new for FY 2018-19, but was vetoed by the Governor which was sustained by the General Assembly.*
- 91.23**    **AMEND** (Technology Panel) Directs the K-12 Technology Initiative partnership to provide a report that describes the state’s efforts to facilitate providing cost effective connectivity and internet bandwidth to schools and libraries statewide and to report on certain technology related activities by June 1, 2019.  
**WMC:** AMEND proviso to update report due date to no later than June 1, “2020.”

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**SECTION 93 - D500 - DEPARTMENT OF ADMINISTRATION**

- 93.2**     **DELETE** (CCRS Evaluations & Placements) Requires the amount appropriated for the Children's Case Resolution System for Private Placement of Handicapped School-Age Children be used for expenses incurred in the evaluation of children in order to facilitate placement and specifies the amount to be paid for placements. Directs the CCRS to determine the balance of funding necessary to provide the child with services. Directs that funding must be apportioned among the appropriate public agencies on the basis of the reasons for the private placement.  
**WMC:** DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.4.*
- 93.3**     **DELETE** (CCRS Significant Fiscal Impact) Defines "significant fiscal impact" in the current fiscal year as the greater of (1) funds appropriated by the General Assembly for the current fiscal year on cases referred to, decided or placed through the Children's Case Resolution System or (2) that agency's assigned shares in the current fiscal year of five cases decided by the CCRS.  
**WMC:** DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.5.*
- 93.4**     **DELETE** (Foster Care-Private Foster Care Reviews) Authorizes the Division of Foster Care to restructure its programs, including suspending reviews of children privately placed in private foster care and/or changing the location of reviews of children in public foster care, to maintain continuous operations within existing resources as dictated by recent budget reductions.  
**WMC:** DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.1.*
- 93.5**     **DELETE** (Guardian Ad Litem Program) Requires the Guardian ad Litem Program and funds to be administered separately from other programs within the Division of Children's Services and that program funds be used exclusively for the program. Directs the Department of Revenue reduce the rate of interest paid on eligible refunds by 2 percentage points and to deposit these funds into the S.C. Guardian ad Litem Trust Fund. Authorizes program funds to be carried forward.  
**WMC:** DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.2.*
- 93.6**     **DELETE** (Continuum of Care Carry Forward) Authorizes Continuum of Care Program funds to be carried forward to continue services.  
**WMC:** DELETE proviso. *This responsibility was moved to the new Department of Children's Advocacy created in Act 160 of 2018. See new Proviso 41.3.*
- 93.21**    **DELETE** (OCAB Head Start Program) Directs DOA to transfer \$30,000 from Executive Policy & Programs to OCAB Community Action Agency, Inc., Head Start Program to match grant funds for the purchase a 36-passenger bus for Head Start students.  
**WMC:** DELETE proviso. *Funds have been transferred.*
- 93.22**    **DELETE** (Cherry Grove Deferred Maintenance) Directs DOA to transfer to the Department of Education any balance that remains from the funds appropriated or authorized for the Cherry

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Grove Building Roof Repair by Act 286 of 2014. Directs SDE to use the funds for deferred maintenance and other capital improvements.

**WMC:** DELETE proviso. *Funds have been transferred.*

**SECTION 95 - E040 - OFFICE OF THE LIEUTENANT GOVERNOR**

**95.1 DELETE** (State Matching Funds Carry Forward) Provides carry forward authority for the Lieutenant Governor's Office so that state matching funds will be available throughout the federal grant period.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.1.*

**95.2 DELETE** (State Match Funding Formula) Directs the allocation of state matching funds by the Office on Aging for the distribution of the Older Americans Act funds and provides for the balance of funds to be distributed to the planning and service areas.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.2.*

**95.3 DELETE** (Registration Fees) Authorizes the Office of Aging to receive and expend registration fees for educational, training and certification programs.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.3.*

**95.4 DELETE** (Council Meeting Requirements) Suspends the duties and responsibilities, including the statutory meeting requirement, of the Coordinating Council and the Long Term Care Council.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.4.*

**95.5 DELETE** (Home and Community Based Services) Directs that state funds appropriated for Home and Community-Based Services be used for services that most directly meet the goal of allowing seniors to live independently at home. Defines allowable services; provide a methodology for allocating these funds to the Area Agencies on Aging; allows the AAAs to expend up to 10% for administrative services and the state office to retain 1/4 of 1% to monitor and oversee the program; allows up to 3% to be retained at the state office to be allocated for cases of a recognized emergency and/or natural disaster and directs that if the funds are not allocated they are to be treated as carry forward funds and reallocated to the AAA's; requires the AAAs to submit a budget to the Lieutenant Governor's Office on Aging's for approval that indicates the services to be provided; authorizes these funds to be carried forward and used for the same purpose; and prohibits the funds from being transferred and used for any other purpose.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.5.*

**95.6 DELETE** (Geriatric Loan Forgiveness Program) Authorizes the Geriatric Loan Forgiveness Program, to make a single lump sum payment of up to \$35,000 or the loan balance whichever is less, to the lending institution. Authorizes unexpended funds to be carried forward and used for the same purpose.

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**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.6.*

**95.7** **DELETE** (Caregivers Carry Forward) Directs that unexpended caregiver funds be carried forward and used for the same purpose.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.7.*

**95.8** **DELETE** (Vulnerable Adult Guardian ad Litem Carry Forward) Directs that unexpended Vulnerable Adult Guardian ad Litem Program funds be carried forward and used for the same purpose.

**WMC:** DELETE proviso. *This responsibility was moved to the new Department on Aging created in Act 261 of 2018. See new Proviso 40.8.*

**SECTION 98 - E160 - OFFICE OF STATE TREASURER**

**98.13** **AMEND** (Investment Earnings and Interest) Requires the State Treasurer to remit to the General Fund all earnings and interest from investments of general deposit funds. Allow the State Treasurer to incur and pay fees, expenses, losses, salaries and other costs associated with routine investments pursuant to Section 11-9-660 [INVESTMENT OF FUNDS].

**WMC:** AMEND proviso to include "statutory commitments" to the list of items not under limitation. Requested by the Office of State Treasurer.

**SECTION 100 - E240 - OFFICE OF ADJUTANT GENERAL**

**100.2** **AMEND** (Use of Agency Property and Revenue Collections) Authorizes certain revenues collected by National Guard units to be retained and expended in its budgeted operations.

**WMC:** AMEND proviso to authorize the Adjutant General to rent, lease, or sub-lease any area under his ownership or control, including facilities, unimproved real-estate, and parking areas; to collect, retain and expend funds received from specific sources; and to delete references to National Guard units and armories. *Consolidates provisos 100.5 (Armory Rental Program); 100.8 (Retention of Lease Property Revenue); and 100.12 (Parking Lot Revenues-Columbia Armory, Buildings and Grounds).* Requested by the Adjutant General.

**100.4** **AMEND** (~~Parking Lot Revenues~~ Event Parking Contracts) Authorizes the Adjutant General to control and contractually lease the headquarters' building parking facilities, during events at USC's William-Brice Stadium, to a state chartered and federally recognized 501(c)(4) tax exempt agency employee's association which may then sub-lease individual parking spaces. Requires the agency to receive at least 33% of the gross profits from the contractual agreement; to retain the funds; but prohibits them from being used for employee perquisites.

**WMC:** AMEND proviso to delete references to the State Military Department's headquarters building and grounds and instead authorize the Adjutant General to execute agreements pertaining to event parking related services, sub-leases or licenses or other appropriate subject in order to generate revenue from parking areas near Williams-Brice Stadium. Require the agreements contain either event coverage, general liability coverage or similar coverage suitable to the Adjutant General. *Conforms to consolidation of provisos 100.5 (Armory Rental Program);*

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*100.8 (Retention of Lease Property Revenue); and 100.12 (Parking Lot Revenues-Columbia Armory, Buildings and Grounds).* Requested by the Adjutant General.

**100.5 DELETE** (Armory Rental Program) Establishes a statewide armory rental program to recoup costs associated with the use of armories by state agencies and non-Guard organizations at a uniform cost. Authorizes the funds to be retained and expended for armory maintenance and operations.

**WMC:** DELETE proviso. *Merged into amended Proviso 100.2 (Use of Agency Property and Revenue Collections).* Requested by the Adjutant General.

**100.8 DELETE** (Retention of Lease Property Revenue) Authorizes the Adjutant General to lease all real property under the control of the South Carolina Military Department and allows all lease revenue to be retained for armory operations and maintenance.

**WMC:** DELETE proviso. *Merged into amended Proviso 100.2 (Use of Agency Property and Revenue Collections).* Requested by the Adjutant General.

**100.12 DELETE** (Parking Lot Revenues-Columbia Armory, Buildings and Grounds) Allows the Adjutant General to control the contractual lease of the Columbia Armory and its building and grounds parking facilities during events at USC's Williams-Brice Stadium and to retain these funds and use them for the Funeral Caisson, SCMD operations, and matching federal funds and armory maintenance and operations. Prohibit these funds from being used for any other purpose.

**WMC:** DELETE proviso. *Merged into amended Proviso 100.2 (Use of Agency Property and Revenue Collections).* Requested by the Adjutant General.

**100.21 AMEND** (~~2017 Hurricane Irma and 2014 Ice Storm~~ *Natural Disaster* FEMA Match) Authorizes EMD to use existing fund balances to provide the non-federal cost share to state and local government entities for work associated with Hurricane Irma that is eligible under FEMA Public Assistance Program; and prohibits these funds from being used to provide the non-federal cost share to private non-profits. Authorizes EMD to make surplus 2015 Flood disaster non-federal cost share funds available to counties and municipalities with unreimbursed non-federal cost share from 2014 Ice Storm damages and requires counties and municipalities to submit an application for the funds by 7/31/18. Directs EMD to use \$500,000 of existing fund balances to provide grants to non-profit entities, not to exceed \$50,000 per grant; requires non-profits to apply for the grant by 12/1/18; and directs EMD to report grant recipients and amounts to the Chairmen of the Senate Finance and House Ways and Means Committees by 1/15/19.

**WMC:** AMEND proviso to change the title to "Natural Disaster" FEMA Match; add "Hurricane Florence" to the eligible disasters; delete the requirement that \$500,000 be used to provide grants associated with the 2015 flood disaster to non-profit entities and the requirement that the entities submit a grant application. Authorize the \$500,000 to be carried forward and used for the same purpose. Change the reporting date from January 15, "2019" to "2020."

**100.22 ADD** (Authorization to Use Reimbursement Method) **WMC:** ADD new proviso to authorize the Adjutant General to use the "reimbursement method" instead of the "advance methods" for funding Cooperative Agreements. Authorize appropriations to be transferred or shifted to the extent that federal reimbursements are expected within a reasonable amount of time and authorize the Comptroller General to draw warrants for payment. Requested by the Adjutant General.



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**SECTION 102 - E500 - REVENUE AND FISCAL AFFAIRS OFFICE**

**102.3 AMEND** (SC Health & Human Services Data Warehouse) Establishes the South Carolina Health and Human Services Data Warehouse within the Revenue and Fiscal Affairs Office to ensure that health and human services agencies operations may be enhanced by coordination and integration of client information; defines client data; provides guidelines for operation of the data warehouse; and specifies agencies which are required to report client information.

**WMC:** AMEND proviso to change “Department of Administration” to “Department of Children’s Advocacy” and “Office of the Lieutenant Governor, Division on Aging” to “Department on Aging.” *Conforms to creation of both departments per Act 160 of 2018 and Act 261 of 2018, respectively.*

**SECTION 104 - E550 - STATE FISCAL ACCOUNTABILITY AUTHORITY**

**104.4 AMEND** (Insurance Coverage for Aging Entity Authorized) Authorizes the Insurance Reserve Fund to provide insurance coverage for certain local aging entities. Directs that the IRF and the State shall not be liable for any coverage insufficiencies.

**WMC:** AMEND proviso to update fiscal year reference to “2019-20.”

**SECTION 108 - F500 - PUBLIC EMPLOYEE BENEFIT AUTHORITY**

**108.1 AMEND** (Lottery, Infrastructure Bank, and Magistrates Health Insurance) Allows Lottery Commissioners, Transportation Infrastructure Bank Board members, magistrates, if the magistrate’s county participates in the plan, and eligible dependents, to participate in the State Health and Dental Plan upon payment of full premium costs.

**WMC:** AMEND proviso to allow active volunteer firefighters and their dependents who are eligible for the income tax deduction per Section 12-6-1140 [DEDUCTIONS FROM INDIVIDUAL TAXABLE INCOME] to participate in the State Health and Dental Insurance Plan upon paying full premium costs.

**108.15 ADD** (Cafeteria Workers SCRS Opt Out) **WMC:** ADD new proviso to allow new part-time school cafeteria workers to opt out of the South Carolina Retirement System.

**SECTION 109 - R440 - DEPARTMENT OF REVENUE**

**109.13 ADD** (Food Manufacturing Equipment) **WMC:** ADD new proviso to exempt sales and use taxes for clothing and other garments required by Current Good Manufacturing Practices pursuant to Code of Federal Regulations Title 21, Section 111.10 [FOOD AND DRUGS-WHAT REQUIREMENTS APPLY FOR PREVENTING MICROBIAL CONTAMINATION FROM SICK OR INFECTED PERSONNEL AND FOR HYGIENIC PRACTICES?] at perishable prepared food manufacturing facilities defined by the North American Industry Classification System and Section 110.11 [PERSONNEL] for persons working in direct contact to protect against contamination of food at such facilities.

**SECTION 110 - R520 - STATE ETHICS COMMISSION**

**110.1 DELETE** (Ethics Commission Website Changes) Requires the Ethics Commission, prior to approving or adopting changes to their Public Disclosure and Accountability Reporting System,

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to submit the proposed changes to the Senate and House Ethics Committees for their review and approval. Authorizes the General Assembly through its respective Ethics Committees to submit suggested changes to any proposed agreement or contract relating to the reporting system and requires the Ethics Commission to incorporate those suggestions into any contractual negotiation.  
**WMC:** DELETE proviso. Requested by State Ethics Commission.

**SECTION 112 - V040 - DEBT SERVICE**

**112.1 AMEND** (Excess Debt Service) Provides for the expenditure of excess FY 2017-18 debt service funds in FY 2018-19.

**WMC:** AMEND proviso to delete the transfer of \$54,078,993 to SLED for the forensic laboratory building and necessary amounts for non-recurring revenue appropriations. Direct the State Treasurer to transfer the following amounts from debt service funds that exceeds the principal and interest due in the current fiscal year: \$85,000,000 to the Department of Commerce for the Rural School District and Economic Development Closing Fund and \$50,000,000 to SDE for school district capital improvements. Amend to update fiscal year reference to "2019-20." Direct that if excess debt service is less than \$135,000,000 the Rural School District and Economic Development Closing Fund shall be reduced accordingly.

**112.2 AMEND** (Ports Authority Loan) Directs the State Treasurer to transfer to the General Fund as a loan to the State Ports Authority up to \$50 million of excess debt service from funds appropriated for General Obligation Bonds which exceed the principal and interest due in the current fiscal year to assist with the Charleston Harbor Deepening Project. Directs the State Ports Authority to reimburse the General Fund the loan amount plus accrued interest for the period during which the loan remains outstanding.

**WMC:** AMEND proviso to delete loan origination language. Direct the State Ports Authority to reimburse the General Fund according to the original directives in this proviso using the federal government's share of the "Charleston Harbor Deepening Project."

**SECTION 113 - X220 - AID TO SUBDIVISIONS, STATE TREASURER**

**113.2 AMEND** (Quarterly Distributions) Provides for the quarterly distribution of Aid to Subdivisions Local Government Fund.

**WMC:** AMEND proviso to update fiscal year references to "2019-20."

**113.5 AMEND** (LGF) Suspends Sections 6-27-30 [FUNDING OF LOCAL GOVERNMENT FUND FROM GENERAL FUND REVENUES] and 6-27-50 [RESTRICTIONS ON AMENDMENT OR REPEAL OF CHAPTER] for Fiscal Year 2018-19.

**WMC:** AMEND proviso to update fiscal year reference to "2019-20."

**113.7 AMEND** (Political Subdivision Flexibility) Authorizes political subdivisions that receive Local Government Fund monies to reduce the amount of support they provide to any state mandated program or requirement up to the percentage their Local Government Fund appropriation has been reduced compared to the amount required to be funded by law, but excludes the court system and assessment for indigent medical care from the reductions.

**WMC:** AMEND proviso to update fiscal year reference to "2019-20."

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**SECTION 117 - X900 - GENERAL PROVISIONS**

- 117.2** **AMEND** (Appropriations From Funds) Directs that funds appropriated from the General Fund, EIA Fund, Highways and Public Transportation Fund and other applicable funds are to meet the ordinary expenses of the State for FY 2018-19.  
**WMC:** AMEND proviso to update fiscal year reference from “2018-19” to “2019-20.”
- 117.3** **AMEND** (Fiscal Year Definitions) Defines current and prior fiscal year time frames.  
**WMC:** AMEND proviso to update fiscal year references from “2018” to “2019;” “2019” to “2020;” and “2017” to “2018.”
- 117.15** **AMEND** (Allowance for Residences & Compensation Restrictions) Authorizes specific positions to occupy agency-owned residences without charge and provides compensation guidelines.  
**WMC:** AMEND proviso to replace “game” with “wildlife” and include “area” personnel. Amend to replace “Fort Johnson Superintendent” with “Heritage Trust Personnel.”
- 117.20** **AMEND** (Travel - Subsistence Expenses & Mileage) Provides guidelines for travel and subsistence expenses for state employees.  
**WMC:** AMEND proviso to change the following reimbursements: (A) meals for state employees when traveling within the state from “\$25” to “\$35” and when traveling outside the state from “\$32” to “\$50” per day; (D) subsistence expenses for non-legislative members of committees who are not state employees from “\$35” to “\$42” per day; (F) subsistence expenses for a Supreme Court Justice or Court of Appeals Judge when traveling on official business within 50 miles outside the county of his residence from “\$35” to “\$42” per day; (G) subsistence expenses for a Circuit, Family Court, or Administrative Law Judge when traveling on official business outside the county, within 50 miles of his residence from “\$35” to “\$42” per day; and (H) subsistence expenses for Workers’ Compensation Commission members when traveling on official business outside the county of his residence from “\$35” to “\$42” per day.
- 117.62** **AMEND** (Prosecutors and Defenders Public Service Incentive Program) Directs the Attorney General’s Office, the Prosecution Coordination Commission, and the Commission on Indigent Defense, in consultation with the S.C. Student Loan Corporation and CHE, to develop and implement a Prosecutors and Defenders Public Service Incentive Program for attorneys employed by the Attorney General’s Office, the Prosecution Coordination Commission, the Commission on Indigent Defense, a Circuit Solicitor’s Office or a county Public Defender’s Office. Provides program guidelines and reporting requirements.  
**WMC:** AMEND proviso to replace “Prosecution Coordination Commission” with “Commission on Prosecution Coordination.” Delete requirement to consult with S.C. Student Loan Corporation and CHE. Replace “county” with “Circuit” Public Defender’s Office. Update reporting deadline from “September” to “April.”
- 117.66** **DELETE** (Sexually Violent Predator Program) Directs that after DMH obtains project approvals, the Department of Corrections may use inmate labor to construct additional treatment space and staff offices for the Edisto Unit at the Broad River Correctional Institution, which

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houses the DMH's Sexually Violent Predator Treatment Program. Authorizes the Department of Corrections to exceed the \$350,000 limit on projects.

**WMC:** DELETE proviso. Requested by Department of Mental Health.

**117.71 AMEND** (Printed Report Requirements) Directs that for Fiscal Year 2018-19, certain state agencies and higher education institutions shall not be required to submit printed reports and shall only submit the reports electronically and waives the submission of certain reports. Authorizes DOT to combine their Annual Report and Mass Transit Report into their Annual Accountability Report.

**WMC:** AMEND proviso to update fiscal year references to "2019-20."

**117.85 AMEND** (Joint Children's Committee) Directs DOR to reduce the rate of interest paid on eligible refunds by one percentage point and to transfer \$300,000 of the resulting revenue to the Senate for the Joint Citizens and Legislative Committee on Children. Directs that this reduction rate is in addition to the reduction authorized in Proviso 93.5.

**WMC:** AMEND proviso to change Proviso 93.5 to Proviso 41.2. *Proviso 93.5 was moved from DOA to the new Department of Children's Advocacy created by Act 160 of 2018.*

**117.104 AMEND** (State Ports Authority Property) Directs that if the Authority has not sold its real property on Daniel Island, with certain exceptions, by June 30, 2019, it must transfer the property to the Department of Administration.

**WMC:** AMEND proviso to change "2019" to "2020."

**117.112 AMEND** (Employee Compensation) Provides a plan to distribute employee pay increases for FY 2018-19 in the amount of 0%. Directs EBO to review Executive Branch agencies in FY 2018-19 to determine whether their budgets warrant an increase in other fund authorization due to the 0% pay raise and if so, to work with the Comptroller General to increase the authorization for the affected agencies. Directs allocations associated with the increases for retirement employer contributions be based on the rate of the retirement system in which employees participate. Authorizes the use of excess funding for statewide employer contributions for other statewide purposes and allows the funds to be carried forward.

**WMC:** AMEND proviso to change the amount of the increase from "zero" to "two" percent and direct that institutions of higher education and technical colleges employees that earn a base salary of \$100,000 or more are not eligible for the increase. Change references to the "Lieutenant Governor's Office" to the "Department on Aging."

**117.125 AMEND** (BabyNet) Directs EBO to conduct an inventory of all BabyNet related spending and submit it to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by July 15, 2018. Directs affected agencies to provide such information upon request so that the first recommendation contained in the "2011" LAC audit report may be implemented.

**WMC:** AMEND proviso to update calendar year reference from "2018" to "2019." Requested by Department of Health and Human Services.

**117.126 AMEND** (South Carolina Telemedicine Network) Directs the MUSC Hospital Authority and the Department of Health and Human Services to continue to develop the SC Statewide Telemedicine Network and directs the authority to publish a summary progress report on the

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telemedicine transformation and submit it to the Governor and General Assembly by April 1, 2019.

**WMC:** AMEND proviso to delete the required summary progress report and instead direct DHHS and PEBA to review federal additions to telehealth coverage established under specific federal legislation and by October 1, 2019, to each submit a report to the Governor and to the Chairmen of the Senate Finance and House Ways and Means Committees on how they intend to broaden their service-based coverage to align with the federal changes and to improve sustainability of telehealth services.

**117.128 AMEND** (Catastrophic Weather Event) Directs (A) that improvements to real or personal property used as a residence, such as a mobile home or manufactured housing unit, resulting from damage caused by the catastrophic weather event in October 2015 or Hurricane Matthew of 2016, made after the event and before June 30, 2019, is not considered an improvement and does not require a re-appraisal under certain funding conditions; and (B) directs that for the current fiscal year an eligible property's tax value shall remain the same unless an assessable transfer of interest occurs.

**WMC:** AMEND proviso to add Hurricane Florence of 2018 to the eligible events and update June 30, "2019" to "2020." Requested by Department of Administration.

**117.131 AMEND** (SCRS & PORS Trust Fund) Directs that the funds allocated to PEBA for the SCRS or PORS Trust Funds be credited toward contributions due from participating employers in those systems for FY 2018-19; directs that no credits shall be issued for covered employees of special purpose districts, joint authorities, non-profits, hospitals, participating associations or service organizations as defined in Section 9-1-10(11)(e) [RETIREMENT SYSTEMS DEFINITIONS], and state employees whose salaries are paid with federal funds. Directs that the SC Ports Authority, the SC Public Service Authority, and the Medical University Hospital Authority are excluded from this prohibition. Directs PEBA to collaborate with EBO and RFA to determine the amount of credit exclusion for federally funded state employees.

**WMC:** AMEND proviso to update fiscal year reference from "2018-19" to "2019-20."

**117.133 AMEND** (Opioid Abuse Prevention and Treatment Plan) Directs DAODAS and DHHS to establish a coalition of state agencies, providers, and other related entities to coordinate opioid abuse prevention and treatment services throughout the state.

**WMC:** AMEND proviso, item (B), to delete the waiver application directive. Amend item (C) to delete reference to the "2018 pilot" and include Act 264 of 2018 [APPROPRIATIONS BILL]. Add new item (D) to direct DHHS, in consultation with DAODAS, to identify at least one county that has a disproportionately high number and incidence of opioid-related overdoses and deaths and provide up to \$500,000 to develop a local continuum of substance and behavioral health service coordination within the target county and across the region. Amend item (H) to update calendar year reference pertaining to the required progress report from January 31, "2019" to "2020."

**117.139 DELETE** (State Flag Study Committee) Creates a state flag study committee charged with proposing an official and uniform design for the state flag which is historically accurate. Provides the composition of the study committee. Direct the committee to provide a report to the General Assembly by February 1, 2019.

**WMC:** DELETE proviso.

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- 117.141 AMEND** (Public Service Authority Evaluation and Recommendation Committee) Creates the Public Service Authority Evaluation and Recommendation Committee; provides for the composition of the committee; directs the committee to evaluate certain objectives, including the best way to protect ratepayers and taxpayers in regard to Santee Cooper and whether to sell Santee Cooper and/or any of its assets. Directs the committee to make recommendations to the General Assembly as soon as practicable.  
**WMC:** AMEND proviso to delete the creation of the committee and instead direct that for FY 19-20 the committee established by proviso 117.162 of Act 264 of 2018 shall continue to evaluate its objectives and to make recommendation to the General Assembly as soon as practicable.
- 117.147 ADD** (Transfer Student Credits) **WMC:** ADD new proviso to direct the State Board for Technical and Comprehensive Education, Commission on Higher Education and public institutions of higher learning develop policies by October 31, 2019, to guarantee students with a two-year associate degree receive a minimum of sixty transfer credit hours and junior status at a public four-year college or university. Direct implementation of these provisions beginning January 1, 2020.
- 117.148 ADD** (Adult Education Transfer Report) **WMC:** ADD new proviso to direct the State Board for Technical and Comprehensive Education and the State Board of Education to provide a report to the General Assembly by February 1, 2020 that outlines how to transfer adult basic and secondary education from the State Board of Education to the State Board for Tec and Comp Ed and how to use the Career and Technology Centers owned and operated by local school districts and technical college facilities to provide improved and updated career and technical education. Direct that specific information be included in the report.
- 117.149 ADD** (Georgetown County Boat Ramps) **WMC:** ADD new proviso to direct DOT to transfer to DNR the remaining funds from the \$150,000 originally appropriated in Proviso 118.17 (B), item 43(f) of the 2013 Appropriations Act for the Sandy Island Boat Ramp. Direct DNR to credit the transfer to the Water Recreation Resource fund for use in Georgetown County and exempt the amount from being considered part of the annual allocation formula. Requested by Department of Natural Resources.
- 117.150 ADD** (Lake Marion Navigation Enhancement Feasibility Study) **WMC:** ADD new proviso to direct DNR and the Public Service Authority to study the feasibility of enhancing navigation in portions of Lake Marion between the Santee Dam and I-95 Bridge. Direct DNR to work with the Public Service Authority to pursue a plan through the Army Corps of Engineers to conduct a public process to engage stakeholder interests. Direct the Public Service Authority to collect information from prospective contractors to determine whether a cost-neutral market exists for vertical timber.
- 117.151 ADD** (Legal Funding Transactions) **WMC:** ADD new proviso to direct Consumer Affairs to suspend and stop investigations and enforcement resulting from Administrative Interpretation 3.104,106-1403 [LEGAL/LITIGATION FUNDING TRANSACTIONS] until the General Assembly addresses this issue.
- 117.152 ADD** (CDBG-DR Flexibility) **WMC:** ADD new proviso to direct the Department of Commerce to transfer to DOA any funds that remain from a 2017 appropriation for 2015 - Non-CDBG -

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Disaster Recovery and direct DOA to use the funds for any disaster recovery program. Requested by Department of Administration.

**117.153 ADD** (Secure Area Duty Officers Program) **WMC:** ADD new proviso to authorize the Adjutant General, SLED, and other law enforcement authorities to conduct security-related activities as prescribed by Executive Order 2015-18 (Secure Area Duty Officers Program), or verbal or written directive from the Governor. Direct that these activities shall be considered state or federal training for purposes of emergency preparedness. Authorize these agencies to spend state and federal funds to support the program. Requested by the Adjutant General.

**117.154 ADD** (DSS Study Committee) **WMC:** ADD new proviso to establish a committee to study the structural organization and core mission of DSS and include a determination on whether specific operations should more appropriately be located at a different agency; whether DSS is performing services outside their mission or not performing services within their mission. Direct that findings and recommendations be submitted by January 14, 2020 to the Chairmen of the Senate Finance and House Ways and Means Committees and the Governor.

**117.155 ADD** (Higher Education Tuition Mitigation) **WMC:** ADD new proviso to state that specific recurring funds have been appropriated in Part IA to institutions of higher education to mitigate tuition and mandatory fee increases. Require institutions, in order to retain these funds, to certify to CHE by August 1, 2019 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 2019-20 academic year. Direct CHE to develop a certification process and require any institution that is unable to provide the certification to remit their recurring allocation listed in this provision to the General Fund by September 1, 2019. Direct CHE, by October 1, 2019 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 direct EBO to reduce the recurring appropriation for non-compliant institutions.

**117.156 ADD** (Denmark Tech Study Committee and Transfer) **WMC:** ADD new proviso to suspend Sections 59-53-600 through 59-53-640 [DENMARK TECHNICAL COLLEGE AREA COMMISSION] effective July 1, 2019 and direct that Denmark Technical College shall no longer operate as a technical college within the SC Technical College System. Direct that all main campus physical assets be transferred to SDE. Direct the State Board for Tech and Comp Ed to transfer \$2,900,000 of specific funds appropriated in prior Acts to SDE. Provide for the transfer of students enrolled at Denmark Tech for the 2018-19 academic year and direct which technical college will serve students in the affected counties who are enrolling for the first time in the 2019-20 academic year. Direct that a study committee be established to develop a plan to determine the feasibility of transforming Denmark Tech from a technical college to its original mission of an area trade school; provide for the composition of the study committee; require findings and recommendations be submitted by October 1, 2019 to the Senate Finance and House Ways and Means Committees, SDE, and the State Board for Tech and Comp Ed. Authorize SDE, based on the findings, to use their funds and the transferred funds to implement the plan to serve the residents of Bamberg, Barnwell, and Allendale Counties on the current site of Denmark Tech.

**117.157 ADD** (Magistrates and Masters-In-Equity Compensation) **WMC:** ADD new proviso to direct that notwithstanding the pay plan proviso, the salary for each magistrate and master-in-equity

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must be calculated using the same schedule and circuit judge salary that was in effect in FY 2018-19.

- 117.158 ADD** (Voting System Funds Transfer) **WMC:** ADD new proviso to direct the Election Commission to transfer to DOA any funds, excluding federal funds, appropriated to the commission for the purchase of a new statewide voting system or refurbishment of the current system. Direct DOA to hold these funds as well as funds appropriated to them for this purpose in a separate account. Direct that funds available to the commission or the department shall be used in FY 2019-20 to purchase a new statewide voting system.

**SECTION 118 - X910 - STATEWIDE REVENUE**

- 118.1 AMEND** (Year End Cutoff) Directs year-end expenditure deadlines.  
**WMC:** AMEND proviso to update calendar year reference to “2020” and change July “12, 2019” to “14, 2020.” Requested by the Comptroller General.
- 118.2 AMEND** (Titling of Real Property) Provides for the establishment of a comprehensive central property and office facility management process to plan for the needs of state government agencies. Directs DOA to identify all state owned properties and directs that the title of any property held or acquired by a state agency or department shall be titled in the name of the state under the control of DOA, with certain exceptions. Directs DOA to provide SDE funds equal to the amount realized from the sale of the Greenville Halton Road Bus Shop property for school bus maintenance shop relocations, construction, and shop equipment.  
**WMC:** AMEND proviso to exempt property under DNR ownership and control based on the adopted language of the SC Budget and Control Board meeting on March 21, 2006. *The B&C Board adopted a policy that exempts specific categories of property pertaining to this provision.* Requested by Department of Natural Resources.
- 118.9 AMEND** (Tax Relief Reserve Fund) Creates the Tax Relief Reserve Fund; directs that accrued interest remain in the fund; and directs the State Treasurer, on December 31, 2018, to transfer from the General Fund any funds identified in this act designated for the Tax Relief Reserve Fund. Directs that the fund may only be used to provide tax relief to businesses and individuals as provided by law and authorizes these funds to be retained, carried forward, and used for the same purpose.  
**WMC:** AMEND proviso to update calendar year reference from “2018” to “2019.”
- 118.11 AMEND** (Tobacco Settlement) Directs expenditure of Tobacco Master Settlement Agreement (MSA) funds for the current fiscal year. Suspends the requirements of Section 11-11-170 [USE OF REVENUES PAYABLE PURSUANT TO MASTER SETTLEMENT AGREEMENT] for the current fiscal year. Directs that the remaining balance be transferred to a restricted account authorized solely for use by DHHS for the Medicaid program. Requires fund earnings to be credited to the fund and authorizes balances to be carried forward and used for the same purpose.  
**WMC:** AMEND proviso to require the Attorney General’s office maintain a \$1,253,000 balance in a fund for future tobacco arbitration; allow funds above this amount to be used for information technology expenses and building infrastructure upgrades; and authorize these funds to be carried forward and used for the same purpose.



**SUMMARY OF PROVISO CHANGES FOR FY 2019-2020  
AS RECOMMENDED BY  
THE HOUSE WAYS AND MEANS COMMITTEE**

- 118.13 DELETE** (Nonrecurring Revenue) Appropriates non-recurring revenue to various agencies for Fiscal Year 2018-19, generated from specific sources.  
**WMC:** DELETE proviso.
- 118.14 ADD** (Non-recurring Litigation Recovery Revenue) **WMC:** ADD new proviso to direct that if funds are recovered or awarded through litigation managed by the State other than the Attorney General, or if a state tax audit results in a collection, any non-recurring funds received above \$25,000,000 that would have been credited to the General Fund shall be credited to the Litigation Recovery Account and be expended in the manner prescribed by law.
- 118.15 ADD** (Taxpayer Rebate) **WMC:** ADD new proviso provide for a one-time taxpayer rebate of up to \$50 per taxpayer if excess FY 2018-19 unobligated general revenue as certified by the BEA become available due to increased income tax collections resulting from the October 24, 2018 Mega Millions lottery ticket redemption. Direct that those funds combined with funds appropriated for a taxpayer rebate must be used to provide the one-time rebate.
- 118.16 ADD** (Nonrecurring Revenue) **WMC:** ADD new proviso to (A) appropriate non-recurring revenue for FY 2019-20 generated from FY 2017-18 Contingency Reserve Fund and projected FY 2018-19 Unobligated General Fund Revenue as certified by the BEA; (B) appropriate funds to various agencies for specific purposes; add item 6.1 to direct that of the \$1,000,000 appropriated to PRT for Coastal Tourism Advertising, \$800,000 shall be used to help increase travel to coastal regions and mitigate loss of tourism business caused by catastrophic weather events and \$200,000 shall be distributed to Coastal South Carolina USA to increase international travel to the state; add item 8.1 to direct that if the \$37,065,450 appropriated to DMH for Certification of State Match - VA Nursing Homes, along with available existing agency funds, are not sufficient to cover the total cost of the project, DMH must remit the funds back to the General Fund; and (C) authorize unexpended funds to be carried forward and spent for the same purpose.