

**SUMMARY OF PROVISO CHANGES FOR FY 2022-2023  
AS RECOMMENDED BY  
THE HOUSE WAYS AND MEANS COMMITTEE**

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

**1.3**     **AMEND** (SDE: State Aid Classrooms) States the General Assembly's intent to fully implement the EFA via the State Aid to Classrooms allocation and provide for the allocation of those funds. Updates the average per pupil funding projections and the estimated teacher salary schedule. 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 delete the intent to implement the EFA via State Aid to Classrooms allocation. Updates the total pupil count and funding per pupil. Updates the State Minimum Teacher Salary Schedule. Provides a calculation to determine allocation of funds based on the total number of weighted pupil units. Provides flexibility to each district to expend the funds. Directs the department to annually document the expenditure of funds by each district. Directs the State Auditor to select a vendor to review each district's annual audit and requires the audit to be posted on the district's website. Update the weights for student's with disabilities. Directs that up to 10 percent of funds appropriated may be carried forward and be allocated to districts, the South Carolina Public Charter School District, and institutions of higher education that authorize charter schools. Directs that unexpended funds shall revert to the general fund or EIA Fund.

~~1.3. (SDE: State Aid to Classrooms) To the extent possible within available funds, it is the intent of the General Assembly to provide for one hundred percent of full implementation of the Education Finance Act via an allocation from the State Aid to Classrooms appropriation. The funds appropriated for State Aid to Classrooms shall be allocated as follows: 63.60 percent must be allocated based on the Education Finance Act formula and the differentiated student weightings in this act; 28.62 percent must be allocated based on the manner of distribution of EFA employer contributions in the prior fiscal year; and 7.79 percent must be allocated to fully implement the State Minimum Teacher Salary Schedule with a minimum starting teacher salary of \$36,000. The department is authorized to adjust the percentage allocation related to EFA employer contributions to accommodate for the disbursement of the state retirement funds and any other related employee allocation sent to districts. For the current fiscal year, the total pupil count is projected to be ~~764,037~~ 761,855, which includes traditional school districts, charter school authorizers, and the special school districts. For the current fiscal year, the total pupil count for traditional school districts is projected to be 714,073, the total pupil count for the charter authorizers is projected to be 47,061, and the total pupil count for the special districts is projected to be 721. These funds represent an average per pupil of ~~\$3,887~~ \$4,834 in State Aid to Classrooms. The average per pupil funding is projected to be ~~\$6,902~~ \$7,629 state, ~~\$1,202~~ \$1,274 federal, and ~~\$7,423~~ \$7,859 local. This is an average total funding level of ~~\$15,527~~ \$16,762 excluding revenues of local bond issues. It is the intent of the General Assembly that the consolidation of the Education Finance Act and Education Finance Act - Employer Contributions appropriations, and the subsequent allocation of the State Aid to Classrooms appropriation back to these categories, should not significantly alter the application of funding formulas or maintenance of effort requirements referencing the Education Finance Act and Education Finance Act - Employer Contributions.~~

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The funds allocated from State Aid to Classrooms for implementing the revised State Minimum Teacher Salary Schedule shall be distributed to school districts using the EIA Teacher Salary Supplement methodology. The resulting estimated teacher salary schedule is as follows:

YRS EXP	CLASS 8	CLASS 7	CLASS 1	CLASS 2	CLASS 3
	DR DEGREE	MASTERS DEGREE	MASTERS DEGREE	BACHELORS DEGREE	BACHELORS DEGREE
		+30 HRS		+18 HRS	
0	48,076	44,576	41,076	37,576	36,000
	2.12%	2.29%	2.50%	2.73%	2.86%
1	48,593	44,813	41,377	37,838	36,119
	2.10%	2.28%	2.48%	2.71%	2.85%
2	48,924	44,888	41,525	37,994	36,313
	2.09%	2.28%	2.47%	2.70%	2.83%
3	49,236	44,957	41,664	38,107	36,462
	2.07%	2.27%	2.46%	2.69%	2.82%
4	49,578	45,058	41,831	38,280	36,667
	2.06%	2.27%	2.45%	2.68%	2.80%
5	49,870	45,125	41,962	38,388	36,806
	2.05%	2.27%	2.44%	2.67%	2.79%
6	51,134	46,074	42,911	39,273	37,691
	1.99%	2.22%	2.39%	2.61%	2.73%
7	52,400	47,022	43,859	40,127	38,546
	1.95%	2.17%	2.33%	2.56%	2.66%
8	53,665	47,972	44,808	41,012	39,431
	1.90%	2.13%	2.28%	2.50%	2.60%
9	54,930	48,921	45,757	41,867	40,285
	1.85%	2.09%	2.23%	2.45%	2.55%
10	56,196	49,870	46,707	42,753	41,171
	1.81%	2.05%	2.19%	2.40%	2.49%
11	57,461	50,818	47,655	43,607	42,025
	1.77%	2.01%	2.14%	2.35%	2.44%
12	58,726	51,768	48,604	44,492	42,911
	1.73%	1.97%	2.10%	2.30%	2.39%
13	59,991	52,716	49,553	45,346	43,765
	1.70%	1.93%	2.06%	2.25%	2.34%
14	61,256	53,665	50,502	46,233	44,650
	1.66%	1.90%	2.02%	2.21%	2.29%
15	62,522	54,614	51,450	47,087	45,504
	1.63%	1.87%	1.98%	2.17%	2.25%
16	63,787	55,563	52,400	47,972	46,390
	1.59%	1.83%	1.95%	2.13%	2.20%
17	65,052	56,511	53,348	48,825	47,244
	1.56%	1.80%	1.91%	2.09%	2.16%
18	65,693	57,066	53,873	49,305	47,706
	1.55%	1.78%	1.89%	2.07%	2.14%
19	66,339	57,628	54,401	49,787	48,173
	1.53%	1.77%	1.87%	2.05%	2.12%

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<del>20</del>	<del>66,993</del>	<del>58,194</del>	<del>54,935</del>	<del>50,275</del>	<del>48,646</del>
	<del>1.52%</del>	<del>1.75%</del>	<del>4.0%</del>	<del>4.0%</del>	<del>4.0%</del>
<del>21</del>	<del>67,654</del>	<del>58,766</del>	<del>55,474</del>	<del>50,767</del>	<del>49,122</del>
	<del>1.50%</del>	<del>1.73%</del>	<del>1.84%</del>	<del>2.01%</del>	<del>2.08%</del>
<del>22</del>	<del>68,320</del>	<del>59,343</del>	<del>56,019</del>	<del>51,264</del>	<del>49,603</del>
	<del>1.49%</del>	<del>1.71%</del>	<del>1.82%</del>	<del>1.99%</del>	<del>2.06%</del>
<del>23</del>	<del>68,993</del>	<del>59,927</del>	<del>56,570</del>	<del>51,768</del>	<del>50,089</del>
	<del>1.47%</del>	<del>1.70%</del>	<del>1.80%</del>	<del>1.97%</del>	<del>2.04%</del>

*The State Minimum Teacher Salary Schedule for the current fiscal year is as follows:*

<u>YRS</u> <u>EXP</u>	<u>CLASS 8</u>	<u>CLASS 7</u>	<u>CLASS 1</u>	<u>CLASS 2</u>	<u>CLASS 3</u>
	<u>DR</u> <u>DEGREE</u>	<u>MASTERS</u> <u>DEGREE</u>	<u>MASTERS</u> <u>DEGREE</u>	<u>BACHELORS</u> <u>DEGREE</u>	<u>BACHELORS</u> <u>DEGREE</u>
		<u>+30 HRS</u>		<u>+18 HRS</u>	
0	52,076	48,576	45,076	41,576	40,000
	8.32%	8.97%	9.74%	10.65%	11.11%
1	52,593	48,813	45,377	41,838	40,119
	8.23%	8.93%	9.67%	10.57%	11.08%
2	52,924	48,888	45,525	41,994	40,313
	8.18%	8.91%	9.63%	10.53%	11.01%
3	53,236	48,957	45,664	42,107	40,462
	8.12%	8.90%	9.60%	10.50%	10.97%
4	53,578	49,058	45,831	42,280	40,667
	8.07%	8.88%	9.56%	10.45%	10.91%
5	53,870	49,125	45,962	42,388	40,806
	8.02%	8.86%	9.53%	10.42%	10.87%
6	55,134	50,074	46,911	43,273	41,691
	7.82%	8.68%	9.32%	10.19%	10.61%
7	56,400	51,022	47,859	44,127	42,546
	7.63%	8.51%	9.12%	9.97%	10.38%
8	57,665	51,971	48,808	45,012	43,431
	7.45%	8.34%	8.93%	9.75%	10.15%
9	58,930	52,921	49,757	45,866	44,285
	7.28%	8.18%	8.74%	9.55%	9.93%
10	60,196	53,870	50,707	46,753	45,171
	7.12%	8.02%	8.56%	9.36%	9.71%
11	61,460	54,818	51,655	47,606	46,024
	6.96%	7.87%	8.39%	9.17%	9.52%
12	62,726	55,767	52,604	48,492	46,911
	6.81%	7.73%	8.23%	8.99%	9.32%
13	63,991	56,716	53,553	49,346	47,765
	6.67%	7.59%	8.07%	8.82%	9.14%
14	65,256	57,665	54,501	50,232	48,650
	6.53%	7.45%	7.92%	8.65%	8.96%
15	66,522	58,614	55,451	51,086	49,504
	6.40%	7.32%	7.77%	8.50%	8.79%
16	67,787	59,563	56,400	51,971	50,390
	6.27%	7.20%	7.63%	8.34%	8.62%

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17	69,052	60,511	57,348	52,825	51,244
	6.15%	7.08%	7.50%	8.19%	8.47%
18	69,693	61,067	57,872	53,304	51,706
	6.09%	7.01%	7.43%	8.11%	8.39%
19	70,339	61,628	58,401	53,787	52,173
	6.03%	6.94%	7.35%	8.03%	8.30%
20	70,993	62,194	58,935	54,275	52,646
	5.97%	6.87%	7.28%	7.96%	8.22%
21	71,653	62,765	59,474	54,767	53,121
	5.91%	6.81%	7.21%	7.88%	8.14%
22	72,320	63,343	60,019	55,264	53,603
	5.85%	6.74%	7.14%	7.80%	8.06%
23	72,993	63,927	60,570	55,767	54,089
	5.80%	6.67%	7.07%	7.73%	7.98%

As further used in this act, references to the Education Finance Act or EFA funds shall be interpreted to mean the ~~63.60~~ percent of funds appropriated for State Aid to Classrooms and allocated for the Education Finance Act and, where appropriate, the ~~28.62~~ percent of State Aid to Classrooms allocated for Education Finance Act Employer Contributions.

For the purpose of maintaining consistency when calculating maintenance of effort, references to the base student cost shall be interpreted as the base student cost resulting from the ~~63.60~~ percent of funds appropriated for State Aid to Classrooms and allocated for the Education Finance Act and, where appropriate, the ~~28.62~~ percent of State Aid to Classrooms allocated for Education Finance Act Employer Contributions, and other any other items normally included in the base student cost calculation.

— For the purpose of maintaining consistency when calculating the Base Student Cost, the base student cost calculation shall include funds from State Aid to Classrooms consisting of the ~~63.60%~~ of funds appropriated for State Aid to Classrooms allocated based on the Education Finance Act formula and the ~~7.79%~~ that are allocated to fully implement the State Minimum Teacher Salary Schedule.

*For the current fiscal year, the funds appropriated for State Aid to Classrooms represent the State's contribution to the Aid to Classrooms program for direct instruction of students in kindergarten through grade twelve in our state, which is seventy-five percent of the total cost of having a statewide student-teacher ratio of 11.2 students per teacher. The salary cost is based on a teacher having a master's degree and twelve years of experience, which equates to \$52,604 on the statewide minimum salary schedule for the current fiscal year. The total teacher cost is \$69,153 including fringe benefits. The state minimum salary schedule for Teacher Salaries includes those teachers eligible pursuant to Section 59-20-50(4)(b), to include classroom teachers, librarians, guidance counselors, psychologists, social workers, occupational and physical therapists, school nurses, orientation/mobility instructors, and audiologists in the school districts of the State.*

*To allocate the funds, the department will calculate the total number of weighted pupil units (WPU) in each school district and in the State. The funds appropriated for State Aid to Classrooms are seventy-five percent of the total Aid to Classrooms program, and the local share is twenty-five percent of the total program. The total Aid to Classrooms for each district is the district's percentage of the total statewide weighted pupils multiplied by the total Aid to Classrooms program. The district's local share is the total local share multiplied by the district's imputed index of taxpaying ability, which is the district's relative fiscal capacity compared to*

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that of all other districts in the State. The State Aid to Classrooms amount allocated to each district will be determined by subtracting the district's local share from the district's total Aid to Classrooms. Each district will receive either the amount determined by this new methodology or the actual state funding received in Fiscal Year 2021-22 from State Aid to Classrooms, EIA - Aid to Districts, EIA - Students at Risk of School Failure, Allocations EIA – Teacher Salaries, Allocations EIA – Employer Contributions, and EIA - South Carolina Public Charter Schools.

To provide flexibility, each district may expend the funds as determined by the local school board of trustees to meet the educational needs of students as defined in Section 59-1-50, Chapter 18, Title 59, and as delineated in a child's Individualized Education Program (IEP). Pursuant to Section 59-20-80, each school board of trustees must make available by September first of each fiscal year its annual budget that includes state, local, and federal investments in education. The budget must be available on the district's website. The department, in collaboration with local school districts, will provide a template that each district must use in reporting its budget.

To provide transparency, the Department of Education will document annually, through an online financial dashboard, the expenditure of all state, local, and federal funds by each district in compliance with federal and state laws. To ensure that the public reporting meets the needs of educators, parents, citizens, and policymakers, the department will convene a group of educators, parents, citizens, and policymakers to approve the design of the dashboard. District expenditures for the prior fiscal year must be published on the department's website for public disclosure by January 1.

To ensure accountability, each district's annual audit that is submitted to the Department of Education pursuant to Section 59-17-100 must be conducted using a vendor from an approved list provided by the State Auditor. The State Auditor will develop standards and criteria for determining qualifying vendors. Each district's annual audit must be available on the district's website.

For the current fiscal year the South Carolina Public Charter School District and any institution of higher education sponsoring a public charter school shall receive and distribute state EFA funds to the charter school as determined by one hundred percent of the current year's base student cost, as funded by the General Assembly multiplied by the weighted pupils enrolled in the charter school, which must be subject to adjustment for student attendance. Students enrolled in charter schools authorized by the South Carolina Public Charter School District or an institution of higher education will receive in addition to the base weight of 1.00 or in addition to the disability weight of 2.60 an additional weight based upon the type of charter school that they attend. These additional funds must support the provision of educational services for children served by a charter school that does not receive local revenues. These students are also eligible to receive additional weights for personalized instruction. The department will make any necessary adjustments to account for the state share for Charter and Special Districts.

The Revenue and Fiscal Affairs Office, must post in a prominent place on their website for each school district projections, including the per pupil state, federal and local revenues, excluding revenues of local bond issues, for the current fiscal year. Also, as soon as practicable, upon determining the exact numbers regarding pupil count and funding, the Revenue and Fiscal Affairs Office, shall also post on their website the one hundred thirty-five day average daily membership for each school district and per pupil state, federal and local revenues, excluding revenues of local bond issues, based on the most recent audited financial statement as reported annually pursuant to Section 59-17-100. The Department of Education and the Education Oversight Committee shall provide in a prominent place on their internet websites a link to the

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information posted by the Revenue and Fiscal Affairs Office, including the projected numbers and the exact numbers.

For the current fiscal year, the pupil classification weightings are as follows:

- (1) K-12 pupils or base students including homebound students 1.00  
Students served in licensed residential treatment facilities (RTFs) for children and adolescents as defined under Section 44-7-130 of the 1976 Code shall receive a weighting of 2.10.
- (2) Weights for students with disabilities ~~as prescribed in Section 59-20-40(1)(c) Special Programs as documented by their Individualized Education Plan (IEP)~~ 2.60
- (3) ~~Precareer and Career Technology~~ 1.29  
*Charter school students*  
*(a) Enrolled in brick and mortar school* 1.25  
*(b) Enrolled in virtual charter school* 0.65
- (4) Additional weights for personalized instruction:
  - (a) Gifted and Talented 0.15
  - (b) Academic Assistance 0.15
  - (c) Limited English Proficiency ~~0.20~~ 0.15
  - (d) Pupils in Poverty ~~0.20~~ 0.50
  - (e) ~~Dual Credit Enrollment~~ Speech Therapy 0.15

~~No local match is required for the additional weightings for personalized instruction in the current school year.~~ Charter school per pupil calculations for locally sponsored charters will continue to be calculated according to Section 59-40-140 of the 1976 Code. Students may receive multiple weights for personalized instruction; however, within each weight, students should only be counted once. These weights are defined below:

Students in poverty are students who qualify for Medicaid, SNAP, TANF, or are homeless, transient, or in foster care.

Gifted and talented students are students who are classified as academically or artistically gifted and talented or who are enrolled in Advanced Placement (AP), International Baccalaureate (IB), and Cambridge International courses in high school. Districts shall set-aside twelve percent of the funds for serving artistically gifted and talented students in grades three through twelve.

Students in need of academic assistance are students who do not meet state standards in mathematics, English language arts, or both on state approved assessments in grades three through eight and high school assessments for grades nine through twelve. The additional weight generates funds needed to provide additional instructional services to these students.

Students with limited English proficiency are students who require intensive English language instruction programs and whose families require specialized parental involvement intervention.

~~Funds received by a school district pursuant to the dual credit weighting must be used to defray all possible costs of dual credit courses for students. Students identified for dual credit enrollment must be identified in PowerSchool as taking a course that will lead to both high school credit and post secondary credit. Districts must utilize these funds to offset the cost of tuition, fees, instructors, and instructional materials for qualifying courses with the local technical college or other institution of higher education. Each school district shall report to the department the number of students participating in dual credit courses and specify the cost borne by each entity. School districts must assist students in accessing Lottery Tuition Assistance when applicable.~~

Further, the Department of Education may use school district student counts for personalized instruction as collected in the same manner as the prior fiscal year, PowerSchool or other

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available existing data sources as determined by the department to calculate the school district add on weightings for the personalized instruction classifications and the determination of the school districts monetary entitlement. End of year adjustments shall be based on the one hundred thirty-five day student average daily membership for all classifications. During the current fiscal year, the department will update PowerSchool calculations, reports, screen development, documentation, and training to incorporate the new pupil classification weightings and to make final district allocation adjustments by June 30. The department must provide districts with technical assistance with regard to student count changes in PowerSchool.

Up to ten percent of any funds appropriated for State Aid to Classrooms at the end of the fiscal year may be carried forward into the subsequent fiscal year and allocated to school districts, the South Carolina Public Charter School District, and an institution of higher education that authorizes charter schools pursuant to this provision. The additional funds must first support increases in student enrollment and any balance may be allocated proportionately to districts. Any additional unexpended funds shall revert to the general fund or to the EIA Fund.

- 1.7 DELETE/MOVE** (SDE: Governor's School for Science & Math) Authorizes the Governor's School for Science and Mathematics to carry forward unexpended funds and to spend those funds at the direction of the school's board of trustees.

**WMC:** DELETE proviso and MOVE to new 10.1. *The Governor's School for Science & Mathematics was removed from the SDE budget and is displayed as a separate agency.*

~~1.7.(SDE: Governor's School for Science & Math) Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated to or generated by the Governor's School for Science and Mathematics may be carried forward and expended in the current fiscal year pursuant to the direction of the board of trustees of the school.~~

- 1.21 DELETE/MOVE** (SDE: Governor's School Leave Policy) Authorizes the Governor's Schools to promulgate regulations governing annual and sick leave policy for faculty and staff respective to the individual school calendars.

**WMC:** DELETE proviso and MOVE to new 9.1 and 10.2. *The Governor's Schools for the Arts & Humanities and Science & Mathematics were removed from the SDE budget and are displayed as separate agencies.*

~~1.21. (SDE: Governor's School Leave Policy) The South Carolina Governor's School for the Arts and Humanities and the South Carolina Governor's School for Science and Mathematics are authorized to promulgate administrative policy governing annual and sick leave relative to faculty and staff with the approval of their respective board of directors. This policy shall address their respective school calendars in order to comply with the instructional needs of students attending both special schools.~~

- 1.24 AMEND** (SDE: School Districts and Special Schools Flexibility) Grants maximum transferability and expenditure of appropriated State funds for operations of school districts and special schools within certain guidelines; prohibits school districts from transferring specific funds allocated for certain purposes; and suspends specific requirements and assessments. Requires school districts to report the student teacher ratio for every classroom to the department at the 45 and 135 day mark and directs the department to report this information to the General Assembly. *Note: Companion EIA proviso is 1A.14.*

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**WMC:** AMEND proviso to update school year reference to “2022-2023.”

**1.24.** (SDE: School Districts and Special Schools Flexibility) All school districts and special schools of this State may transfer and expend funds among appropriated state general fund revenues, Education Improvement Act funds, and Education Lottery Act funds, and funds received from the Children’s Education Endowment Fund for school facilities and fixed equipment assistance, to ensure the delivery of academic and arts instruction to students. However, a school district may not transfer funds allocated specifically for state level maintenance of effort requirements under IDEA, funds allocated specifically for state level maintenance of effort requirement for federal program, funds provided for the Education and Economic Development Act, funds provided for Career and Technology Education, nor funds required for debt service or bonded indebtedness. All school districts must report the student teacher ratio for every classroom to the Department of Education at the forty-fifth and the one hundred and thirty-fifth day mark. The department shall report this information to the General Assembly for the ~~2021-2022~~ 2022-2023 school year.

In order for a school district to take advantage of the flexibility provisions, at least seventy-five percent of the school district’s per pupil expenditures must be utilized within the In\$ite categories of instruction, instructional support, and only transportation, food service, and safety within non-instruction pupil services. No portion of the seventy-five percent may be used for facilities, business services, debt service, capital outlay, program management, and leadership services, as defined by In\$ite. The school district shall report to the Department of Education the actual percentage of its per pupil expenditures used for classroom instruction, instructional support, and transportation, food service, and safety within non-instruction pupil services for the current school year ending June thirtieth. Salaries of on-site principals must be included in the calculation of the district’s per pupil expenditures.

“In\$ite” means the financial analysis model for education programs utilized by the Department of Education.

School districts are encouraged to reduce expenditures by means, including, but not limited to, limiting the number of low enrollment courses, reducing travel for the staff and the school district’s board, reducing and limiting activities requiring dues and memberships, reducing transportation costs for extracurricular and academic competitions, restructuring administrative staffing, and expanding virtual instruction.

School districts and special schools may carry forward unexpended funds from the prior fiscal year into the current fiscal year.

Prior to implementing the flexibility authorized herein, school districts must provide to Public Charter Schools the per pupil allocation due to them for each categorical program.

Quarterly throughout the current fiscal year, the chairman of each school district’s board and the superintendent of each school district must certify where non-instructional or nonessential programs have been suspended and the specific flexibility actions taken. The certification must be in writing, signed by the chairman and the superintendent, delivered electronically to the State Superintendent of Education, and an electronic copy forwarded to the Chairman of the Senate Finance Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the House Education and Public Works Committee. Additionally, the certification must be presented publicly at a regularly called school board meeting, and the certification must be conspicuously posted on the internet website maintained by the school district.

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For the current fiscal year, Section 59-21-1030 is suspended. The foreign language program assessment, and the physical education assessment must be suspended. School districts and the Department of Education are granted permission to purchase the most economical type of bus fuel.

For the current fiscal year, savings generated from the suspension of the assessments enumerated above must be allocated to school districts based on weighted pupil units.

School districts must maintain a transaction register that includes a complete record of all funds expended over one hundred dollars, from whatever source, for whatever purpose. The register must be prominently posted on the district's internet website and made available for public viewing and downloading. The register must include for each expenditure:

- (i) the transaction amount;
- (ii) the name of the payee; and
- (iii) a statement providing a detailed description of the expenditure.

The register must not include an entry for salary, wages, or other compensation paid to individual employees. The register must not include any information that can be used to identify an individual employee. The register must be accompanied by a complete explanation of any codes or acronyms used to identify a payee or an expenditure. The register must be searchable and updated at least once a month.

Each school district must also maintain on its internet website a copy of each monthly statement for all of the credit cards maintained by the entity, including credit cards issued to its officers or employees for official use. The credit card number on each statement must be redacted prior to posting on the internet website. Each credit card statement must be posted not later than the thirtieth day after the first date that any portion of the balance due as shown on the statement is paid.

The Comptroller General must establish and maintain a website to contain the information required by this section from a school district that does not maintain its own internet website. The internet website must be organized so that the public can differentiate between the school districts and search for the information they are seeking.

The provisions contained herein do not amend, suspend, supersede, replace, revoke, restrict, or otherwise affect Chapter 4, Title 30, of the South Carolina Freedom of Information Act. Nothing in this proviso shall be interpreted as prohibiting the State Board of Education to exercise its authority to grant waivers under Regulation 43-261.

- 1.27 DELETE/MOVE** (SDE: Governor's School for the Arts and Humanities Carry Forward) Authorizes the Governor's School for the Arts and Humanities to carry forward unexpended funds and to spend those funds at the discretion of the school's board of trustees.  
**WMC:** DELETE proviso and MOVE to new 9.2. *The Governor's School for the Arts & Humanities was removed from the SDE budget and is displayed as a separate agency.*

~~1.27. (SDE: Governor's School for the Arts and Humanities Carry Forward) Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated to or generated by the Governor's School for the Arts and Humanities may be carried forward and expended in the current fiscal year pursuant to the discretion of the Board of Trustees of the School.~~

- 1.28 DELETE/MOVE** (SDE: Governor's Schools' Fees) Authorizes the Governor's schools to charge, collect, expend and carry forward student fees as governed by their respective Board of

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Directors. Directs that no student will be denied admittance due to financial inability to pay. Requires both schools to conspicuously publish a fee schedule on their websites.

**WMC:** DELETE proviso and MOVE to new 9.3 and 10.3. *The Governor's Schools for the Arts & Humanities and Science & Mathematics were removed from the SDE budget and are displayed as separate agencies.*

~~1.28. (SDE: Governor's Schools' Fees) The South Carolina Governor's School for the Arts and Humanities and the South Carolina Governor's School for Science and Mathematics are authorized to charge, collect, expend, and carry forward student fees as approved by their respective Board of Directors. The purpose and amount of any such fees will be to maintain program quality in both academics and residential support. No student will be denied admittance or participation due to financial inability to pay. The respective Board of Directors shall promulgate administrative policy governing the collection of all student fees. Both schools shall conspicuously publish a fee schedule on their respective websites.~~

- 1.31** **DELETE/MOVE** (SDE: SCGSAH Certified Teacher Designation) Authorizes the Governor's School for the Arts and Humanities, the Charleston School of the Arts, and the Greenville Fine Arts Center to employ non-certified classroom teachers in literary, visual and performing arts subject areas.

**WMC:** DELETE proviso and MOVE to new 9.4. *The Governor's School for the Arts & Humanities was removed from the SDE budget and is displayed as a separate agency.*

~~1.31. (SDE: SCGSAH Certified Teacher Designation) Because of the unique nature of the South Carolina Governor's School for the Arts and Humanities, the Charleston School of the Arts, and the Greenville County Fine Arts Center, the schools are authorized to employ at its discretion noncertified classroom teachers teaching in the literary, visual and performing arts subject areas who are otherwise considered to be appropriately qualified in a ratio of up to one hundred percent of the entire teacher staff.~~

- 1.43** **DELETE/MOVE** (SDE: Governor's Schools Residency Requirement) Requires a parent or guardian to prove they legally reside in this State if they have a student attending either the Governor's School for the Arts and Humanities or the Governor's School for Science and Mathematics. Prohibits either Governor's School from admitting students whose parent or guardian is not a legal resident of this State.

**WMC:** DELETE proviso and MOVE to new 9.5 and 10.4. *The Governor's Schools for the Arts & Humanities and Science & Mathematics were removed from the SDE budget and are displayed as separate agencies.*

~~1.43. (SDE: Governor's Schools Residency Requirement) Of the funds appropriated, the Governor's School for the Arts and the Humanities and the Governor's School for Science and Mathematics are to ensure that a parent(s) or guardian(s) of a student attending either the Governor's School for the Arts and the Humanities or the Governor's School for Science and Mathematics must prove that they are a legal resident of the state of South Carolina at the time of application and must remain so throughout time of attendance. The Governor's School for the Arts and the Humanities and Governor's School for Science and Mathematics may not admit students whose parent(s) or guardian(s) are not legal residents of South Carolina.~~

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

**WMC:** AMEND proviso to direct public and private providers be funded for instructional costs at a minimum rate of \$4,800 per enrolled student. Allows private providers transporting students to and from school to be eligible for reimbursement at a minimum of \$587 per child. Authorizes SDE and First Steps to utilize carry forward funds and federal funds as a supplement for materials and equipment. Allows funding appropriated for CERDEP to be carried forward and expended for the same purposes. Changes report date of the annual evaluation of the South Carolina Child Development Education Pilot Program from “January fifteenth” to “March first.” Updates fiscal year references to “2022-23.” Requested by First Steps.

**1.55.** (SDE: Full-Day 4K) Beginning with the current fiscal year, eligible students residing in any school district may participate in the South Carolina Early Reading Development and Education program (CERDEP) pending the availability of space and funding. Student eligibility as defined by Section 59-156-130 of the 1976 Code is an annual family income of one hundred eighty-five percent or less of the federal poverty guidelines as promulgated annually by the United States Department of Health and Human Services or a statement of Medicaid eligibility.

A parent or guardian may choose to enroll their child in a public school participating in the program and approved by the Department of Education pursuant to Section 59-156-210 or in a private provider participating in the program and approved by the Office of First Steps pursuant to Section 59-156-200. A private provider includes, but is not limited to, a child care center, a military child care facility regulated by the United States Department of Defense, or a non-profit independent school. State funds appropriated for the provision of CERDEP services in military child care facilities may not be used to supplant existing federal child care funds.

Beginning with the current fiscal year, 4K programs in public schools and non-profit independent schools participating in CERDEP are not required to be approved, registered, or licensed by the Department of Social Services in order to participate in CERDEP. Instead, the Department of Education and the Office of First Steps are responsible for ensuring that providers deliver high-quality educational programs pursuant to Section 59-156-160.

Public and private providers shall be funded for instructional costs at a *minimum* rate of \$4,800 per student enrolled. Eligible students enrolling during the school year or withdrawing during the school year shall be funded on a pro rata basis determined by the length of their enrollment. Private providers transporting eligible children to and from school shall also be eligible for a reimbursement *at a minimum* of \$587 per eligible child transported. All providers who are reimbursed are required to retain records as required by their fiscal agent. New providers participating for the first time in the current fiscal year and enrolling between one and six eligible children shall be eligible to receive up to \$1,000 per child in materials and equipment funding, with providers enrolling seven or more such children eligible for funding not to exceed \$10,000. *The Department of Education and the Office of First Steps Readiness are authorized to utilize carry forward funds and federal funds to supplement the amount expended for materials and equipment.* Providers receiving equipment funding are expected to participate in the program and provide high-quality, center-based programs as defined herein for a minimum of three years. Failure to participate for three years will require the provider to return a portion of the equipment allocation at a level determined by the Department of Education and the Office of First Steps to School Readiness. Funding to providers is contingent upon receipt of data as requested by the Department of Education and the Office of First Steps. The Department of Education shall only

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provide funding for public school students whose complete records have been entered into PowerSchool based on the one hundred and thirty-five day student average daily membership. For the current fiscal year, providers may enroll pay-lunch children who score at or below the twenty-fifth national percentile on two of the three DIAL-3 subscales by July 1 if at least seventy-five percent of the total number of children eligible or the Child Early Reading Development and Education Program in a district or county are projected to be enrolled in that program, Head Start, or ABC Child Care Program as determined by the Department of Education and the Office of First Steps, Child Early Reading Development and Education Program. Providers may receive reimbursement for these children if funds are available. Funding appropriated for CERDEP may be carried forward and expended for the same purpose.

Annually, the Department of Education is directed to audit the annual allocations to public providers to ensure that allocations are accurate and aligned to the appropriate pro rata per student allocation, materials, and equipment funding. In the event the department, during the audit process determines that the annual allocations of the prior fiscal year are not accurate, the department must adjust the allocations for the current fiscal year to account for the audit findings. The department must provide the results of the annual audit findings to the General Assembly no later than December first. Likewise, in the event the Office of First Steps determines that the annual allocations of the prior fiscal year to private providers are not accurate, the Office of First Steps must adjust the allocations for the current fiscal year to account for the findings.

Of the funds appropriated, \$300,000 shall be allocated to the Education Oversight Committee to conduct an annual evaluation of the South Carolina Child Development Education Pilot Program and to issue findings in a report to the General Assembly by ~~January fifteenth~~ March first of each year. To aid in this evaluation, the Education Oversight Committee shall determine the data necessary and both public and private providers are required to submit the necessary data as a condition of continued participation in and funding of the program. This data shall include developmentally appropriate measures of student progress. Additionally, the Department of Education shall issue a unique student identifier for each child receiving services from a private provider. The Department of Education shall be responsible for the collection and maintenance of data on the public state funded full day and half-day four-year-old kindergarten programs. The Office of First Steps to School Readiness shall be responsible for the collection and maintenance of data on the state funded programs provided through private providers. The Education Oversight Committee shall use this data and all other collected and maintained data necessary to conduct a research based review of the program's implementation and assessment of student success in the early elementary grades along with information, recommendations, and a timeline for how the state can increase the number of students served in high-quality programs.

For each school district that chooses not to participate in CERDEP, the district shall receive the same amount of EIA funds as allocated in the prior fiscal year for the provision of a half-day 4K program from the funds appropriated to the Department of Education for CERDEP or from any funds carried forward from the prior fiscal year to CERDEP. For eligible children residing in school districts that do not participate in CERDEP, the Department of Education is required to develop and implement inter-district transfer policies that give parents or guardians the option of their eligible child attending an out-of-district school that participates in CERDEP.

For the current fiscal year, the Office of First Steps may expend: (1) up to \$2,000,000 to pilot a program to provide higher reimbursement rates to high-quality child care centers. The reimbursement rate for students enrolled by child care providers rated B or higher in the ABC Quality System operated by the Department of Social Services may be increased by up to 10% of the per-student base following guidelines developed by the Office of First Steps; and (2) up to

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\$100,000 to provide one-time supplemental, needs-based incentive grants in an amount not to exceed \$30,000 for newly created and/or newly approved private providers proposing to expand service to ten or more CERDEP eligible children in communities unable to enroll all eligible students in a public, private, or Head Start setting during the prior fiscal year. These grants are designed to address building renovations, documented as necessary to bring proposed classrooms into compliance with licensing regulations, materials and staffing costs, and/or other obstacles currently preventing their participation in the program. The First Steps Board of Trustees shall develop and approve an application process that incorporates formal review and fiscal safeguards designed to ensure grant funds are used solely to address documented barriers to program participation. Providers receiving this one-time supplement shall be expected to participate in the program and provide high-quality, center-based programs as defined herein for a minimum of three years. Failure to participate for three years shall require the provider to return a portion of the supplemental allocation at a level determined by the Office of First Steps to School Readiness. First Steps shall submit a report detailing its process, expenditures and expanded enrollment to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee by March 15; and (3) up to \$1,000,000 may be used to provide grants to public-private partnerships to address building renovations and designs necessary to get the building and classrooms into compliance with licensing regulations and other obstacles that prevent participation in CERDEP following guidelines developed by the Office of First Steps. Providers participating in this pilot shall be expected to participate in the program and provide high-quality, center-based programs as defined herein for a minimum of three years. Failure to participate for three years shall require the provider to return a portion of the supplemental allocation at a level determined by the Office of First Steps.

If by August first, the Department of Education or the Office of First Steps determines that appropriations will exceed expenditures, available funds may be used to fund an extended program and to increase the length of the program to a maximum of eight and a half hours per day or two hundred and twenty days per year or to fund summer programs. If a district chooses to fund summer enrollment, the program funding shall conform to the funding in this act for full year programs; however, it shall be reduced on a pro rata basis to conform with the length of the program. A summer program shall be no more than eight and a half hours per day and shall be not more than ten weeks in length. The per pupil allocation and classroom grant must conform with the appropriated amount contained in this act and end of year adjustments shall be based on the one hundred and thirty-five-day student average daily membership or later student average daily membership for districts choosing to extend the program past one hundred and eighty days. Funds may also be used to provide parent engagement, professional development and quality evaluations of programs. No later than April first, the Department of Education and the Office of First Steps shall report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee on the expenditure of these funds to include the following information: the amount of money used and specific steps and measures taken to enhance the quality of the 4K program and the amount of money used for professional development as well as the types of professional development offered and the number of participants. The Office of First Steps is directed to determine if the provision of extended programs in private centers improves the ability of parents to enter the workforce or to pursue postsecondary training or industry credentials.

On or before November 15, the Department of Education and the Office of First Steps shall share data that identifies the total number of children enrolled in CERDEP in both public and private providers. If available appropriations exceed the instructional costs of serving children

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enrolled in the program and if a waiting list of eligible children can be documented by the Department of Education and by the Office of First Steps, then the Executive Budget Office may authorize the transfer of funds between the Department of Education and the Office of First Steps.

The Office of First Steps and the Department of Education shall collaborate with the South Carolina Head Start State Collaboration Office to inform parents of all publicly funded full-day 4K programs including Head Start.

For Fiscal Year ~~2021-22~~ 2022-23, in response to the COVID-19 crisis, children who were eligible to participate in the Child Early Reading Development and Education Program in the prior fiscal year but did not participate, shall be eligible to participate in the program during Fiscal Year ~~2021-22~~ 2022-23, subject to classroom availability and funding. Funding appropriated for CERDEP may be carried forward and expended for the same purpose.

- 1.58** **DELETE/MOVE** (SDE: Governor's Schools Informational Access to Students) Requires school districts to permit both Governor's Schools to work with individual schools and their staff in order to share information with students and families about educational opportunities the Governor's Schools offer. Requires the Governor's Schools to report to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, on results of these efforts. **WMC:** DELETE proviso and MOVE to new 9.6 and 10.5. *The Governor's Schools for the Arts & Humanities and Science & Mathematics were removed from the SDE budget and are displayed as separate agencies.*

~~1.58. (SDE: Governor's Schools Informational Access to Students) For the current fiscal year, school districts must permit both the Governor's School for the Arts and Humanities and the Governor's School for Science and Mathematics to collaborate with individual schools and their staff to share information with students and families about the educational opportunities offered at the respective Governor's Schools, through avenues including school visits, informational presentations, and posters. By June thirtieth, of the current fiscal year, the Governor's School for the Arts and Humanities and the Governor's School for Science and Mathematics must report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee the results of these Informational Access efforts. Further, the two Governor's Schools will work with districts, the Department of Education and School Report Card administrators, to ensure that SAT scores of current Governor's Schools' students are included in the School Report Card of those students' resident schools and districts.~~

- 1.79** **AMEND** (SDE: Teacher Salaries/SE Average) States that the projected Southeastern average teacher salary for FY 2020-21 is \$53,426. 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. Directs that the salaries of specified personnel must be increased by not less than \$1,000 and requires districts to use the district salary schedule used in the prior fiscal year as the basis for providing the increase. *Note: Companion EIA proviso is IA.36.*

**WMC:** AMEND proviso to change the Southeastern average teacher salary from "\$53,426" to "\$55,898." Updates the fiscal year reference to "2022-23." Directs that school districts must maintain local salary supplements for each teacher no less than their prior fiscal year level. Directs that the minimum salary schedule specified in Proviso 1.3 is increased by "\$4000."

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Deletes the requirement of using the salary schedule from the prior fiscal year as the basis for the increase.

**1.79.** (SDE: Teacher Salaries/SE Average) The projected Southeastern average teacher salary shall be the average of the average teachers' salaries of the southeastern states as projected by the Revenue and Fiscal Affairs Office. For the current school year, the Southeastern average teacher salary is projected to be ~~\$53,426~~ \$55,898. The General Assembly remains desirous of raising the average teacher salary in South Carolina through incremental increases over the next few years so as to make such equivalent to the national average teacher salary.

Additionally, for the current fiscal year, a local school district board of trustees must increase the salary compensation for all eligible certified teachers employed by the district by no less than one year of experience credit using *at a minimum* the district salary schedule utilized the prior fiscal year as the basis for providing the step. Application of this provision must be applied uniformly for all eligible certified teachers. For Fiscal Year ~~2021-22~~ 2022-23, ~~the requirement that school districts must maintain local salary supplements per teacher no less than their prior fiscal year level is suspended if additional State funds fill the gap.~~

Furthermore, pursuant to Proviso 1.3 and funds appropriated for State Aid to Classrooms, each cell in the State Minimum Teacher Salary Schedule that is used to increase salaries of those teachers eligible pursuant to Section 59-20-50(4)(b), to include classroom teachers, librarians, guidance counselors, psychologists, social workers, occupational and physical therapists, school nurses, orientation/mobility instructors, and audiologists in the districts of the state, is increased by four thousand dollars.

~~Funds allocated by Proviso 1.3 for implementing a revised state minimum salary schedule for Teacher Salaries must be used to increase salaries of those teachers eligible pursuant to Section 59-20-50(4)(b), to include classroom teachers, librarians, guidance counselors, psychologists, social workers, occupational and physical therapists, school nurses, orientation/mobility instructors, and audiologists in the school districts of the state by not less than one thousand dollars. Districts must use the district salary schedule utilized the prior fiscal year as the basis for providing the increase.~~

For purposes of this provision, teachers shall be defined by the Department of Education using the Professional Certified Staff (PCS) System.

**1.80** **AMEND** (SDE: School District Hold Harmless) Specifies that districts are held harmless from the Fiscal Accountability Act local school district reserve fund requirement for FY 2019-20, upon approval by the department, if there is not an increase in state support disbursed through the EFA formula pursuant to Proviso 1.3 and if the district must use their reserve funds to pay for teacher pay raises.

**WMC:** AMEND proviso to delete disbursement through the EFA formula. Updates the fiscal year reference to "2022-23."

**1.80.** (SDE: School District Hold Harmless) If there is not an increase in state support for school districts that is disbursed ~~through the Education Finance Act formula~~ pursuant to Proviso 1.3 in this act, any district that must use reserve funds to pay for teacher pay raises, to include step increases, shall be held harmless from the local school district's reserve fund requirement provisions in the Fiscal Accountability Act for Fiscal Year ~~2021-22~~ 2022-23 and upon approval by the Department of Education.

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- 1.83**     **AMEND** (SDE: Standard-Based Assessments Suspended) Suspends Section 59-18-325(C)(3) which requires science standards-based assessments in grade 8 and social studies standards-based assessments in grades 5 and 7. Directs the department to use \$500,000 of the funds available due to the assessment suspension to fund South Carolina Computer Science and Digital Literacy Standards educator professional development and to use the remaining funds to pay for industry certification/credentials as approved to measure College/Career Readiness.  
**WMC:** AMEND proviso to update fiscal year reference to “2022-23.”

**1.83.** (SDE: Standards-Based Assessments Suspended) In Fiscal Year ~~2021-22~~ 2022-23, the provisions of Section 59-18-325(C)(3) of the 1976 Code requiring science standards-based assessments of students in grade eight and social studies standards-based assessments of students in grades five and seven are suspended. Of the funds available due to the suspension of these assessments, \$500,000 must be used by the Department of Education to fund educator professional development regarding the South Carolina Computer Science and Digital Literacy Standards. The remainder of the funds shall be used to pay for industry certification/credentials as approved to measure College/Career Readiness for purposes of the state accountability system.

- 1.84**     **DELETE** (SDE: Master’s Plus Thirty) Requires the department to continue to process the master’s plus thirty certificate classification in the same manner as in the prior school year. Directs that educators that earn a master’s degree with 60 or more semester hours of coursework will remain eligible for the classification. Requested by the Department of Education.  
**WMC:** DELETE proviso.

**1.84.** (SDE: Master’s Plus Thirty) ~~For school year 2021-22, the department shall continue to process the master’s plus thirty certificate classification in the same manner as the prior school year. Educators earning a master’s degree with sixty or more semester hours of graduate coursework will remain eligible for the master’s plus thirty credential classification.~~

- 1.85**     **AMEND** (SDE: COVID-19 Emergency Powers) Authorizes the Superintendent of Education to exercise certain emergency powers in response to the COVID-19 public health emergency and provide a report to the Senate Finance Committee, the House of Representatives Ways and Means Committee, the Senate Education Committee, and the House of Representatives Education and Public Works Committee by August 1, 2021.  
**WMC:** AMEND proviso to update calendar date reference to “2022.”

**1.85.** (SDE: COVID-19 Emergency Powers) (A) The Superintendent of Education is authorized to provide maximum financial flexibility including, but not limited to, the authority to carry forward any cash balances to local school districts adjusting to operations in response to COVID-19.

(B) The State Superintendent of Education is authorized to carry forward any cash balances maintained by the Department of Education. The superintendent is further authorized to transfer any appropriations within the department to assist local school districts to use summer reading camps and all other available tools to ensure appropriate time is spent by students to keep them on grade level and satisfy their learning needs adjusting operations in response to COVID-19.

(C) On or before August 1, ~~2021~~ 2022, the State Superintendent of Education shall provide a report to the Senate Finance Committee, the House of Representatives Ways and Means

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Committee, the Senate Education Committee, and the House of Representatives Education and Public Works Committee concerning the emergency powers exercised in this provision.

- 1.86**     **AMEND** (SDE: Formative Assessment Data) Requires districts to ensure that all students in first through ninth grades are assessed using a state approved interim assessment tool during the fall, winter, and spring. Directs school districts to provide 2020-2021 and 2021-2022 interim and formative assessment data scores by grade and school to the department. Directs the department to compile the information and submit a comprehensive report to the General Assembly by January 31st. Directs that any school district that fails to provide the data shall have 10% of their EFA funding withheld until the data is provided.

**WMC:** AMEND proviso to change grades from through “ninth” to through “eighth” grades required to take the state approved interim assessment and update school year references to “2021-2022” and “2022-2023.” Requested by the Department of Education.

**1.86.** (SDE: Formative Assessment Data) For the ~~2021-2022~~ 2022-2023 school year, districts must ensure all students in first through ~~ninth~~ eighth grades are assessed using a state approved interim assessment tool during the fall, winter, and spring. School districts shall provide all ~~2020-2021~~ 2021-2022 and ~~2021-2022~~ 2022-2023 interim and formative assessment data scores by grade and school to the Department of Education. The department is directed to compile the information received and submit a comprehensive report regarding performance on such assessments to the General Assembly by January 31 of the current fiscal year. Any school district failing to provide this data to the department shall have ten percent of their EFA funding withheld until the data is provided.

- 1.88**     **DELETE** (SDE: Governor’s Schools Transfer Plan) Directs the Governor’s Schools for the Arts and Humanities and for Science and Mathematics to work with the Executive Budget Office, in consultation with the department, to develop a plan to operate their respective schools independently from the department. Directs that the plans should include proposed program structure, the amount of funding to be transferred from the department, and personnel required to perform HR and accounting functions. Directs that a report be submitted to the Chairmen of the Senate Finance and House Ways and Means Committees by December 1, 2021.

**WMC:** DELETE proviso.

**1.88.** (SDE: Governor’s Schools Transfer Plan) ~~The Governor’s School for the Arts and Humanities and the Governor’s School for Science and Mathematics shall each work with the Department of Administration, Executive Budget Office, in consultation with the Department of Education, to develop a plan to operate their school independently from the Department of Education. The plans should include, but are not limited to, proposed program structure, the amount of personal services, operating expenses, and employer contributions funding which will be transferred from the Department of Education, and personnel required to perform human resource and accounting functions. A report shall be submitted to the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee and the Governor by December 1, 2021.~~

- 1.91**     **AMEND** (SDE: Public School Virtual Program Funding) Allows school districts to offer a virtual education program for up to 5% of its student population based on the most recent 135 ADM count without impacting the state funding it receives. Direct the department to establish

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guidelines and parameters for the virtual program and require districts to submit their virtual program plans to the State Board of Education for approval. Require participating districts to report certain information to the department. Direct that for every student participating above the 5% threshold, the district shall not receive 47.22% of the State per pupil funding provided pursuant to proviso 1.3. Direct that the 5% threshold shall not apply to students whose IEP or 504 status requires they participate in a program administered in a virtual format.

**WMC:** AMEND proviso to update fiscal year reference to “2022-23.”

**1.91.** (SDE: Public School Virtual Program Funding) For Fiscal Year ~~2021-22~~ 2022-23, school districts shall be permitted to offer a virtual education program for up to five percent of its student population based on the most recent 135 day ADM count without impacting any state funding. The Department of Education shall establish guidelines for the virtual program and parameters students must meet in order to participate in the virtual program. School districts must submit their plans for the virtual program to the State Board of Education for approval.

School districts offering a virtual program must report their ADM counts for students participating in their virtual program and the number of students participating face to face for the 5th, 45th, 90th, and 135th day to the Department of Education.

For every student participating in the virtual program above the five percent threshold, the school district will not receive 47.22% of the State per pupil funding provided to that district as reported in the latest Revenue and Fiscal Affairs revenue per pupil report pursuant to Proviso 1.3. This amount shall be withheld from the EFA portion of the State Aid to Classroom’s district allocation and, if necessary, the state minimum teacher salary schedule portion of State Aid to Classrooms.

The five percent threshold shall not apply to students whose IEP or 504 status requires their participation in a program administered in a virtual format.

**1.92** **AMEND** (SDE: Capital Funding for Disadvantaged Schools) Directs that Capital Funding for Disadvantaged Schools be prioritized as follows: (A) Directs that \$15,000,000 be made available first to local districts with an ADM that is less than 5,000 and is located within a Tier IV ranked county which chooses to consolidate with another district in the same county or to a district under state takeover and is consolidating school buildings as directed by the state superintendent. Provides for the use of the funds. Requires eligible districts submit a preliminary plan and consolidation timeline by August 1 to the department for review and approval. Directs districts to forward the approved final plan to the local legislative delegation with a request to enact local legislation to effect consolidation. Provides for the allocation of funds upon approval of the consolidation plan. Directs the department to set aside the remaining funds to create a source of funding for local school district infrastructure based on need. Directs the department submit recommendations by December 31st to the Senate Finance and House Ways and Means Committees to establish program guidelines for award criteria, conditions for awards and match requirements. Authorizes unexpended funds to be carried forward and used for the same purpose. **WMC:** AMEND proviso to change the amount of funds made available to local school districts from “\$15,000,000” to “\$25,000,000” when consolidating with another school district. Deletes the average daily membership requirement based on student count, county rank, and the consolidation choice with a school district in the same county or district that is under state takeover. Directs the DOE to submit a report documenting the number of applications received and approved, types of infrastructure, and projected and final project costs to the General Assembly by June 30 of each year.

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**1.92.** (SDE: Capital Funding for Disadvantaged Schools) The funds appropriated for Capital Funding for Disadvantaged Schools shall be prioritized by the Department of Education pursuant to subsections (A) and (B).

(A) Up to ~~\$15,000,000~~ \$25,000,000 of the funds shall be made available first to a local school district or districts ~~with an average daily membership that is less than 5000, based on the most recent student count received by the department, and that is located within a county ranked as Tier IV pursuant to Section 12-6-3360(B) for 2018 which chooses to consolidate with another school district located in the same county, or to a school district that is under state takeover and is consolidating school buildings as directed by the State Superintendent of Education~~ that is consolidating with another school district. The funds may be used to support costs directly related to the consolidation which shall include, but are not limited to, salary adjustments, facilities, debt mitigation, millage rate adjustments, transportation, technology and other factors for which the district or districts demonstrates are necessary to complete consolidation. On or before August 1, the eligible districts must submit a preliminary plan and timeline for pursuing consolidation, including the use of the consolidation funds requested, to the Department of Education for review and approval. When the department has approved the final plan, the districts shall forward the plan to the local legislative delegation outlining the specific request that local legislation be enacted to effect the consolidation. The legislation may include, but is not limited to, composition of the consolidated board, transition procedures, and disposition and/or assumption of district assets and liabilities. Upon approval of a consolidation plan, the department shall make an initial allocation to the impacted districts and shall allocate remaining funds upon enactment of legislation formally consolidating the districts for the benefit of the consolidated district.

(B) The remaining funds shall be set aside by the department to create a source of state funding for local school district infrastructure based on need. Additional funds may be appropriated by the General Assembly with either recurring or non-recurring funds from the General Fund, EIA or lottery. Federal funds authorized by a federal agency or authorized by the General Assembly may also be included in this fund. The fund may also accept gifts from private sources.

The department shall submit recommendations to the Senate Finance Committee and the House Ways and Means Committee to establish guidelines for the program consisting of award criteria, conditions for the awards and any match requirements by December 31. Criteria shall include, but not be limited to, consideration of a district's index of taxpaying ability, consideration of a district's or county's per capita income and the age and condition of the district's existing academic buildings as well as the ability to commence construction in a timely matter and the quality of the application.

For purposes of this provision, school infrastructure shall not include unimproved real property, centralized district administration facilities, or other facilities, including those normally identified with interscholastic sports activities.

(C) The Department of Education must submit to the General Assembly by June 30 of each year a report documenting, at a minimum, the number of applications received and approved, information on the types of infrastructure supported by these funds, and the projected and final costs of each project.

Unexpended funds may be carried forward from the prior fiscal year into the current fiscal year to be expended for the same purposes by the department and school districts.

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- 1.94**    **AMEND** (SDE: Retired Teacher Salary Negotiation) Allows school districts to negotiate salaries below the salary schedule when hiring retired teachers for the 2021-22 school year.  
**WMC:** AMEND proviso to update school year reference to “2022-23.”

**1.94.** (SDE: Retired Teacher Salary Negotiation) With funds appropriated for State Aid to Classrooms, when hiring retired teachers for the ~~2021-22~~ 2022-23 school year, school districts uniformly may negotiate salaries below the school district salary schedule.

- 1.96**    **ADD** (SDE: Capital Improvement Payments) **WMC:** ADD new proviso to allow school districts to utilize fees from developmental impact fees to pay debt service on capital improvement plan projects.

**1.96.** (SDE: Capital Improvement Payments) In the current fiscal year, any school district that is allocated state funds pursuant to this act may utilize any fees derived from developmental impact fees to pay debt service on projects included in the capital improvements plan for which the fees were imposed.

- 1.97**    **ADD** (SDE: Magnet School Athletics) **WMC:** ADD new proviso to allow students from magnet schools that share a physical campus to participate in a sport not offered at their school of enrollment. Directs that the athletic competition classification cannot be modified. Prohibits a school from expending funds for membership dues to an organization that prevents a student from playing or changes the classification as a result of this provision.

**1.97.** (SDE: Magnet school athletics) From funds authorized or appropriated, a public magnet school that shares a physical campus with another public magnet school must allow any student enrolled at a school on that physical campus to participate in an athletic sport not offered at the school in which the student is enrolled, provided the student meets all age and academic requirements for participation. For the purposes of athletic competition classification, schools with students participating pursuant to this provision must not have their school enrollments joined or modified due to compliance with this provision, nor shall any school be subjected to a change in athletic competition classification as a result of compliance. All public schools and all public school districts receiving funds authorized or appropriated are prohibited from expending any funds to pay membership dues or other funds to any organization that prevents a student from playing sub-varsity or varsity athletics or changes or alters a school's athletic competition classification or competition status as a result of any school or school district's compliance with this provision. This provision shall not limit the ability of any magnet school student, provided the student meets all age and eligibility requirements, to otherwise elect to participate in sub-varsity or varsity athletics at the student's zoned or resident school.

- 1.98**    **ADD** (SDE: Basic Skills for Admission to Teacher Preparation Program/Praxis Core) **WMC:** ADD new proviso to allow a college or university educator preparation provider to develop a plan to ensure proficiency in reading, writing, and mathematics in teacher candidates and direct that the plan be submitted to the State Board of Education for approval. Directs the State Board of Education and the Commission on Higher Education to establish proposal criteria and direct that the State Board must approve the plan before it can be implemented. Directs that if an applicant does demonstrate proficiency in the required basic skills to qualify for full admission to the program, the college or university must offer the applicant appropriate academic assistance

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and support before they reapply for program assistance at a later date. Requires the department to study methods used in other states and provide recommendations to the State Board of Education no later than June 30, 2023.

*1.98. (SDE: Basic Skills for Admission to Teacher Preparation Program/Praxis Core) With funds appropriated to the department and to meet the requirements established in Sections 59-26-10, et. seq., of the 1976 Code, for final candidate admission to an undergraduate teacher preparation program, a college or university educator preparation provider may develop and submit for State Board of Education approval a plan for ensuring teacher candidate proficiency in reading, writing, and mathematics. The plan may include an option for candidates to demonstrate basic skills proficiency through multiple measures which may include scores on an approved basic skills assessment, grade point average, grades in benchmark courses, existing college or university assessments for determining undergraduate course placement, or other factors. The State Board of Education, working with the Commission on Higher Education, shall be authorized to establish proposal criteria and must approve a provider's plan prior to its implementation. In the event that an applicant does not demonstrate the required basic skills proficiency to qualify for full admission to the preparation program, the college or university must offer the applicant appropriate academic assistance and support prior to the individual reapplying for program assistance at a later date. The department is directed to study methods used in other states for teacher candidates to demonstrate subject area knowledge for certification purposes and provide recommendations to the State Board of Education no later than June 30, 2023.*

**1.99** **ADD** (SDE: Noncertified Teacher Hiring) **WMC:** ADD new proviso to allow a school district to hire noncertified teachers in critical need and subject areas. Requires noncertified teachers to have a baccalaureate or graduate degree from an accredited university in the subject they are hired to teach. Requires teachers to undergo a background check. Defines “noncertified teacher.” Requires the district to provide the department with information about the noncertified teacher and notify the department if they terminate a noncertified teacher.

*1.99. (SDE: Noncertified Teacher Hiring) For the 2022-23 school year, a school district may hire noncertified teachers in critical needs geographic areas and subject areas if a certified teacher is not available. All noncertified teachers must possess baccalaureate degrees or graduate degrees from a regionally accredited college or university in the subject they are hired to teach. Districts must require that all noncertified teachers must undergo a background check pursuant to Sections 59-19-117 and 59-25-115. For purposes of this provision, “noncertified teacher” does not include applicants who meet eligibility requirements for the Career and Technology work-based certification in the respective fields. On a form prescribed by the department, districts must provide the Department of Education with the name of the noncertified teacher, school where the teacher is employed, and subject area in which the teacher was hired to teach. A district that terminates a registered noncertified teacher from employment shall notify the department of the termination and the reason for termination within ten days after the termination.*

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

**1A.9 AMEND** (SDE-EIA: 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 school that are not eligible for this reimbursement, to claim a refundable income tax credit on their 2021 tax return.

**WMC:** AMEND proviso to increase the amount for teaching supplies and materials from “two hundred seventy-five” to “three” hundred dollars. Updates the tax year references to “2022.”

**1A.9.** (SDE-EIA: Teacher Supplies) All certified and non-certified public school teachers identified in PCS, certified special school classroom teachers, certified media specialists, certified guidance counselors, and career specialists who are employed by a school district, a charter school, or lead teachers employed in a publicly funded full day 4K classroom approved by the South Carolina First Steps to School Readiness, as of November thirtieth of the current fiscal year, based on the public decision of the school board may receive reimbursement of ~~two hundred seventy-five~~ *three hundred* dollars each school year to offset expenses incurred by them for teaching supplies and materials. Funds shall be disbursed by the department to School districts by July fifteenth based on the last reconciled Professional Certified Staff (PCS) listing from the previous year. With remaining funds for this program, any deviation in the PCS and actual teacher count will be reconciled by December thirty-first or as soon as practicable thereafter. Based on the public decision of the school district and no later than May fifteenth annually, the district shall notify all individuals entitled to receive these funds the manner in which the funds will be disbursed. Funds may be disbursed to each teacher via check in a manner separate and distinct from their payroll check on the first day teachers, by contract, are required to be in attendance at school for the current contract year, or the funds may be disbursed to each teacher via direct deposit as long as the funds are handled in a manner to be separate and distinct from their payroll check. This reimbursement shall not be considered by the state as taxable income. Special schools include the Governor’s School for Science and Math, the Governor’s School for the Arts and Humanities, Wil Lou Gray Opportunity School, Governor’s School for Agriculture at John de la Howe, School for the Deaf and the Blind, Felton Lab, Department of Juvenile Justice, and Palmetto Unified School District. Funds distributed to school districts or allocated to schools must not supplant existing supply money paid to teachers from other sources. If a school district requires receipts for tax purposes the receipts may not be required before December thirty-first. Districts that do not wish to require receipts may have teachers retain the receipts and certify for the district they have received the allocation for purchase of teaching supplies and/or materials and that they have purchased or will purchase supplies and/or materials during the fiscal year for the amount of the allocation. Districts shall not have an audit exception related to non-retention of receipts in any instances where a similar instrument is utilized. Any district requiring receipts must notify any teacher from whom receipts have not been submitted between November twenty-fifth and December sixth that receipts must be submitted to the district. Districts may not add any additional requirement not listed herein related to this reimbursement.

Any classroom teacher, including a classroom teacher at a South Carolina private school, that is not eligible for the reimbursement allowed by this provision, may claim a refundable income tax credit on the teacher’s ~~2021~~ 2022 tax return, provided that the return or any amended return claiming the credit is filed prior to the end of the fiscal year. The credit is equal to ~~two hundred~~

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~~seventy-five~~ three hundred dollars, or the amount the teacher expends on teacher supplies and materials, whichever is less. If any expenditures eligible for a credit are made after December thirty-first, the teacher may include the expenditures on his initial return or may file an amended ~~2021~~ 2022 return claiming the credit, so long as the return or amended return is filed in this fiscal year. The Department of Revenue may require whatever proof it deems necessary to implement the credit provided by this part of this provision. Any person receiving the reimbursement provided by this proviso is ineligible to take the income tax credit allowed by this proviso.

- 1A.14 AMEND** (SDE-EIA: School Districts and Special Schools Flexibility) Grants maximum transferability and expenditure of appropriated State funds for operations of school districts and special schools within certain guidelines; prohibits school districts from transferring specific funds allocated for certain purposes; and suspends specific requirements and assessments. Requires school districts to report the student teacher ratio for every classroom to the department at the 45 and 90 day mark and directs the department to report this information to the General Assembly. *Note: Companion General Education proviso is 1.24.*  
**WMC:** AMEND proviso to update school year reference to “2022-2023.”

**1A.14.** (SDE-EIA: School Districts and Special Schools Flexibility) All school districts and special schools of this State may transfer and expend funds among appropriated state general fund revenues, Education Improvement Act funds, and Education Lottery Act funds, and funds received from the Children’s Education Endowment Fund for school facilities and fixed equipment assistance, to ensure the delivery of academic and arts instruction to students. However, a school district may not transfer funds allocated specifically for state level maintenance of effort requirements under IDEA, funds allocated specifically for state level maintenance of effort requirement for federal program, funds provided for the Education and Economic Development Act, funds provided for Career and Technology Education, nor funds required for debt service or bonded indebtedness. All school districts must report the student teacher ratio for every classroom to the Department of Education at the forty-fifth and the one hundred and thirty-fifth day mark. The department shall report this information to the General Assembly for the ~~2021-2022~~ 2022-2023 school year.

In order for a school district to take advantage of the flexibility provisions, at least seventy-five percent of the school district’s per pupil expenditures must be utilized within the In\$ite categories of instruction, instructional support, and only transportation, food service, and safety within non-instruction pupil services. No portion of the seventy-five percent may be used for facilities, business services, debt service, capital outlay, program management, and leadership services, as defined by In\$ite. The school district shall report to the Department of Education the actual percentage of its per pupil expenditures used for classroom instruction, instructional support, and transportation, food service, and safety within non-instruction pupil services for the current school year ending June thirtieth. Salaries of on-site principals must be included in the calculation of the district’s per pupil expenditures.

“In\$ite” means the financial analysis model for education programs utilized by the Department of Education.

School districts are encouraged to reduce expenditures by means, including, but not limited to, limiting the number of low enrollment courses, reducing travel for the staff and the school district’s board, reducing and limiting activities requiring dues and memberships, reducing transportation costs for extracurricular and academic competitions, restructuring administrative staffing, and expanding virtual instruction.

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School districts and special schools may carry forward unexpended funds from the prior fiscal year into the current fiscal year.

Prior to implementing the flexibility authorized herein, school districts must provide to Public Charter Schools the per pupil allocation due to them for each categorical program.

Quarterly throughout the current fiscal year, the chairman of each school district's board and the superintendent of each school district must certify where non-instructional or nonessential programs have been suspended and the specific flexibility actions taken. The certification must be in writing, signed by the chairman and the superintendent, delivered electronically to the State Superintendent of Education, and an electronic copy forwarded to the Chairman of the Senate Finance Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the House Education and Public Works Committee. Additionally, the certification must be presented publicly at a regularly called school board meeting, and the certification must be conspicuously posted on the internet website maintained by the school district.

For the current fiscal year, Section 59-21-1030 is suspended. The foreign language program assessment, and the physical education assessment must be suspended. School districts and the Department of Education are granted permission to purchase the most economical type of bus fuel.

For the current fiscal year, savings generated from the suspension of the assessments enumerated above must be allocated to school districts based on weighted pupil units.

School districts must maintain a transaction register that includes a complete record of all funds expended over one hundred dollars, from whatever source, for whatever purpose. The register must be prominently posted on the district's internet website and made available for public viewing and downloading. The register must include for each expenditure:

- (i) the transaction amount;
- (ii) the name of the payee; and
- (iii) a statement providing a detailed description of the expenditure.

The register must not include an entry for salary, wages, or other compensation paid to individual employees. The register must not include any information that can be used to identify an individual employee. The register must be accompanied by a complete explanation of any codes or acronyms used to identify a payee or an expenditure. The register must be searchable and updated at least once a month.

Each school district must also maintain on its internet website a copy of each monthly statement for all of the credit cards maintained by the entity, including credit cards issued to its officers or employees for official use. The credit card number on each statement must be redacted prior to posting on the internet website. Each credit card statement must be posted not later than the thirtieth day after the first date that any portion of the balance due as shown on the statement is paid.

The Comptroller General must establish and maintain a website to contain the information required by this section from a school district that does not maintain its own internet website. The internet website must be organized so that the public can differentiate between the school districts and search for the information they are seeking.

The provisions contained herein do not amend, suspend, supersede, replace, revoke, restrict, or otherwise affect Chapter 4, Title 30, of the South Carolina Freedom of Information Act. Nothing in this proviso shall be interpreted as prohibiting the State Board of Education to exercise its authority to grant waivers under Regulation 43-261.

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**1A.20 DELETE** (SDE-EIA: Certified Staff Technology Proficiency) Requires the department to approve district technology plans to ensure the incorporation of teacher technology competency standards requiring the demonstration of proficiency in each teacher's professional development plan. Directs that evidence of compliance is a prerequisite for spending district technology funds. **WMC:** DELETE proviso. Requested by the Department of Education.

~~1A.20. (SDE-EIA: Certified Staff Technology Proficiency) To ensure the effective and efficient use of the funding provided by the General Assembly in Part IA, Section 1 VIII.D. for school technology in the classroom and internet access, the State Department of Education shall approve district technology plans that specifically address and incorporate certified staff technology competency standards and local school districts must require certified staff to demonstrate proficiency in these standards as part of each certified staff's Professional Development plan. District adopted technology proficiency standards and plans should be, at minimum, aligned to the International Society for Technology in Education (ISTE) teacher standards. Evidence that districts are meeting the requirement is a prerequisite to expenditure of a district's technology funds.~~

**1A.24 DELETE** (SDE-EIA: Students at Risk of School Failure) Directs how to allocate EIA funds appropriated for students at academic risk of school failure shall be allocated to school districts for the current fiscal year. Requires that at least 85% of funds allocated for these students be spent on instruction and instructional support for students at academic risk. Allows instructional support to include family literacy and parenting programs. Defines students at risk. Directs that public charter schools, Palmetto Unified School District, and DJJ to also receive a proportionate per pupil allocation based on the number of students at academic risk served. **WMC:** DELETE proviso.

~~1A.24. (SDE-EIA: Students at Risk of School Failure) For the current fiscal year, EIA funds appropriated for students at academic risk of school failure, must be allocated to school districts based upon two factors: (1) poverty as determined for the poverty add on weight in Proviso 1.3; and (2) the number of weighted pupil units identified in the prior fiscal year as in need of academic assistance. At least eighty five percent of the funds must be spent on instruction and instructional support for students at academic risk. Instructional support may include family literacy and parenting programs to students at risk for school failure and their families. Students at academic risk are defined as students who are not meeting grade level standards in English language arts/reading and mathematics as evidenced by summative state assessments in grades three through eight or students who are not on track to meeting or exceeding English language arts/reading or mathematics standards by the end of third grade. Public charter schools, the Palmetto Unified School District, and the Department of Juvenile Justice must also receive a proportionate per pupil allocation based on the number of students at academic risk of school failure served.~~

**1A.29 AMEND** (Full-Day 4K) Provides guidelines for participation in and funding for the SC Early Reading Development and Education Program (CERDEP). *Note: Companion SDE proviso is 1.55.* **WMC:** AMEND proviso to direct public and private providers be funded for instructional costs at a minimum rate of \$4,800 per enrolled student. Allows private providers transporting students to and from school to be eligible for reimbursement at a minimum of \$587 per child. Authorizes

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SDE and First Steps to utilize carry forward funds and federal funds as a supplement for materials and equipment. Allows funding appropriated for CERDEP to be carried forward and expended for the same purposes. Changes report date of the annual evaluation of the South Carolina Child Development Education Pilot Program from “January fifteenth” to “March first.” Updates fiscal year references to “2022-23.” Requested by First Steps.

**1A.29.** (SDE-EIA: Full-Day 4K) Beginning with the current fiscal year, eligible students residing in any school district may participate in the South Carolina Early Reading Development and Education program (CERDEP) pending the availability of space and funding. Student eligibility as defined by Section 59-156-130 of the 1976 Code is an annual family income of one hundred eighty-five percent or less of the federal poverty guidelines as promulgated annually by the United States Department of Health and Human Services or a statement of Medicaid eligibility.

A parent or guardian may choose to enroll their child in a public school participating in the program and approved by the Department of Education pursuant to Section 59-156-210 or in a private provider participating in the program and approved by the Office of First Steps pursuant to Section 59-156-200. A private provider includes, but is not limited to, a child care center, a military child care facility regulated by the United States Department of Defense, or a non-profit independent school. State funds appropriated for the provision of CERDEP services in military child care facilities may not be used to supplant existing federal child care funds.

Beginning with the current fiscal year, 4K programs in public schools and non-profit independent schools participating in CERDEP are not required to be approved, registered, or licensed by the Department of Social Services in order to participate in CERDEP. Instead, the Department of Education and the Office of First Steps are responsible for ensuring that providers deliver high-quality educational programs pursuant to Section 59-156-160.

Public and private providers shall be funded for instructional costs at a *minimum* rate of \$4,800 per student enrolled. Eligible students enrolling during the school year or withdrawing during the school year shall be funded on a pro rata basis determined by the length of their enrollment. Private providers transporting eligible children to and from school shall also be eligible for a reimbursement *at a minimum* of \$587 per eligible child transported. All providers who are reimbursed are required to retain records as required by their fiscal agent. New providers participating for the first time in the current fiscal year and enrolling between one and six eligible children shall be eligible to receive up to \$1,000 per child in materials and equipment funding, with providers enrolling seven or more such children eligible for funding not to exceed \$10,000. *The Department of Education and the Office of First Steps Readiness are authorized to utilize carry forward funds and federal funds to supplement the amount expended for materials and equipment.* Providers receiving equipment funding are expected to participate in the program and provide high-quality, center-based programs as defined herein for a minimum of three years. Failure to participate for three years will require the provider to return a portion of the equipment allocation at a level determined by the Department of Education and the Office of First Steps to School Readiness. Funding to providers is contingent upon receipt of data as requested by the Department of Education and the Office of First Steps. The Department of Education shall only provide funding for public school students whose complete records have been entered into PowerSchool based on the one hundred and thirty-five day student average daily membership. For the current fiscal year, providers may enroll pay-lunch children who score at or below the twenty-fifth national percentile on two of the three DIAL-3 subscales by July 1 if at least seventy-five percent of the total number of children eligible or the Child Early Reading

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Development and Education Program in a district or county are projected to be enrolled in that program, Head Start, or ABC Child Care Program as determined by the Department of Education and the Office of First Steps, Child Early Reading Development and Education Program. Providers may receive reimbursement for these children if funds are available. Funding appropriated for CERDEP may be carried forward and expended for the same purpose.

Annually, the Department of Education is directed to audit the annual allocations to public providers to ensure that allocations are accurate and aligned to the appropriate pro rata per student allocation, materials, and equipment funding. In the event the department, during the audit process determines that the annual allocations of the prior fiscal year are not accurate, the department must adjust the allocations for the current fiscal year to account for the audit findings. The department must provide the results of the annual audit findings to the General Assembly no later than December first. Likewise, in the event the Office of First Steps determines that the annual allocations of the prior fiscal year to private providers are not accurate, the Office of First Steps must adjust the allocations for the current fiscal year to account for the findings.

Of the funds appropriated, \$300,000 shall be allocated to the Education Oversight Committee to conduct an annual evaluation of the South Carolina Child Development Education Pilot Program and to issue findings in a report to the General Assembly by ~~January fifteenth~~ March first of each year. To aid in this evaluation, the Education Oversight Committee shall determine the data necessary and both public and private providers are required to submit the necessary data as a condition of continued participation in and funding of the program. This data shall include developmentally appropriate measures of student progress. Additionally, the Department of Education shall issue a unique student identifier for each child receiving services from a private provider. The Department of Education shall be responsible for the collection and maintenance of data on the public state funded full day and half-day four-year-old kindergarten programs. The Office of First Steps to School Readiness shall be responsible for the collection and maintenance of data on the state funded programs provided through private providers. The Education Oversight Committee shall use this data and all other collected and maintained data necessary to conduct a research based review of the program's implementation and assessment of student success in the early elementary grades along with information, recommendations, and a timeline for how the state can increase the number of students served in high-quality programs.

For each school district that chooses not to participate in CERDEP, the district shall receive the same amount of EIA funds as allocated in the prior fiscal year for the provision of a half-day 4K program from the funds appropriated to the Department of Education for CERDEP or from any funds carried forward from the prior fiscal year to CERDEP. For eligible children residing in school districts that do not participate in CERDEP, the Department of Education is required to develop and implement inter-district transfer policies that give parents or guardians the option of their eligible child attending an out-of-district school that participates in CERDEP.

For the current fiscal year, the Office of First Steps may expend: (1) up to \$2,000,000 to pilot a program to provide higher reimbursement rates to high-quality child care centers. The reimbursement rate for students enrolled by child care providers rated B or higher in the ABC Quality System operated by the Department of Social Services may be increased by up to 10% of the per-student base following guidelines developed by the Office of First Steps; and (2) up to \$100,000 to provide one-time supplemental, needs-based incentive grants in an amount not to exceed \$30,000 for newly created and/or newly approved private providers proposing to expand service to ten or more CERDEP eligible children in communities unable to enroll all eligible students in a public, private, or Head Start setting during the prior fiscal year. These grants are designed to address building renovations, documented as necessary to bring proposed classrooms

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into compliance with licensing regulations, materials and staffing costs, and/or other obstacles currently preventing their participation in the program. The First Steps Board of Trustees shall develop and approve an application process that incorporates formal review and fiscal safeguards designed to ensure grant funds are used solely to address documented barriers to program participation. Providers receiving this one-time supplement shall be expected to participate in the program and provide high-quality, center-based programs as defined herein for a minimum of three years. Failure to participate for three years shall require the provider to return a portion of the supplemental allocation at a level determined by the Office of First Steps to **School** Readiness. First Steps shall submit a report detailing its process, expenditures and expanded enrollment to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee by March 15; and (3) up to \$1,000,000 may be used to provide grants to public-private partnerships to address building renovations and designs necessary to get the building and classrooms into compliance with licensing regulations and other obstacles that prevent participation in CERDEP following guidelines developed by the Office of First Steps. Providers participating in this pilot shall be expected to participate in the program and provide high-quality, center-based programs as defined herein for a minimum of three years. Failure to participate for three years shall require the provider to return a portion of the supplemental allocation at a level determined by the Office of First Steps.

If by August first, the Department of Education or the Office of First Steps determines that appropriations will exceed expenditures, available funds may be used to fund an extended program and to increase the length of the program to a maximum of eight and a half hours per day or two hundred and twenty days per year or to fund summer programs. If a district chooses to fund summer enrollment, the program funding shall conform to the funding in this act for full year programs; however, it shall be reduced on a pro rata basis to conform with the length of the program. A summer program shall be no more than eight and a half hours per day and shall be not more than ten weeks in length. The per pupil allocation and classroom grant must conform with the appropriated amount contained in this act and end of year adjustments shall be based on the one hundred and thirty-five-day student average daily membership or later student average daily membership for districts choosing to extend the program past one hundred and eighty days. Funds may also be used to provide parent engagement, professional development and quality evaluations of programs. No later than April first, the Department of Education and the Office of First Steps shall report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee on the expenditure of these funds to include the following information: the amount of money used and specific steps and measures taken to enhance the quality of the 4K program and the amount of money used for professional development as well as the types of professional development offered and the number of participants. The Office of First Steps is directed to determine if the provision of extended programs in private centers improves the ability of parents to enter the workforce or to pursue postsecondary training or industry credentials.

On or before November 15, the Department of Education and the Office of First Steps shall share data that identifies the total number of children enrolled in CERDEP in both public and private providers. If available appropriations exceed the instructional costs of serving children enrolled in the program and if a waiting list of eligible children can be documented by the Department of Education and by the Office of First Steps, then the Executive Budget Office may authorize the transfer of funds between the Department of Education and the Office of First Steps.

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The Office of First Steps and the Department of Education shall collaborate with the South Carolina Head Start State Collaboration Office to inform parents of all publicly funded full-day 4K programs including Head Start.

For Fiscal Year ~~2021-22~~ 2022-23, in response to the COVID-19 crisis, children who were eligible to participate in the Child Early Reading Development and Education Program in the prior fiscal year but did not participate, shall be eligible to participate in the program during Fiscal Year ~~2021-22~~ 2022-23, subject to classroom availability and funding. *Funding appropriated for CERDEP may be carried forward and expended for the same purpose.*

- 1A.30 DELETE** (SDE-EIA: Aid to Districts) Directs that Aid to Districts funds in program VII.A.1 be dispersed to school districts based on the number of weighted pupil units.  
**WMC:** DELETE proviso.

~~1A.30. (SDE-EIA: Aid to Districts) Funds appropriated in Part IA, Section 1, VIII.A.1. Aid to Districts shall be disbursed monthly to school districts. For the current fiscal year, the remaining funds shall be allocated to districts based on the number of weighted pupil units.~~

- 1A.32 DELETE** (SDE-EIA: IDEA Maintenance of Effort) Directs that Aid to Districts funds be used to supplement support of programs and services for students with disabilities; to meet the estimated maintenance of effort for IDEA; or to resolve pending IDEA maintenance of effort litigation. Directs that IDEA maintenance of effort funds may not be transferred for any other purpose and are not subject to flexibility. Requires the department submit an estimate of the IDEA MOE requirement to the General Assembly and the Governor by December first. Authorizes IDEA Maintenance Effort funds to be carried forward and used for the same purpose.  
**WMC:** DELETE proviso.

~~1A.32. (SDE-EIA: IDEA Maintenance of Effort) Prior to the dispersal of funds appropriated in Section VIII.A.1. Aid to Districts according to Proviso 1A.30 for the current fiscal year, in the event that there is a reduction in state funds or there are changes in the Education Finance Act/Base Student Cost formula that would reduce support for children with disabilities, the Department of Education is authorized to utilize funds appropriated in Section VIII.A.1. Aid to Districts to ensure maintenance of state financial support for the IDEA. The department shall distribute these funds using the current fiscal year one hundred thirty five day Average Daily Membership or as directed by the United States Department of Education. Funds provided for these purposes may not be transferred to any other purpose and therefore are not subject to flexibility. For continued compliance with the federal maintenance of state financial support requirements of the IDEA, funding for children with disabilities must, to the extent practicable, be held harmless to budget cuts or reductions to the extent those funds are required to meet federal maintenance of state financial support requirements under the IDEA. In the event cuts to funds that are needed to maintain fiscal effort are necessary, when administering such cuts, the department must not reduce funding to support children with disabilities who qualify for services under the IDEA in a manner that is disproportionate to the level of overall reduction to state programs in general. By December first, the department must submit an estimate of the IDEA maintenance of state financial support requirement to the General Assembly and the Governor. For the current fiscal year, the department may carry forward IDEA Maintenance of Effort funds from the prior fiscal year and expend them in the same manner.~~

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**1A.36 AMEND** (SDE-EIA: Teacher Salaries/SE Average) States that the projected Southeastern average teacher salary for FY 2020-21 is \$53,426. 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. Directs that the salaries of specified personnel must be increased by not less than \$1,000 and requires districts to use the district salary schedule used in the prior fiscal year as the basis for providing the increase. *Note: Companion General Education proviso is 1.79.*

**WMC:** AMEND proviso to change the Southeastern average teacher salary from “\$53,426” to “\$55,898.” Updates the fiscal year reference to “2022-23.” Directs that school districts must maintain local salary supplements for each teacher no less than their prior fiscal year level. Directs that the minimum salary schedule specified in Proviso 1.3 is increased by “\$4000.” Deletes the requirement of using the salary schedule from the prior fiscal year as the basis for the increase.

**1A.36.** (SDE-EIA Teacher Salaries/SE Average) (SDE: Teacher Salaries/SE Average) The projected Southeastern average teacher salary shall be the average of the average teachers’ salaries of the southeastern states as projected by the Revenue and Fiscal Affairs Office. For the current school year, the Southeastern average teacher salary is projected to be ~~\$53,426~~ \$55,898. The General Assembly remains desirous of raising the average teacher salary in South Carolina through incremental increases over the next few years so as to make such equivalent to the national average teacher salary.

Additionally, for the current fiscal year, a local school district board of trustees must increase the salary compensation for all eligible certified teachers employed by the district by no less than one year of experience credit using at a minimum the district salary schedule utilized the prior fiscal year as the basis for providing the step. Application of this provision must be applied uniformly for all eligible certified teachers. For Fiscal Year ~~2021-22~~ 2022-23, ~~the requirement that school districts must maintain local salary supplements per teacher no less than their prior fiscal year level is suspended if additional State funds fill the gap.~~

Furthermore, pursuant to Proviso 1.3 and funds appropriated for State Aid to Classrooms, each cell in the State Minimum Teacher Salary Schedule that is used to increase salaries of those teachers eligible pursuant to Section 59-20-50(4)(b), to include classroom teachers, librarians, guidance counselors, psychologists, social workers, occupational and physical therapists, school nurses, orientation/mobility instructors, and audiologists in the districts of the state, is increased by four thousand dollars.

~~Funds allocated by Proviso 1.3 for implementing a revised state minimum salary schedule for Teacher Salaries must be used to increase salaries of those teachers eligible pursuant to Section 59-20-50(4)(b), to include classroom teachers, librarians, guidance counselors, psychologists, social workers, occupational and physical therapists, school nurses, orientation/mobility instructors, and audiologists in the school districts of the state by not less than one thousand dollars. Districts must use the district salary schedule utilized the prior fiscal year as the basis for providing the increase.~~

For purposes of this provision, teachers shall be defined by the Department of Education using the Professional Certified Staff (PCS) System.

**1A.49 DELETE** (SDE-EIA: 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

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schools. Provides for the use of unexpended funds. 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. Requires charter schools that receive funds through this proviso to send the required information to the EOC and directs that if a school does not send the data, 1% of these funds will be withheld until they are compliant.

**WMC:** DELETE proviso.

~~1A.49.(SDE-EIA: South Carolina Public Charter School Funding) The funds appropriated in Part IA, Section VIII.H. South Carolina Public Charter School Statewide Sponsor must be allocated in the following manner to students at charter schools within the South Carolina Public Charter School District or within a registered Institution of Higher Education: Pupils enrolled in virtual charter schools sponsored by the South Carolina Public Charter School District or a registered Institution of Higher Education shall receive \$1,900 per weighted pupil and pupils enrolled in brick and mortar charter schools sponsored by the South Carolina Public Charter School District or a registered Institution of Higher Education shall receive \$3,600 per weighted pupil. Three and four year old students with a disability, who are eligible for services under IDEA and enrolled in brick and mortar charter schools sponsored by the South Carolina Public Charter School District or registered IHE, shall receive \$3,600 per student for brick and mortar charter schools. Three and four year old students with a disability, who are eligible for serves under IDEA and enrolled in charter schools sponsored by the South Carolina Public Charter School District or a registered IHE, shall be included in student counts for the South Carolina Public Charter School District and registered IHE's solely for purposes of funding under this proviso. Any unexpended funds, not to exceed ten percent of the prior year appropriation, must be carried forward from the prior fiscal year and expended for the same purpose. Any unexpended funds exceeding ten percent of the prior year appropriation must be transferred to the Charter School Facility Revolving Loan Program established in Section 59-40-175. For Fiscal Year 2021-22, the timelines set forth for ruling on charter school applications are extended for sixty calendar days for all applications submitted to the South Carolina Public Charter School District if the district determines that an applicant should be permitted to amend its application to meet the requirements of Section 59-40-60 and Section 59-40-70, of the 1976 Code, based on an applicant's proposal to address an existing achievement gap utilizing an evidence based educational program in an underserved geographical area of the state including, but not limited to, charter schools proposed to be located in any school district that is a plaintiff in the Abbeville law suit. The South Carolina Public Charter School District shall report to the Senate Finance Committee and the House Ways and Means Committee on the outcomes of this extended time for a hearing at the end of the application cycle.~~

**1A.60 DELETE** (SDE-EIA: National Board Certification Incentive) Directs that a \$7,500 salary supplement be paid to public school classroom teachers, including special schools, who are certified by the State Board of Education and the National Board for Professional Teaching Standards if they completed the application process before July 1, 2010 and a \$5,000 salary supplement if they completed the application process after July 1, 2010 as long as they maintain their national board certification. Authorizes these funds to be carried forward and expended for the same purpose. Directs that excess funds be distributed to school districts based on the EFA formula.

**WMC:** DELETE proviso. Requested by the Department of Education.

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~~1A.60.(SDE-EIA: National Board Certification Incentive) Public school classroom teachers, to include teachers employed at the special schools or classroom teachers who work with classroom teachers, to include teachers employed at the special schools who are certified by the State Board of Education and who have been certified by the National Board for Professional Teaching Standards or completed the application process prior to July 1, 2010 shall be paid a \$7,500 salary supplement beginning July first in the year following the year of achieving certification, beginning with 2009 applicants. The special schools include the Governors School for Science and Math, Governors School for the Arts and Humanities, Wil Lou Gray Opportunity School, Governor's School for Agriculture at John de la Howe, School for the Deaf and the Blind, Department of Juvenile Justice and Palmetto Unified School District 1. The \$7,500 salary supplement shall be added to the annual pay of the teacher for the length of the national certificate. However, the \$7,500 supplement shall be adjusted on a pro rata basis for the teachers FTE and paid to the teacher in accordance with the districts payroll procedure. In addition, teachers who have applied prior to July 1, 2010 and are certified by the National Board for Professional Teaching Standards shall enter a recertification cycle for their South Carolina certificate consistent with the recertification cycle for national board certification. National board certified teachers who have been certified by the National Board for Professional Teaching Standards or completed the application process prior to July 1, 2010 moving to this State who hold a valid standard certificate from their sending state are exempted from initial certification requirements and are eligible for a professional teaching certificate and continuing contract status. Their recertification cycle will be consistent with national board certification.~~

~~For the current fiscal year the salary supplement will be \$5,000 for public school classroom teachers, to include teachers employed at the special schools or classroom teachers who work with classroom teachers, to include teachers employed at the special schools who are certified by the State Board of Education and who complete the application process on or after July 1, 2010, beginning in the year of achieving certification and applies uniformly to all teachers covered under Section 59-26-85(A)(2) of the 1976 Code. The special schools include the Governors School for Science and Math, Governors School for the Arts and Humanities, Wil Lou Gray Opportunity School, Governor's School for Agriculture at John de la Howe, School for the Deaf and the Blind, Department of Juvenile Justice and Palmetto Unified School District 1. The \$5,000 salary supplement shall be added to the annual pay of the teacher, not to exceed the lesser of, the length of one national certificate cycle. However, the \$5,000 supplement shall be adjusted on a pro rata basis for the teachers FTE and paid to the teacher in accordance with the districts payroll procedure.~~

~~The department is authorized to carry forward funds and only expend them for the same purpose. Appropriations in excess of applicable expenditures shall be distributed to school districts based on the EFA formula.~~

**1A.65 AMEND (SDE-EIA: Digital Learning Plan)** Directs that the department shall be responsible for the pilot program. Directs that e-Learning districts may use up to five e-Learning days to make-up short-term disruptions to in-person teaching and learning. Directs the EOC to evaluate the impact of alternative methods of instruction on student learning and on working with other agencies to expand access to remote instruction. Defines alternative methods of instruction. Requires the EOC to report annually to the Governor, General Assembly, Department of Education, and State Board of Education.

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**WMC:** AMEND proviso to delete “pilot” and add “e-Learning Days.” Delete the evaluation of the impact of the pilot program of alternative methods of instruction and the annual report requirement. Requested by the Department of Education.

**1A.65.**(SDE-EIA: Digital Learning Plan) The implementation of the ~~pilot~~ *e-Learning* program ~~shall become~~ *is* the responsibility of the Department of Education. Those e-Learning school districts who meet the criteria for an e-Learning district as determined by the Department of Education may use up to five e-Learning days to allow for the make-up of short-term disruptions to in-person teaching and learning.

~~With funds appropriated, the Education Oversight Committee is responsible for evaluating the impact of alternative methods of instruction on student learning and working with other agencies to expand access to quality remote instruction which can be dispatched if necessary. Alternative methods of instruction may include, but are not limited to, online or virtual instruction, remote learning, and hybrid models. The Department of Education and school districts providing alternative methods of instruction must provide data as requested by the committee to evaluate the effectiveness of the instruction. The Education Oversight Committee shall report annually to the Governor, the General Assembly, the Department of Education, and the State Board of Education.~~

**1A.66** **AMEND** (SDE-EIA: Teacher Recruitment Program) Provides for the allocation of \$750,000 of Rural Teacher Recruitment funds to USC’s College of Education (COE) to develop and implement a new teacher recruitment pilot program to be administered by the COE in partnership with the Center for Teaching Quality.

**WMC:** AMEND proviso to update fiscal year reference to “2022-23.”

**1A.66.**(SDE-EIA: Teacher Recruitment Program) On or before September 30th of Fiscal Year ~~2021-22~~ 2022-23, following the development of accountability metrics, \$750,000 of the funds appropriated in this act to the Department of Education for “Rural Teacher Recruitment” shall be allocated to the University of South Carolina’s College of Education (COE) for the development and implementation of a new teacher recruitment pilot program to be administered by the COE in partnership with the Center for Teaching Quality (CTQ). The purpose of the pilot program shall be the employment of innovative and cost-effective teacher recruitment strategies, customized training for new teachers, and dedicated, ongoing mentoring support. The pilot program shall compliment and/or enhance the state’s ongoing rural teacher recruitment initiatives such as those supported pursuant to Proviso 1A.51 of this act. At minimum, the pilot program must assist no fewer than ten school districts to include at least four districts along the 1-95 corridor and serve no fewer than 250 teacher candidates. The pilot program shall stipulate reasonable fees for participating candidates and districts and districts shall agree to release time for required on site mentors who shall be experienced, practicing teachers within the district for the purposes of co-teaching with and supporting candidates’ development. Within participating districts, the pilot program shall emphasize high-need schools and within selected schools, the emphasis shall be on developing teacher candidates teaching in high-need subject areas to include, but not be limited to, STEM and special education with all candidates receiving training in literacy skills. The pilot program design shall be based on emerging empirical evidence of effective teacher education as well as best practices from recent innovations in university-based and alternative certification and residency programs for the dual purpose of recruiting needed candidates with equal focus on retaining accomplished, experienced teachers utilizing, in part, a

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model which contains intensive mentoring and support for candidate teachers. Before any funds are disbursed to the COE, the COE and CTQ shall develop accountability metrics for the pilot program that must include, at minimum, employment outcome indicators such as job placement and retention statistics as well as survey instrumentation in order to measure candidate, mentor, and principal satisfaction with the pilot program. No later than June 30th, program data and evidence collected as a result of this accountability requirement must be shared in report form with the Department of Education, the Education Oversight Committee, the South Carolina Center for Educator Recruitment, Retention, and Advancement, the Commission on Higher Education, the Chairman of the Senate Education Committee, the Chairman of the House Education and Public Works Committee, the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee.

**1A.67 AMEND** (SDE-EIA: Bridge Program) Directs that \$1,400,000 of Rural Teacher Recruitment funds be transferred to SC State University to implement and enhance a BRIDGE program to recruit minority high school students along the I-95 corridor into the teaching profession. Directs SC State to use \$400,000 of these funds to partner with one or more higher education institutions to establish a similar bridge program.

**WMC:** AMEND proviso to update fiscal year reference to “2022-23.”

**1A.67.**(SDE: Bridge Program) Of the funds appropriated for “Rural Teacher Recruitment” in Fiscal Year ~~2021-22~~ 2022-23, \$1,400,000 shall be transferred to South Carolina State University for the implementation and enhancement of a BRIDGE program to recruit minority high school students along the I-95 corridor into the teaching profession by offering them, while still in high school, access to counseling, mentoring, on campus summer enrichment programs, and opportunities for dual enrollment credits at South Carolina State University for the purpose of preparing these students to major in education and to become future teachers along the I-95 corridor. South Carolina State University must utilize \$400,000 of these funds to partner with one or more institutions of higher education to establish a similar bridge program.

**1A.70 AMEND** (SDE-EIA: Surplus) Requires and provides guidelines for the carry forward and expenditure of the EIA cash funds from the prior fiscal year and EIA funds not appropriated or authorized.

**WMC:** AMEND proviso to revise the list of items for which EIA funds may be expended and update the Fiscal Year reference to “2022-23.”

**1A.70.**(SDE-EIA: Surplus) For Fiscal Year ~~2021-22~~ 2022-23, EIA cash funds from the prior fiscal year and EIA funds not otherwise appropriated or authorized must be carried forward and expended on the following items in the order listed:

- ~~1. SDE Grant Committee \$3,000,000;~~
- ~~2. Charter School \$33,216,180;~~
- ~~3. Computer Science Teacher Certification and Learning Opportunities \$700,000;~~
- ~~4. Computer Science Certification and Professional Learning \$1;~~
- ~~5. Instructional Materials \$25,680,251;~~
- ~~6. Full Day 4K (OFS) \$5,219,976;~~
- ~~7. Full Day 4K (SDE) \$6,758,978;~~

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- ~~8. Aid to Districts \$10,821,877;~~
- ~~9. Pattison's Academy (H630) \$1,014,094;~~
- ~~10. Meyer Center (H630) \$173,667;~~
- ~~11. The Continuum (H630) \$1,500,000;~~
- ~~12. Carolina Collaborative for  
Alternative Preparation (H270) \$450,000;~~
- ~~13. HYPE \$500,000;~~
- ~~14. GED Incentive Program (DEW) \$1,500,000;~~
- ~~15. Save the Children \$1,000,000;~~
- ~~16. Greenville Children's Museum \$200,000;~~
- ~~17. Brookland Baptist Church Fifth Quarter \$350,000;~~
- ~~18. Town of Kershaw First Steps  
Building Upgrades \$300,000;~~
- ~~19. Roper Mountain Science Center \$250,000; and~~
- ~~20. Reading Partners \$250,000.~~
- 1. SDE-Grant Committee \$12,150,000;
- 2. Instructional Materials \$100,000,000;
- 3. Pattison's Academy (H630) \$1,214,094;
- 4. Reading Partners \$400,000;
- 5. Center for Educational Partnerships (H270) \$1,500,000;
- 6. Working Conditions Survey (H470) \$500,000;
- 7. Meyer Center \$173,667; and
- 8. Capital Funding for Disadvantaged Schools \$40,000,000.

Any additional funds carried forward and not otherwise appropriated or authorized may be used for instructional materials and school bus purchase.

- 1A.71 ADD** (SDE-EIA: National Board Certification Incentive) **WMC:** ADD new proviso to direct that a \$5,000 or \$7,500 salary supplement be paid to public school classroom teachers, including special schools, who are certified by the State Board of Education and the National Board for Professional Teaching Standards. Provides for the method of determining the supplement amount and requirements of teachers for obtainment and continued awarding. Defines special schools. Authorizes these funds to be carried forward and expended for the same purpose. Directs that excess funds be distributed to school districts based on the EFA formula. Requested by the Department of Education.

*1A.71. (SDE EIA: National Board Certification Incentive) Public school classroom teachers, to include teachers employed at the special schools or classroom teachers who work with classroom teachers, to include teachers employed at the special schools who are certified by both the State Board of Education and the National Board for Professional Teaching Standards (NBPTS), shall be paid an annual salary supplement of either \$7500 or \$5000. When all other criteria included in this provision are met, the amount of the supplement shall be determined by the teacher's date of application to NBPTS and the length of the national certificate as described below.*

*(A) A salary supplement of \$7500 shall be paid to National Board Certified Teachers (NBCTs) who made an initial application before July 1, 2010, and who hold a ten-year national certificate.*

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(B) A salary supplement of \$5000 shall be paid to NBCTs who made an initial application before July 1, 2010, and who hold a five-year national certificate.

(C) A salary supplement of \$5000 shall be paid to NBCTs who made an initial application after July 1, 2010, and who hold either a five-year or a ten-year national certificate.

The salary supplement shall begin in the year the teacher achieves national certification, be added to the teacher's annual pay, and continue as long as the teacher is certified by both the State Board of Education and NBPTS and employed as a public school classroom teacher as described above. However, the supplement shall be adjusted on a pro rata basis for the teacher's FTE and paid to the teacher in accordance with the districts payroll procedure.

The special schools include the Governors School for Science and Math, Governors School for the Arts and Humanities, Wil Lou Gray Opportunity School, Governor's School for Agriculture at John de la Howe, School for the Deaf and the Blind, Department of Juvenile Justice, and Palmetto Unified School District 1.

Public school classroom teachers who are certified by NBPTS shall enter a recertification cycle for their South Carolina certificate consistent with the length of the recertification cycle for National Board Certification. Teachers who are certified by NBPTS moving to this State who hold a valid standard certificate from their sending state are exempted from initial certification requirements and are eligible for a professional teaching certificate and continuing contract status. Their recertification cycle will be consistent with the length of the recertification cycle for National Board Certification. The department is authorized to carry forward funds and only expend them for the same purpose. Appropriations in excess of applicable expenditures shall be distributed to school districts based on the EFA formula.

**1A.72 ADD** (SDE-EIA: ARP Maintenance of Equity) **WMC:** ADD new proviso to allow the department to utilize funds to ensure maintenance of equity requirements under ARP. Requested by the Department of Education.

1A.72. (SDE-EIA: ARP Maintenance of Equity): The Department of Education is authorized to utilize funds appropriated in Section VIII.A.1. Aid to Districts to ensure Maintenance of Equity is met under the American Rescue Plan.

**1A.73 ADD** (SDE-EIA: Evaluation of Alternative Instruction Methods) **WMC:** ADD new proviso to direct EOC to work with other agencies to expand access to remote instruction and evaluate the impact of alternative methods of instruction on student learning. Directs EOC to report annually to the Governor, General Assembly, DOE, and the State Board of Education on the effectiveness of the instruction.

1A.73. (SDE-EIA: Evaluation of Alternative Instruction Methods:) With funds appropriated, the Education Oversight Committee is responsible for evaluating the impact of alternative methods of instruction on student learning and working with other agencies to expand access to quality remote instruction which can be dispatched if necessary. Alternative methods of instruction may include, but are not limited to, online or virtual instruction, remote learning, and hybrid models. The Department of Education and school districts providing alternative methods of instruction must provide data as requested by the committee to evaluate the effectiveness of the instruction. The Education Oversight Committee shall report annually to the Governor, the General Assembly, the Department of Education, and the State Board of Education.

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- 1A.74**    **ADD** (SDE-EIA: Report Card) **WMC:** ADD new proviso to direct the department to produce school report cards by November 1. Requested by Department of Education.

*1A.74. (SDE-EIA: Report Card) For the current fiscal year, the department is directed to produce the school report cards by October 15.*

- 1A.75**    **ADD** (SDE-EIA: Return of Local Control) **WMC:** ADD new proviso to direct that a school district who has been relinquished and returned to the local board of education after a state of emergency must provide a monthly update on their economic and academic conditions to SDE.

*1A.75. (SDE-EIA: Return of Local Control) After management of a school district formerly under a state of emergency declared by the State Superintendent of Education has been relinquished and returned to the local board of education, the school district must provide the State Board of Education with monthly updates on the economic and academic conditions within the district.*

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

- 3.1**        **AMEND** (LEA: 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 “October 1, 2021” to “October 1 of the current fiscal year.”

**3.1.**(LEA: Audit) Each state agency receiving lottery funds shall develop and implement procedures to monitor the expenditures of lottery funds in order to ensure that lottery funds are expended in accordance with applicable state laws, rules, and regulations.

For institutions of higher learning, adopted procedures to monitor expenditures of lottery funds shall be reported to the Commission on Higher Education and the Executive Budget Office by October, 1, ~~2021~~ of the current fiscal year, and these expenditures are subject to annual verification and audit by the Commission on Higher Education on a rotational schedule not to exceed three years. The annual verification and audit shall be funded from the funds appropriated to or authorized for the Commission on Higher Education and the commission shall not assess a fee or charge institutions of higher learning for performing this function. In addition, the Commission on Higher Education shall provide a report to the Executive Budget Office, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee by October first each year summarizing, by institution, how lottery funds were expended in the prior fiscal year, issues and concerns as well as institution responses to those issues and concerns discovered as a result of the commission’s verification and/or audit activity during the prior fiscal year, if any.

For the Department of Education, adopted procedures to monitor expenditures of lottery funds that are allocated to the South Carolina school districts and other recipient institutions according to law and Department of Education guidelines shall be reported to the Executive Budget Office by October 1, ~~2021~~ of the current fiscal year. In addition, the Department of Education shall provide a report to the Executive Budget Office, the Chairman of the Senate

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Finance Committee, and the Chairman of the House Ways and Means Committee on the amount of lottery funds the department distributed to each entity in the prior fiscal year.

All other state agencies must submit their adopted procedures to monitor expenditures of lottery funds to the Executive Budget Office by October 1, ~~2024~~ *of the current fiscal year*.

The Executive Budget Office shall ensure that state agencies receiving lottery funds have procedures in place to monitor expenditures of lottery funds and that the monitoring procedures are operating effectively.

**3.4 DELETE** (FY 2021-22 Lottery Funding) Directs expenditure of lottery funds for Fiscal Year 2021-22.

**WMC:** DELETE proviso.

~~3.4. (LEA: FY 2021-22 Lottery Funding) There is appropriated from the Education Lottery Account for the following education purposes and programs and funds for these programs and purposes shall be transferred by the Executive Budget Office as directed below. These appropriations must be used to supplement and not supplant existing funds for education. For cash flow purposes, the Executive Budget Office may facilitate limited transfers from the general deposits of the state for the exclusive purpose of ensuring the timely distribution of scholarships and tuition assistance payments as provided below. Any use of this transfer allowance must include full reimbursement from the Education Lottery Account to the general deposit accounts of the state prior to the close of the fiscal year.~~

~~The Executive Budget Office is directed to prepare the subsequent Lottery Expenditure Account detail budget to reflect the appropriations of the Education Lottery Account as provided in this section.~~

~~All Education Lottery Account revenue shall be carried forward from the prior fiscal year into the current fiscal year including any interest earnings, which shall be used to support the appropriations contained below.~~

~~For Fiscal Year 2021 22, certified net lottery proceeds and investment earnings for the current fiscal year, and Fiscal Year 2020 21 certified surplus are appropriated as follows:~~

- ~~(1) Commission on Higher Education LIFE Scholarships as provided in Chapter 149, Title 59 ..... \$ 236,771,166;~~
- ~~(2) Commission on Higher Education HOPE Scholarships as provided in Section 59 150 370..... \$ 10,371,104;~~
- ~~(3) Commission on Higher Education Palmetto Fellows Scholarships as provided in Section 59 104 20 ..... \$ 71,173,280;~~
- ~~(4) Commission on Higher Education and State Board for Technical and Comprehensive Education Tuition Assistance.... \$ 51,100,000;~~
- ~~(5) Commission on Higher Education Need Based Grants..... \$ 60,000,000;~~
- ~~(6) Higher Education Tuition Grants Commission Tuition Grants .... \$ 20,000,000;~~
- ~~(7) Commission on Higher Education SC National Guard College Assistance Program as provided in Section 59 111 75 . \$ 2,631,129;~~
- ~~(8) State Board for Technical and Comprehensive Education South Carolina Workforce Industry Needs Scholarship ..... \$ 17,000,000;~~
- ~~(9) South Carolina State University ..... \$ 2,500,000;~~
- ~~(10) State Board for Technical and Comprehensive Education Workforce Scholarships and Grants ..... \$ 5,000,000;~~
- ~~(11) State Board for Technical and Comprehensive Education~~

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	High Demand Job Skill Training Equipment.....	\$ 18,000,000;
(12)	Department of Education—Instructional Materials .....	\$ 66,730,412;
(13)	Department of Alcohol and Other Drug Abuse Services—Gambling Addiction Services.....	\$ 50,000;
(14)	Commission on Higher Education—Transition Program Scholarships .....	\$ 750,000;
(15)	State Library—Aid to County Libraries.....	\$ 1,015,382;
(16)	Commission on Higher Education—Higher Education Excellence Enhancement Program .....	\$ 11,927,526;
(17)	Commission on Higher Education—South Carolina State University Institutes of Innovation .....	\$ 750,000;
(18)	State Board for Technical and Comprehensive Education— Trident Technical College Diesel Mechanic and Driver Training Program.....	\$ 500,000;
(19)	Office of State Treasurer—Scholarship Trust Fund.....	\$ 1;
(20)	Commission on Higher Education—Newberry College Dyslexia Program .....	\$ 250,000;
(21)	Commission on Higher Education—American College of the Building Arts Campus Upgrades .....	\$ 300,000; and
(22)	Commission on Higher Education—University Center of Greenville .....	\$ 380,000.
For Fiscal Year 2021-22, funds certified from unclaimed prizes are appropriated as follows:		
(1)	State Board for Technical and Comprehensive Education— Workforce Scholarships and Grants.....	\$ 11,000,000;
(2)	Commission on Higher Education—Higher Education Excellence Enhancement Program.....	\$ 6,072,474;
(3)	Department of Alcohol and Other Drug Abuse Services— Gambling Addiction Services .....	\$ 50,000;
(4)	Commission on Higher Education—PASCAL.....	\$ 1,500,000;
(5)	Department of Education—School Bus Lease/Purchase.....	\$ 1;
(6)	Department of Education—Instructional Materials.....	\$ 827,524;
(7)	Commission on Higher Education—Carolina Career Clusters Grant .....	\$ 550,000; and
(8)	Office of State Treasurer—Scholarship Trust Fund.....	\$ 1.

Any unclaimed prize funds available in excess of the Board of Economic Advisors estimate of \$20,000,000 shall be appropriated as follows:

Department of Education—School Bus Lease/Purchase ..... \$ All remaining.

If the lottery revenue received from certified unclaimed prizes for Fiscal Year 2021-22 is less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro rata basis.

Fiscal Year 2021-22 funds appropriated to the Commission on Higher Education and the State Board for Technical and Comprehensive Education for Tuition Assistance must be distributed to the technical colleges and two-year institutions as provided in Section 59-150-360. Annually the State Board for Technical and Comprehensive Education and the Commission on Higher Education shall develop the Tuition Assistance distribution of funds.

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~~The provisions of Section 2-75-30 of the 1976 Code regarding the aggregate amount of funding provided for the Centers of Excellence Matching Endowment are suspended for the current fiscal year.~~

~~The Commission on Higher Education is authorized to temporarily transfer funds between appropriated line items in order to ensure the timely receipt of scholarships and tuition assistance. It is the goal of the General Assembly to fund the Tuition Assistance program at such a level to support at least \$996 per student per term for full time students.~~

~~Fiscal Year 2021-22 net lottery proceeds and investment earnings in excess of the certified net lottery proceeds and investment earnings for this period are appropriated and must be used to ensure that all LIFE, HOPE, and Palmetto Fellows Scholarships for Fiscal Year 2021-22 are fully funded.~~

~~If the lottery revenue received for Fiscal Year 2021-22 certified net lottery proceeds and investment earnings for the current fiscal year, Fiscal Year 2020-21 certified surplus, and Fiscal Year 2019-20 certified surplus are less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro rata basis, except that a reduction must not be applied to the funding of LIFE, HOPE, and Palmetto Fellows Scholarships.~~

~~The Commission on Higher Education is authorized to use up to \$400,000 of the funds appropriated in this provision for LIFE, HOPE, and Palmetto Fellows scholarships to provide the necessary level of program support for the scholarship award process and to provide for a Scholarship Compliance Auditor.~~

~~The Higher Education Tuition Grants Commission is authorized to use up to \$70,000 of the funds appropriated in this provision for Tuition Grants to provide the necessary level of program support for the grants award process.~~

~~The funds appropriated to the State Board for Technical and Comprehensive Education (SBTCE) for Workforce Scholarships and Grants shall be used to provide grants for tuition, fees, transportation, or textbook expenses to South Carolina residents enrolled in a career education program that meets all eligibility guidelines promulgated by the SBTCE in consultation with the Department of Education. Funds shall not be used for continuing education courses that do not lead to a degree, professional certificate, or industry recognized credential (IRC).~~

~~(A) Prior to disbursement of funds and no later than July 30, SBTCE must provide the colleges with a Board approved list, compiled based on regional and statewide industry needs of the programs and credentials for which the colleges are allowed to award grants for the current fiscal year.~~

~~(B) Grants shall be awarded from the fund in an amount not exceeding five thousand dollars or the total cost of attendance, whichever is less, for students to attend the program of their choice, including a professional certification program, at a South Carolina public technical college. Priority for grant awards shall be given to students seeking a degree, professional certificate, or industry recognized credential (IRC) in an industry sector with critical workforce needs as identified and recommended by the SBTCE and ratified by the Coordinating Council for Workforce Development.~~

~~(C) By April fifteenth, the SBTCE shall provide a report to the Chairman of House Ways and Means Committee and the Chairman of the Senate Finance Committee detailing use of funds received in the prior fiscal year. The report must include at minimum for each technical college: a list of programs that received funding, amount spent per program, number of students that received grants, grant amount per student, names of credentials completed by students receiving~~

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~~grants, amount of each type of credential completed, and job placement rates for students who completed programs and/or credentials.~~

~~Of the funds appropriated to the State Board for Technical and Comprehensive Education for the South Carolina Workforce Industry Needs Scholarship, the board shall administer the South Carolina Workforce Industry Needs Scholarship as outlined below:~~

~~(A) (1) In the current fiscal year, a student attending a two-year public technical college and majoring in a critical workforce area program, as defined and recommended by the State Board for Technical and Comprehensive Education (SBTCE) and ratified by the South Carolina Coordinating Council for Workforce Development, and who is receiving a Lottery Tuition Assistance Program Scholarship (LTAP) for the current fiscal year, shall receive an additional South Carolina Workforce Industry Needs Scholarship (SC WINS). A student who is attending a two-year public technical college, who meets the income eligibility guidelines for free and reduced-priced meals as established by the United States Department of Agriculture (USDA) and who is receiving a LTAP scholarship for the current fiscal year, shall receive a SC WINS scholarship regardless of the student's major. The SC WINS scholarship is equal to the cost of tuition and mandatory fees after applying all other scholarships or grants, not to exceed two thousand five hundred dollars.~~

~~(2) If the student is a freshman, the student must be enrolled in at least six credit hours of instruction each semester, including at least three credit hours of instruction in one of the critical workforce areas defined by the SBTCE. A student who meets the income guidelines for free and reduced-priced meals as established by the USDA, must be enrolled in at least six credit hours of instruction each semester for the purpose of meeting the required minimum level of instruction in the student's major courses. To receive the additional SC WINS scholarship, the student must receive the underlying LTAP scholarship for that fiscal year and must be making acceptable progress towards receiving a degree in one of the majors pursuant to this proviso. For purposes of meeting this required minimum level of instruction in the freshman's major courses, dual-enrollment courses taken in high school in these critical workforce area programs count toward the fulfillment of the minimum requirement.~~

~~(B) The SBTCE shall adopt rules to define what constitutes a critical workforce program area. Nothing herein prevents a student from changing majors within the acceptable disciplines. Additionally, the SBTCE shall communicate with high school guidance counselors regarding the list of qualifying majors. Critical workforce program additions or deletions must be ratified by the South Carolina Coordinating Council for Workforce Development.~~

~~(C) If the additional SC WINS scholarship is lost, it may be regained in the same manner the underlying LTAP scholarship is regained.~~

~~(D) In order for a student to be eligible after attempting twenty-four academic credit hours, the student must have earned a grade point average of 2.0 or better on a 4.0 grading scale.~~

~~(E) A student may not be eligible to receive the SC WINS scholarship for more than one certificate, diploma, or degree unless the additional certificate, diploma, or degree constitutes progress in the same field of study.~~

~~(F) A dual-enrollment student in high school who is majoring in one of the critical workforce areas at a technical college qualifies for the SC WINS scholarship. A dual-enrollment student in high school who receives a LTAP scholarship at a technical college and qualifies for free and reduced-priced meals, also qualifies for the SC WINS scholarship regardless of the student's major.~~

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~~(G) Additionally, an up to three hundred dollar book allowance is applied to a SC WINS recipient's account, who is majoring in one of the critical workforce areas, for expenses towards the cost of textbooks.~~

~~(H) If a critical workforce area program is placed on suspension during the SBTCE's program evaluation process, that program no longer qualifies for SC WINS funds at that specific college. Students must be advised on how to complete their program by transferring to another technical college or serving as a transient student at another technical college to complete specified courses.~~

~~Of the funds appropriated to the Commission on Higher Education for College Transition Scholarships, the commission shall provide scholarships to South Carolina resident students enrolled at a public institution of higher education in an established College Transition Program (CTP) that serves students with intellectual disabilities. The commission, in consultation with the CTPs, shall develop guidelines establishing scholarship eligibility, retention, and/or renewal requirements in accordance with this paragraph. Scholarships shall be awarded to each South Carolina resident student enrolled in an established public CTP in an amount of \$2,500 per semester, not to exceed \$5,000 per academic year (including summer semester), and no student may receive a scholarship for more than eight semesters in total. The commission, in cooperation with the CTPs, shall collect and report the number of scholarship recipients and other information determined necessary to evaluate the effectiveness of these scholarships in assisting students with intellectual disabilities in college transition programs. The commission shall provide this report to the Governor, the Chairman of the House Education and Public Works Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee no later than September 30.~~

~~Of the funds appropriated to the Commission on Higher Education for South Carolina State University Institutes of Innovation, the university shall provide the following information to the Commission on Higher Education by August first: (a) an operating budget demonstrating how the state funds will be spent in the fiscal year in which funds are received; (b) goals to be accomplished and a proposed timeline for reaching the goals; and (c) proposed measures to evaluate success in implementing and meeting the goals. For accountability purposes, by March first, the university shall submit a final report to the Commission on Higher Education that details: (a) final expenditures and any remaining funds in the operating budget; (b) achieved goals and the timeline detailing when the goals were achieved; and (c) specific measures demonstrating success in implementing and meeting the stated goals. By April fifteenth, the Commission on Higher Education shall report this information to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee.~~

~~Of the funds appropriated to the Commission on Higher Education for Carolina Career Clusters Grant, upon application by an eligible institution as defined in this paragraph, the commission shall disburse \$300,000 to Allen University and \$50,000 each to Benedict College, Claflin University, and Voorhees College provided that each were recipients of a single competitive grant from a private sector endowment of not less than \$1,000,000 within the immediately two prior fiscal years. The proceeds of \$300,000 to Allen University must be expended on the statewide expansion of the Institute for Civility and supportive services directly related to the private sector donor's initiatives. The proceeds of \$50,000 each to Benedict College, Claflin University, and Voorhees College must be expended on students and/or student support services directly related to the private sector grantor's initiative to better prepare students for employment in high paying job clusters across the state and for no other purpose. Prior to disbursement, the commission shall verify that an eligible institution shall provide no less than a 1 to 1 match of~~

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~~the funds to be disbursed. Notwithstanding other requirements of this paragraph, the commission shall also disburse \$100,000 to a non profit, four year comprehensive institution of higher learning in South Carolina, first established as a college in 1908, is SACS accredited, and offers baccalaureate degrees and at least one master's or graduate degree.~~

**3.5**     **ADD** (LEA: FY 2022-23 Lottery Funding) **WMC:** ADD new proviso to direct expenditure of lottery funds for FY 2022-23.

3.5. (LEA: FY 2022-23 Lottery Funding) There is appropriated from the Education Lottery Account for the following education purposes and programs and funds for these programs and purposes shall be transferred by the Executive Budget Office as directed below. These appropriations must be used to supplement and not supplant existing funds for education. For cash flow purposes, the Executive Budget Office may facilitate limited transfers from the general deposits of the state for the exclusive purpose of ensuring the timely distribution of scholarships and tuition assistance payments as provided below. Any use of this transfer allowance must include full reimbursement from the Education Lottery Account to the general deposit accounts of the state prior to the close of the fiscal year.

The Executive Budget Office is directed to prepare the subsequent Lottery Expenditure Account detail budget to reflect the appropriations of the Education Lottery Account as provided in this section.

All Education Lottery Account revenue shall be carried forward from the prior fiscal year into the current fiscal year including any interest earnings, which shall be used to support the appropriations contained below.

For Fiscal Year 2022-23, certified net lottery proceeds and investment earnings for the current fiscal year, Fiscal Year 2020-21 certified surplus, and Fiscal Year 2021-22 certified surplus are appropriated as follows:

- (1) Commission on Higher Education--LIFE Scholarships as provided in Chapter 149, Title 59..... \$ 232,953,938;
- (2) Commission on Higher Education--HOPE Scholarships as provided in Section 59-150-370..... \$ 10,694,895;
- (3) Commission on Higher Education--Palmetto Fellows Scholarships as provided in Section 59-104-20..... \$ 71,474,067;
- (4) Commission on Higher Education and State Board for Technical and Comprehensive Education--Tuition Assistance.... \$ 51,100,000;
- (5) Commission on Higher Education--Need-Based Grants ..... \$ 60,000,000;
- (6) Higher Education Tuition Grants Commission--Tuition Grants.....\$ 20,000,000;
- (7) Commission on Higher Education--SC National Guard College Assistance Program as provided in Section 59-111-75 ..... \$ 6,200,000;
- (8) State Board for Technical and Comprehensive Education--South Carolina Workforce Industry Needs Scholarship ..... \$ 17,000,000;
- (9) South Carolina State University..... \$ 2,500,000;
- (10) State Board for Technical and Comprehensive Education--Workforce Scholarships and Grants..... \$ 78,000,000;
- (11) State Board for Technical and Comprehensive Education--High Demand Job Skill Training Equipment..... \$ 7,000,000;
- (12) Commission on Higher Education--College Transition

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*Program Scholarships ..... \$ 4,105,597; and*  
*(13) Commission on Higher Education--PASCAL ..... \$ 1,500,000.*  
*For Fiscal Year 2022-23, funds certified from unclaimed prizes are appropriated as follows:*  
*(1) Commission on Higher Education--Higher Education*  
*Excellence Enhancement Program ..... \$ 6,072,474;*  
*(2) Department of Alcohol and Other Drug Abuse Services--*  
*Gambling Addiction Services..... \$ 100,000;*  
*(3) State Board for Technical and Comprehensive Education--*  
*High Demand Job Skill Training Equipment ..... \$ 13,827,525; and*  
*(4) Department of Education--School Bus Lease/Purchase ..... \$ 1.*

*Any unclaimed prize funds available in excess of the Board of Economic Advisors estimate of \$20,000,000 shall be appropriated as follows:*

*Department of Education--School Bus Lease/Purchase ..... \$ All remaining.*

*If the lottery revenue received from certified unclaimed prizes for Fiscal Year 2022-23 is less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro rata basis.*

*Fiscal Year 2022-23 funds appropriated to the Commission on Higher Education and the State Board for Technical and Comprehensive Education for Tuition Assistance must be distributed to the technical colleges and two-year institutions as provided in Section 59-150-360. Annually the State Board for Technical and Comprehensive Education and the Commission on Higher Education shall develop the Tuition Assistance distribution of funds.*

*The provisions of Section 2-75-30 of the 1976 Code regarding the aggregate amount of funding provided for the Centers of Excellence Matching Endowment are suspended for the current fiscal year.*

*The Commission on Higher Education is authorized to temporarily transfer funds between appropriated line items in order to ensure the timely receipt of scholarships and tuition assistance. It is the goal of the General Assembly to fund the Tuition Assistance program at such a level to support at least \$996 per student per term for full time students.*

*Fiscal Year 2022-23 net lottery proceeds and investment earnings in excess of the certified net lottery proceeds and investment earnings for this period are appropriated and must be used to ensure that all LIFE, HOPE, and Palmetto Fellows Scholarships for Fiscal Year 2022-23 are fully funded.*

*If the lottery revenue received for Fiscal Year 2022-23 certified net lottery proceeds and investment earnings for the current fiscal year, Fiscal Year 2021-22 certified surplus, and Fiscal Year 2020-21 certified surplus are less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro rata basis, except that a reduction must not be applied to the funding of LIFE, HOPE, and Palmetto Fellows Scholarships.*

*The Commission on Higher Education is authorized to use up to \$400,000 of the funds appropriated in this provision for LIFE, HOPE, and Palmetto Fellows scholarships to provide the necessary level of program support for the scholarship award process and to provide for a Scholarship Compliance Auditor.*

*The Higher Education Tuition Grants Commission is authorized to use up to \$70,000 of the funds appropriated in this provision for Tuition Grants to provide the necessary level of program support for the grants award process.*

*The funds appropriated to the State Board for Technical and Comprehensive Education (SBTCE) for Workforce Scholarships and Grants shall be used to provide grants for tuition, fees,*

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transportation, or expenses for required course related materials to South Carolina residents enrolled in a career education program that meets all eligibility guidelines promulgated by the SBTCE in consultation with the Department of Education. Funds shall not be used for continuing education courses that do not lead to a degree, professional certificate, or industry-recognized credential (IRC).

(A) Prior to disbursement of funds and no later than July 30, SBTCE must provide the colleges with a Board approved list, compiled based on regional and statewide industry needs of the programs and credentials for which the colleges are allowed to award grants for the current fiscal year.

(B) Grants shall be awarded from the fund in an amount not exceeding five thousand dollars or the total cost of attendance, whichever is less, for students to attend the program of their choice, including a professional certification program, at a South Carolina public technical college. Priority for grant awards shall be given to students seeking a degree, professional certificate, or industry-recognized credential (IRC) in an industry sector with critical workforce needs as identified and recommended by the SBTCE and ratified by the Coordinating Council for Workforce Development.

(C) By April fifteenth, the SBTCE shall provide a report to the Chairman of House Ways and Means Committee and the Chairman of the Senate Finance Committee detailing use of funds received in the prior fiscal year. The report must include at minimum for each technical college: a list of programs that received funding, amount spent per program, number of students that received grants, grant amount per student, names of credentials completed by students receiving grants, amount of each type of credential completed, and job placement rates for students who completed programs and/or credentials.

Of the funds appropriated to the State Board for Technical and Comprehensive Education for the South Carolina Workforce Industry Needs Scholarship, the board shall administer the South Carolina Workforce Industry Needs Scholarship as outlined below:

(A)(1) In the current fiscal year, a student attending a two year public technical college and majoring in a critical workforce area program, as defined and recommended by the State Board for Technical and Comprehensive Education (SBTCE) and ratified by the South Carolina Coordinating Council for Workforce Development, and who is receiving a Lottery Tuition Assistance Program Scholarship (LTAP) for the current fiscal year, shall receive an additional South Carolina Workforce Industry Needs Scholarship (SC WINS). A student who is attending a two-year public technical college, who meets the income eligibility guidelines for free and reduced-priced meals as established by the United States Department of Agriculture (USDA) and who is receiving a LTAP scholarship for the current fiscal year, shall receive a SC WINS scholarship regardless of the student's major. The SC WINS scholarship is equal to the cost of tuition and mandatory fees after applying all other scholarships or grants, not to exceed two thousand five hundred dollars.

(2) If the student is a freshman, the student must be enrolled in at least six credit hours of instruction each semester, including at least three credit hours of instruction in one of the critical workforce areas defined by the SBTCE. A student who meets the income guidelines for free and reduced-priced meals as established by the USDA, must be enrolled in at least six credit hours of instruction each semester for the purpose of meeting the required minimum level of instruction in the student's major courses. To receive the additional SC WINS scholarship, the student must receive the underlying LTAP scholarship for that fiscal year and must be making acceptable progress towards receiving a degree in one of the majors pursuant to this proviso. For purposes of meeting this required minimum level of instruction in the freshman's major

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courses, dual enrollment courses taken in high school in these critical workforce area programs count toward the fulfillment of the minimum requirement.

(B) The SBTCE shall adopt rules to define what constitutes a critical workforce program area. Nothing herein prevents a student from changing majors within the acceptable disciplines. Additionally, the SBTCE shall communicate with high school guidance counselors regarding the list of qualifying majors. Critical workforce program additions or deletions must be ratified by the South Carolina Coordinating Council for Workforce Development.

(C) If the additional SC WINS scholarship is lost, it may be regained in the same manner the underlying LTAP scholarship is regained.

(D) In order for a student to be eligible after attempting twenty-four academic credit hours, the student must have earned a grade point average of 2.0 or better on a 4.0 grading scale.

(E) A student may not be eligible to receive the SC WINS scholarship for more than one certificate, diploma, or degree unless the additional certificate, diploma, or degree constitutes progress in the same field of study.

(F) A dual-enrollment student in high school who is majoring in one of the critical workforce areas at a technical college qualifies for the SC WINS scholarship. A dual enrollment student in high school who receives a LTAP scholarship at a technical college and qualifies for free and reduced-priced meals, also qualifies for the SC WINS scholarship regardless of the student's major.

(G) Additionally, an up to three-hundred-dollar book allowance is applied to a SC WINS recipient's account, who is majoring in one of the critical workforce areas, for expenses towards the cost of required course related materials.

(H) If a critical workforce area program is placed on suspension during the SBTCE's program evaluation process, that program no longer qualifies for SC WINS funds at that specific college. Students must be advised on how to complete their program by transferring to another technical college or serving as a transient student at another technical college to complete specified courses.

Of the funds appropriated to the Commission on Higher Education for College Transition Scholarships, the commission shall provide scholarships to South Carolina resident students enrolled at a public institution of higher education in an established College Transition Program (CTP) that serves students with intellectual disabilities. The commission, in consultation with the CTPs, shall develop guidelines establishing scholarship eligibility, retention, and/or renewal requirements in accordance with this paragraph. Scholarships shall be awarded to each South Carolina resident student enrolled in an established public CTP in an amount of at least \$2,500 per semester, not to exceed \$10,000 per academic year (including summer semester), and no student may receive a scholarship for more than eight semesters in total. In addition, the limitations of Proviso 11.12 notwithstanding, individual CTPs shall have the discretion to allocate a portion of their aggregate funding provided pursuant to this provision for need-based grants to eligible students. This discretion is allowable only to the extent that the funding for need-based grants for eligible CTP students provided pursuant to Proviso 11.12 has first been fully exhausted. The commission, in cooperation with the CTPs, shall collect and report the number of scholarship recipients and other information determined necessary to evaluate the effectiveness of these scholarships in assisting students with intellectual disabilities in college transition programs. The commission shall provide this report to the Governor, the Chairman of the House Education and Public Works Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the

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*Senate Finance Committee no later than September 30. Unexpended funds may be carryforward and used for the same purpose.*

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

- 6.10 DELETE** (SDB: Early Childhood Center) Authorizes the school to transfer \$500,000 appropriated for the Thackston Hall Roof Replacement project in Act 91 of 2015 to the Early Childhood Center Construction project.

**WMC:** DELETE proviso.

~~6.10. (SDB: Early Childhood Center) The School for the Deaf and the Blind shall be authorized to redirect and transfer the \$500,000 appropriated for the Thackston Hall Roof Replacement in Act 91 of 2015 by Proviso 118.14(B)(5)(a) to the Early Childhood Center Construction project.~~

- 6.12 ADD** (SDB: Recruitment and Workforce) **WMC:** ADD new proviso to authorize the school to offer wages equal to or 10% above the school district in which it resides without being subject to the State Office of Human Resources approval, so long as offers are less than the maximum of pay bands 3 and 4.

*6.12. (SDB: Recruitment and Workforce) The School for Deaf and Blind is authorized to offer competitive wages equivalent to or 10% above the school district in which it resides for support services personnel. Offers resulting in the starting pay exceeding the midpoint, but less than the maximum of pay bands 3 and 4 are not subject to State Office of Human Resources approval.*

**SECTION 9 - H640 - GOVERNOR'S SCHOOL FOR THE ARTS AND HUMANITIES**

- 9.1 ADD MOVED PROVISO** (GSAH: Leave Policy) **WMC:** ADD new proviso to authorize the Governor's School to promulgate regulations governing annual and sick leave policy for faculty and staff respective to the school calendar to meet the instructional needs of students. *Moved from proviso 1.21. The Governor's Schools for the Arts & Humanities and Science was removed from the SDE budget and is displayed as a separate agency.*

*9.1 (GSAH: Leave Policy) The Governor's School for the Arts and Humanities shall be authorized to promulgate administrative policy governing annual and sick leave relative to faculty and staff with the approval of their board of directors. This policy shall address their school calendar in order to comply with the instructional needs of students attending the special school.*

- 9.2 ADD MOVED PROVISO** (GSAH: Carry Forward) **WMC:** ADD new proviso to authorize the Governor's School to carry forward unexpended funds and to spend those funds at the discretion of the school's board of trustees. *Moved from proviso 1.27. The Governor's Schools for the Arts & Humanities and Science was removed from the SDE budget and is displayed as a separate agency.*

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9.2. (GSAH: Carry Forward) Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated to or generated by the Governor's School for the Arts and Humanities may be carried forward and expended in the current fiscal year pursuant to the discretion of the board of trustees of the school.

- 9.3 ADD MOVED PROVISO (GSAH: Schools' Fees) WMC:** ADD new proviso to authorize the Governor's School to charge, collect, expend and carry forward student fees approved by its Board of Directors. Direct that no student will be denied admittance due to financial inability to pay. Require the school to conspicuously publish a fee schedule on its website. *Moved from proviso 1.28. The Governor's Schools for the Arts & Humanities and Science was removed from the SDE budget and is displayed as a separate agency.*

9.3. (GSAH: Schools' Fees) The Governor's School for the Arts and Humanities shall be authorized to charge, collect, expend, and carry forward student fees as approved by their Board of Directors. The purpose and amount of any such fees shall be to maintain program quality in both academics and residential support. No student shall be denied admittance or participation due to financial inability to pay. The Board of Directors shall promulgate administrative policy governing the collection of all student fees. The school shall conspicuously publish a fee schedule on their website.

- 9.4 ADD MOVED PROVISO (GSAH: Certified Teacher Designation) WMC:** ADD new proviso to authorize the Governor's School, the Charleston School of the Arts, and the Greenville Fine Arts Center to employ non-certified classroom teachers in literary, visual and performing arts subject areas. *Moved from proviso 1.31. The Governor's Schools for the Arts & Humanities and Science was removed from the SDE budget and is displayed as a separate agency.*

9.4. (GSAH: Certified Teacher Designation) Because of the unique nature of the Governor's School for the Arts and Humanities, the Charleston School of the Arts, and the Greenville County Fine Arts Center, the schools are authorized to employ, at its discretion, noncertified classroom teachers teaching in the literary, visual, and performing arts subject areas who are otherwise considered to be appropriately qualified in a ratio of up to one hundred percent of the entire teacher staff.

- 9.5 ADD MOVED PROVISO (GSAH: Residency Requirement) WMC:** ADD new proviso to require parent(s) or guardian(s) prove they legally reside in this state if they have a student attending the Governor's School. Prohibit the Governor's School from admitting students whose parent(s) or guardian(s) is not a legal resident of this state. *Moved from proviso 1.43. The Governor's Schools for the Arts & Humanities and Science was removed from the SDE budget and is displayed as a separate agency.*

9.5. (GSAH: Residency Requirement) Of the funds appropriated, the Governor's School for the Arts and the Humanities shall ensure that a parent(s) or guardian(s) of a student attending the Governor's School must prove that they are a legal resident of the state of South Carolina at the time of application and must remain so throughout time of attendance. The Governor's School for the Arts and the Humanities may not admit students whose parent(s) or guardian(s) are not legal residents of South Carolina.

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- 9.6**     **ADD MOVED PROVISO** (GSAH: Informational Access to Students) **WMC:** ADD new proviso to require school districts to permit the Governor's School to work with individual schools and their staff in order to share information with students and families about educational opportunities the Governor's School offers. Require the Governor's School to report to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, on results of these efforts. *Moved from proviso 1.58. The Governor's Schools for the Arts & Humanities and Science was removed from the SDE budget and is displayed as a separate agency.*

9.6. (GSAH: Informational Access to Students) For the current fiscal year, school districts must permit the Governor's School for the Arts and Humanities to collaborate with individual schools and their staff to share information with students and families about the educational opportunities offered at the Governor's School through avenues including school visits, informational presentations, and posters. By June thirtieth of the current fiscal year, the Governor's School for the Arts and Humanities must report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee the results of these informational access efforts. Further, the Governor's School shall work with districts, the Department of Education, and School Report Card administrators to ensure that SAT scores of current Governor's School students are included in the School Report Card of those students' resident schools and districts.

**SECTION 10 - H650 - GOVERNOR'S SCHOOL FOR SCIENCE AND MATHEMATICS**

- 10.1**     **ADD MOVED PROVISO** (GSSM: Carry Forward) **WMC:** ADD new proviso to authorize the Governor's School to carry forward unexpended funds and to spend those funds at the discretion of the school's board of trustees. *Moved from proviso 1.7. The Governor's School for Science & Mathematics was removed from the SDE budget and is displayed as a separate agency.*

10.1. (GSSM: Carry Forward) Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated to or generated by the Governor's School for Science and Mathematics may be carried forward and expended in the current fiscal year pursuant to the direction of the board of trustees of the school.

- 10.2**     **ADD MOVED PROVISO** (GSSM: Leave Policy) **WMC:** ADD new proviso to authorize the Governor's School to promulgate regulations governing annual and sick leave policy for faculty and staff respective to the school calendar to meet the instructional needs of students. *Moved from proviso 1.21. The Governor's Schools for Science & Mathematics was removed from the SDE budget and is displayed as a separate agency.*

10.2. (GSSM: Leave Policy) The Governor's School for Science and Mathematics shall be authorized to promulgate administrative policy governing annual and sick leave relative to faculty and staff with the approval of their board of directors. This policy shall address their school calendar in order to comply with the instructional needs of students attending the special school.

- 10.3**     **ADD MOVED PROVISO** (GSSM: Schools' Fees) **WMC:** ADD new proviso to authorize the Governor's School to charge, collect, expend and carry forward student fees approved by its Board of Directors. Direct that no student will be denied admittance due to financial inability to

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pay. Require the school to conspicuously publish a fee schedule on its website. *Moved from proviso 1.29. The Governor's Schools for Science & Mathematics was removed from the SDE budget and is displayed as a separate agency.*

*10.3. (GSSM: Schools' Fees) The Governor's School for Science and Mathematics shall be authorized to charge, collect, expend, and carry forward student fees as approved by their Board of Directors. The purpose and amount of any such fees shall be to maintain program quality in both academics and residential support. No student shall be denied admittance or participation due to financial inability to pay. The Board of Directors shall promulgate administrative policy governing the collection of all student fees. The school shall conspicuously publish a fee schedule on their website.*

- 10.4 ADD MOVED PROVISO** (GSSM: Residency Requirement) **WMC:** ADD new proviso to require parent(s) or guardian(s) prove they legally reside in this state if they have a student attending the Governor's School. Prohibit the Governor's School from admitting students whose parent(s) or guardian(s) is not a legal resident of this state. *Moved from proviso 1.43. The Governor's Schools for Science & Mathematics was removed from the SDE budget and is displayed as a separate agency.*

*10.4. (GSSM: Residency Requirement) Of the funds appropriated, the Governor's School for Science and Mathematics shall ensure that a parent(s) or guardian(s) of a student attending the Governor's School for Science and Mathematics must prove that they are a legal resident of the state of South Carolina at the time of application and must remain so throughout time of attendance. The Governor's School for Science and Mathematics may not admit students whose parent(s) or guardian(s) are not legal residents of South Carolina.*

- 10.5 ADD MOVED PROVISO** (GSSM: Informational Access to Students) **WMC:** ADD new proviso to require school districts to permit the Governor's School to work with individual schools and their staff in order to share information with students and families about educational opportunities the Governor's School offers. Require the Governor's School to report to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, on results of these efforts. *Moved from proviso 1.58. The Governor's Schools for Science & Mathematics was removed from the SDE budget and is displayed as a separate agency.*

*10.5. (GSSM: Informational Access to Students) For the current fiscal year, school districts must permit the Governor's School for Science and Mathematics to collaborate with individual schools and their staff to share information with students and families about the educational opportunities offered at the Governor's School through avenues including school visits, informational presentations, and posters. By June thirtieth of the current fiscal year, the Governor's School for Science and Mathematics must report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee the results of these informational access efforts. Further, the Governor's School shall work with districts, the Department of Education, and School Report Card administrators to ensure that SAT scores of current Governor's School students are included in the School Report Card of those students' resident schools and districts.*

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

- 11.18 AMEND** (CHE: Suspend Governor's Professor of the Year Award) Suspends the Governor's Professor of the Year Award for FY 2021-22.  
**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**11.18.** (CHE: Suspend Governor's Professor of the Year Award) The requirements of Section 59-104-220 of the 1976 Code pertaining to the Governor's Professor of the Year Award shall be suspended for Fiscal Year ~~2021-22~~ 2022-23.

**SECTION 18 - H210 - LANDER UNIVERSITY**

- 18.1 DELETE** (LU: Lander Fund Repurpose) Redirects funds remaining of the \$3,313,400 appropriated in Act 92 of 2019 for Lander University - Roof Replacement to be used for campus renovations and improvements. Directs that unexpended funds may be carried forward for the same purpose.  
**WMC:** DELETE proviso.

**18.1.** (LU: Lander Fund Repurpose) ~~Funds remaining of the \$3,313,400 appropriated in Act No. 92 of 2019, Section 2, Item (9) to Lander University - Roof Replacements shall be redirected to be used for campus renovations and improvements. Unexpended funds may be carried forward to be expended for the same purpose.~~

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

- 20.4 DELETE** (USC: Beaufort Fund Repurpose) Directs that funds remaining from the \$1,750,000 appropriated in the 2018 CRF and the \$4,500,000 appropriated in the 2019 CRF for USC Beaufort Library/Classroom Building Expansion be redirected and used for a new commencement/convocation center. Allows unexpended funds to be carried forward and used for the same purpose.  
**WMC:** DELETE proviso.

**20.4.** (USC: Beaufort Fund Repurpose) ~~Funds remaining of the \$1,750,000 appropriated in Act 268 of 2018, Section 1, Item (21) and \$4,500,000 appropriated in Act No. 92 of 2019, Section 2, Item (16) to the University of South Carolina Beaufort for the Library/Classroom Building Expansion shall be redirected to be used for a new commencement/convocation center. Unexpended funds may be carried forward to be expended for the same purpose.~~

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

- 25.5 DELETE** (TEC: Aiken Fund Repurpose) Directs that the \$640,000 appropriated for the Aiken Technical College Academic Building in Support of STEM and Engineering in Act 104 of 2013 be redirected for campus renovations and improvements and authorize unexpended funds to be carried forward and used for the same purpose.  
**WMC:** DELETE proviso.

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**25.5.** (TEC: Aiken Fund Repurpose) ~~Funds remaining of the \$640,000 appropriated in Act No. 104 of 2013, Section 1, Item (29) to the State Board for Technical and Comprehensive Education for the Aiken Technical College Academic Building in Support of STEM and Engineering shall be redirected to be used for campus renovations and improvements. Unexpended funds may be carried forward to be expended for the same purpose.~~

**SECTION 27 - H870 - STATE LIBRARY**

**27.1** **AMEND** (LIB: 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 \$100,000 minimum amount to be received by each county.

**WMC:** AMEND proviso to update census year reference to from “2010” to “2020” and county allocation to from “\$100,000” to “\$150,000.”

**27.1.** (LIB: Aid to Counties Libraries Allotment) The amount appropriated in this section for “Aid to County Libraries” shall be allotted to each county on a per capita basis according to the official United States Census For ~~2010~~ 2020, as aid to the County Library. No county shall be allocated less than ~~\$100,000~~ \$150,000 under this provision. To receive this aid, local library support shall not be less than the amount actually expended for library operations from local sources in the second preceding year.

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

**33.20** **AMEND** (DHHS: Medicaid Accountability and Quality Improvement Initiative) Directs the department to implement accountability and quality improvements initiatives for: (A) Healthy Outcomes Initiative; (B) Improve Community Health; (C) Rural Hospital DSH Payment; (D) Primary Care Safety Net; (E) Obesity Education; (F) Provider Eligibility Data; (G) Pilot of All-Inclusive Health Intervention for Vulnerable Mental Health Patients; and (H) Publish Quarterly Progress Reports

**WMC:** AMEND proviso to delete the requirement that the department shall consult with the Department of Alcohol and Other Drug Abuse Services.

**33.20.** (DHHS: Medicaid Accountability and Quality Improvement Initiative) From the funds appropriated and authorized to the Department of Health and Human Services, the department is authorized to implement the following accountability and quality improvement initiatives:

(A) Healthy Outcomes Initiative - The Department of Health and Human Services may tie Disproportionate Share Hospital (DSH) payments to participation in the Healthy Outcomes Initiative and may expand the program as DSH funding is available.

(B) To improve community health, the department may explore various health outreach, education, patient wellness and incentive programs. The department may pilot health interventions targeting diabetes, smoking cessation, weight management, heart disease, and other health conditions. These programs may be expanded as their potential to improve health and lower costs are identified by the department.

(C) Rural Hospital DSH Payment - Medicaid-designated rural hospitals in South Carolina may be eligible to receive up to one hundred percent of costs associated with uncompensated care as part of the DSH program. Funds shall be allocated from the existing DSH program. To be eligible, rural hospitals must participate in reporting and quality guidelines published by the

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department and outlined in the Healthy Outcomes Initiative. In addition to the requirements placed upon them by the department, rural hospitals must actively participate with the department and any other stakeholder identified by the department, in efforts to design an alternative health care delivery system in these regions.

(D) Primary Care Safety Net - The department shall implement a methodology to reimburse safety net providers participating in a hospital Healthy Outcomes Initiative program to provide primary care, behavioral health services, and pharmacy services for chronically ill individuals that do not have access to affordable insurance. Qualifying safety net providers are approved, licensed, and duly organized Federally Qualified Health Centers (FQHCs and other entities receiving funding under Section 330 of the Public Health Services Act), Rural Health Clinics (RHCs), local alcohol and drug abuse authorities established by Act 301 of 1973, Free Clinics, other clinics serving the uninsured, and Welvista. The department shall formulate a methodology and allocate \$3,600,000 for innovative care strategies for qualifying safety net providers. The department shall formulate a separate methodology and allocate \$5,000,000 of funding to FQHCs, at least \$1,500,000 of funding for Free Clinics, and \$1,500,000 of funding for local alcohol and drug abuse authorities created under Act 301 of 1973 and up to \$4,000,000 for capital improvements to the Act 301 facilities ~~through consultation with the Department of Alcohol and Other Drug Abuse Services~~, to ensure funds are provided on a needs based approach. The department may continue to develop and implement a process for obtaining encounter-level data that may be used to assess the cost and impact of services provided through this proviso. Any newly established Community Health Center/FQHC shall receive an amount equivalent to the average disbursement made to all centers/FQHCs.

(E) The department shall allocate funds to be used for obesity education for patients, reimbursement payments for providers, and continuing education for all providers through partnerships with the Department.

(F) To be eligible for funds in this proviso, providers must provide the department with patient, service and financial data to assist in the operation and ongoing evaluation of both the initiatives resulting from this proviso, and other price, quality, transparency and DSH accountability efforts currently underway or initiated by the department. The Revenue and Fiscal Affairs Office shall provide the department with any information required by the department in order to implement this proviso in accordance with state law and regulations.

(G) The department may pilot a behavioral health intervention program for wrap-around care to vulnerable mental health patients who frequent the emergency room in hotspots and underserved areas within the state. The pilot program must provide reports detailing progress on the target population and health outcomes achieved. These programs may be expanded as their potential to improve health and lower costs are identified by the department.

(H) The department shall publish quarterly reports on the agency's website regarding the department's progress in meeting the goals established by this provision.

**33.22 AMEND (DHHS: Rural Health Initiative)** Directs the department to use Rural Health Initiative funds to partner with various state agencies, institutions, and other key stakeholders to develop a strategic plan to address medically underserved communities and authorize the department 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 ensure rural physician coverage through the following: Rural and Underserved Area Provider Capacity; Rural Healthcare Coverage and Education; Rural Medicine Workforce Development; Statewide Health Innovation; and Maternal Mortality Rate. Directs the department to investigate the potential use

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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. Directs RFA and the Area Health Consortium's Office of Healthcare Workforce Analysis and Planning to provide the department with any information required and require the department to submit a report on the evaluation of the state's safety-net providers to the President of the Senate and Speaker of the House by January 1 of the current fiscal year.

**WMC:** AMEND proviso to update the amount from "\$2,000,000" to "\$3,000,000" to support center staffing, programs, and collaborations in Rural Healthcare Coverage and Education. Includes the Rural Health Network Revitalization Project to the rural physician coverage and provides guidelines for the project. Deletes the establishment of a DSH pool and the solicitation of proposals from and providing financial support for capital expenditures associated with replacing rural hospitals.

**33.22.** (DHHS: Rural Health Initiative) From the funds appropriated to the Department of Health and Human Services for the Rural Health Initiative in the current fiscal year, the department shall partner with the following state agencies, institutions, and other key stakeholders to implement these components of a Rural Health Initiative to better meet the needs of medically underserved communities throughout the state. The department may leverage any and all available federal funds to implement this initiative. Recurring and non-recurring funding for the Rural Health Initiative may be carried forward by the department and expended for the same purpose.

(A) The Department of Health and Human Services shall incentivize the development of primary care access in rural and underserved areas, leverage Medicaid spending on Graduate Medical Education (GME) by implementing methodologies that support recommendations contained in the January 2014 report of the South Carolina GME Advisory Group, and continue to leverage the use of teaching hospitals to ensure rural physician coverage in counties with a demonstrated lack of adequate access and coverage through the following provisions:

(1) Rural and Underserved Area Provider Capacity - the department shall partner with the University of South Carolina School of Medicine to develop a statewide Rural Health Initiative to identify strategies for significantly improving health care access, supporting physicians, and reducing health inequities in rural communities. In addition, the department shall also contract with the MUSC Hospital Authority in the amount of \$1,500,000, and the USC School of Medicine in the amount of \$2,000,000 to further develop statewide teaching partnerships. The department shall also expend \$5,000,000 in accordance with a graduate medical education plan developed cooperatively by the Presidents or their designees of the following institutions: the Medical University of South Carolina, the University of South Carolina, and Francis Marion University.

(2) Rural Healthcare Coverage and Education - The USC School of Medicine, in consultation with statewide rural health stakeholders and partners, shall continue to operate a Center of Excellence to support and develop rural medical education and delivery infrastructure with a statewide focus, through clinical practice, training, and research, as well as collaboration with other state agencies and institutions. The center's activities must be centered on efforts to improve access to care and expand healthcare provider capacity in rural communities. The department shall authorize at least ~~\$2,000,000~~ \$3,000,000 to support center staffing as well as the programs and collaborations delivering rural health research, the ICARED program, workforce development scholarships and recruitment, rural fellowships, health education

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development, and/or rural practice support and education. Funding released by the department pursuant to this section must not be used by the recipient(s) to supplant existing resources already used for the same or comparable purposes. No later than February first of the current fiscal year, the USC School of Medicine shall report to the Chairman of the House Ways and Means Committee, the Chairman of the Senate Finance Committee, and the Director of the Department of Health and Human Services on the specific uses of funds budgeted and/or expended pursuant to this provision.

(3) Rural Medicine Workforce Development - The department, in consultation with the Medical Education Advisory Committee (MEAC), shall support the development of additional residency and/or fellowship slots or programs in rural medicine, family medicine, and any other appropriate primary care specialties that have been identified by the department as not being adequately served by existing Graduate Medical Education programs. The department shall ensure that each in-state member of the Association of American Medical Colleges is afforded the opportunity to participate in MEAC. New training sites and/or residency positions are subject to approval as specified by the Accreditation Council for Graduate Medical Education (ACGME). The department may also accept proposals and award grants for programs designed to expose resident physicians to rural practice and enhance the opportunity to recruit these residents for long-term practice in these rural and/or underserved communities. Up to \$500,000 of the recurring funds appropriated to the department for the Rural Health Initiative may be used for this purpose. Additionally, the department shall use up to \$200,000 of the recurring funds appropriated for the Department of Aging's Geriatric Physicians Loan Forgiveness program.

(4) Statewide Health Innovations - At least \$2,500,000 must be expended by the department to contract with the USC School of Medicine and at least \$1,000,000 to Clemson University to develop and continue innovative healthcare delivery and training opportunities through collaborative community engagement via ICARED, Clemson Rural Health Programming, and other innovative programs that provide clinical services, mental and behavioral health services, children's health, OB/GYN services, and/or chronic disease coverage gaps. In consultation with statewide rural health stakeholders and partners, the department must ensure collaborative efforts with the greatest potential for impact are prioritized.

(5) Maternal Mortality Reduction - Prior to the expiration of the COVID-19 public health emergency, the department shall ensure that 12-month postpartum coverage is preserved by making the election offered pursuant to Section 1902(e)(16) of the Social Security Act. The Department of Health and Human Services shall collaborate with the South Carolina Maternal Mortality and Morbidity Review Committee to develop a method of evaluating the effectiveness of this provision.

(6) Rural Health Network Revitalization Project – For the purpose of establishing self-sustaining rural health networks that will improve care delivery in rural communities, funds appropriated for Rural Health Network Revitalization shall be expended by the South Carolina Center for Rural and Primary Healthcare within the University of South Carolina School of Medicine to provide material support, facilitation, technical assistance, and other resources to rural communities seeking to create or renew their rural health networks. The Center shall:

(a) be authorized to provide funding to such communities for a time to establish and support the work,

(b) work with partners across the State to implement evidence-based models of community development and healthcare delivery,

(c) evaluate the implementation and impact of the network development work undertaken; and

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(d) facilitate the development, implementation, and evaluation of alternative payment models with payors within the State.

(B) The department shall continue to investigate the potential use of DSH and/or any other allowable and appropriate source of funds in order to improve access to emergency medical services in one or more communities identified by the department in which such access has been degraded due to a hospital's closure during the past five years.

~~(1) In the current fiscal year, the department is authorized to establish a DSH pool, or carry forward DSH capacity from a previous period as federally permissible, for this purpose and/or if deemed necessary to implement transformation plans for which conforming applications were filed with the department pursuant to this or a previous hospital transformation or rural health initiative proviso, but for which additional negotiations or development were required. An emergency department that is established within 35 miles of its sponsoring hospital pursuant to this or a previous hospital transformation or rural health initiative proviso and which receives dedicated funding pursuant to this proviso shall be exempt from any Department of Health and Environmental Control Certificate of Need requirements or regulations. Any such facility shall participate in the South Carolina Telemedicine Network.~~

~~(2) The department may solicit proposals from and provide financial support for capital expenditures associated with the replacement of two or more rural hospitals, not to exceed one quarter of the total project capital budget. Such a plan must be submitted by a hospital system approved to advise a rural transformation project, and the project must be subject to ongoing advisement by the submitting facility, or subject to acquisition by the advising facility. The advised facility must be designated as a critical access hospital in a county experiencing not less than four percent decrease in population between the most recent decennial censuses and have been deemed eligible to participate in the rural transformation pool in a prior fiscal year. The department shall require such written agreements which may require project milestone, last dollar funding, and other stipulations deemed necessary and prudent by the department to ensure proper use of the funds.~~

(C) The Revenue and Fiscal Affairs Office and the Area Health Education Consortium's Office of Healthcare Workforce Analysis and Planning shall provide the department with any information required by the department in order to implement this proviso in accordance with state law and regulations. Not later than January 1, of the current fiscal year, the department shall submit to the President of the Senate and Speaker of the House of Representatives an evaluation of the state's safety-net providers that includes, at a minimum, Federally Qualified Health Centers, Rural Health Clinics, and to the extent applicable to funding received by the state, free clinics.

**33.23 AMEND** (DHHS: IDEA Part C 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, 2021, on the status of the department's efforts to bring the Individuals With Disabilities Education Act (IDEA) Part C program into compliance with federal requirements.

**WMC:** AMEND proviso to update calendar reference to "2022." Requested by the Department of Health and Human Services.

**33.23.** (DHHS: IDEA Part C Compliance) With the funds available to the department, the Department of Health and Human Services shall report to the Governor, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee no later than December 31, ~~2024~~ 2022 on the status of the department's efforts to bring the Individuals

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With Disabilities Education Act (IDEA) Part C program into compliance with federal requirements. This report must specifically address areas in which the IDEA Part C program has received low performance scores and include any relevant correspondence from the U.S. Department of Education. The report must explain the department's plan for bringing the program into compliance, including specific steps and the associated timeline.

- 33.24 AMEND** (DHHS: Personal Emergency Response System) Directs 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 waiver. Directs that PERS devices must include unlimited 24-7 live phone contact with RNs for triage services. Requires the PERS nurse triage call centers be accredited and separate from PERS emergency response call centers. Requires PERS devices comply with all FCC rules and regulations. Requires the department apply for any necessary waivers.  
**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**33.24.** (DHHS: Personal Emergency Response System) With funds appropriated and authorized to the Department of Health and Human Services for Fiscal Year ~~2021-22~~ 2022-23, the department shall develop one or more Requests for Proposals, to provide for Personal Emergency Response Systems (PERS) to be issued to Medicaid recipients pursuant to the department's Medicaid Home and Community-based waiver. The PERS devices must include in addition to emergency response services, unlimited twenty-four hour, seven-day a week live phone contact with experienced registered nurses for triage services. A PERS nurse triage call center must be accredited and must be separate from the PERS emergency response call center. The PERS device must have a wireless radio transmitter and a console that is cellular and does not require a traditional land line. A PERS device that includes nurse triage services also must comply with the requirements of Federal Communications Commission rules, 47 C.F.R. Part 68; and be approved by the Underwriters Laboratory or Equipment Testing Laboratories as a health care signaling product. The Department of Health and Human Services shall apply for any waiver necessary under the department's Medicaid Home and Community-based waiver to implement these provisions.

- 33.27 AMEND** (DHHS: Optional State Supplement Adjustment) Directs the department to make adjustments to the Optional State Supplementation (OSS) Program to ensure that payment amounts are not reduced due to any federal government cost-of-living adjustments in benefit payments. Directs the department to make a one-time payment in FY 2021-22 to account for the cost-of-living adjustments that happened in the prior two fiscal years.  
**WMC:** AMEND proviso to delete the reference to the one-time payment for the cost-of-living adjustments that happened in the prior two fiscal years. Requested by the Department of Health and Human Services

**33.27.** (DHHS: Optional State Supplement Adjustments) Cost-of-living adjustments in benefit payments made by the federal government will result in adjustments in the Optional State Supplementation (OSS) Program as determined necessary by the Department of Health and Human Services to ensure that payment amounts are not reduced. The department shall adjust the OSS net income limitation, the OSS facility rate, and the personal needs allowance to ensure that payment amounts are not reduced. OSS benefit payment amounts shall be adjusted to reflect the changes in recipients' countable income. ~~The department shall make a one-time payment in~~

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~~Fiscal Year 2021-22 to account for the cost of living adjustments which occurred in the prior two fiscal years.~~

- 33.28** **ADD** (DHHS: Medication Technician Certification) **WMC:** ADD new proviso to direct the department to develop a Medication Technician Certification Program for non-nursing, unlicensed healthcare personnel working in a nursing home or hospital who dispense medication. Directs the department to develop program standards and create and maintain a Medication Technician registry.

33.28. (DHHS: Medication Technician Certification) Of the funds appropriated to the Department of Health and Human Services, the department shall develop a Medication Technician Certification program for selected non-nursing, unlicensed healthcare personnel who provide medications to those receiving services in a licensed nursing home or hospital as defined in Section 44-7-130. The department shall develop program standards to include, but not be limited to, curriculum, training and competency, and testing and certification requirements. Additionally, the department shall create and maintain a Medication Technician registry.

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

- 34.44** **DELETE** (DHEC: Wave Dissipation Device) Allows the initiation of a Wave Dissipation Device pilot program and directs that deployment of a qualified wave dissipation device is not construction and meets specific permitting exceptions. Requires a fee of 10 cents per linear foot be paid to the department before deploying or expanding a qualified wave dissipation device. Authorizes the department to order the device to be removed if it determines the device causes material harm, to flora, fauna, physical, or aesthetic resources. Provides a definition for a "qualified wave dissipation device."  
**WMC:** DELETE proviso. Requested by the Department of Health and Environmental Control.

~~34.44. (DHEC: Wave Dissipation Device) From funds appropriated to the department for the Coastal Resource Improvement program, the department shall permit a Wave Dissipation Device pilot program to be initiated.~~

~~The deployment of a qualified wave dissipation device seaward of the setback line or baseline pursuant to a study conducted by the Citadel or a research university is not construction and meets the permitting exception contained in Section 48-39-130(D)(2). Prior to deploying or expanding a qualified wave dissipation device, a person proposing to deploy or expand the device must pay the department a fee of ten cents per linear foot of the proposed deployment or expansion. The department may order the removal of all or any portion of a qualified wave dissipation device that the department determines causes material harm to the flora, fauna, physical or aesthetic resources of the area under Section 48-39-130(D)(2) of the 1976 Code.~~

~~A 'qualified wave dissipation device' is a device that:~~

- ~~(1) is placed mostly parallel to the shoreline;~~
- ~~(2) is designed to dissipate wave energy;~~
- ~~(3) is designed to minimize scouring seaward of and adjacent to the device by permitting sand to move landward and seaward through the device;~~
- ~~(4) the horizontal panels designed to dissipate wave energy can be deployed within one hundred twenty hours or less and can be removed within one hundred twenty hours or less;~~
- ~~(5) does not negatively impact or inhibit sea turtle nesting or other fauna;~~

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~~(6) can be adjusted after initial deployment in response to fluctuations in beach elevations;  
and~~

~~(7) otherwise prevents down coast erosion, protects property, and limits negative impacts to public safety and welfare, beach access, and the health of the beach dune system.~~

**34.53** **AMEND** (DHEC: State Trauma Registry) Directs 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, 2021 to ensure the trauma centers collect the data.

**WMC:** AMEND proviso to update calendar reference to “2022.”

**34.53.** (DHEC: State Trauma Registry) From the funds appropriated or authorized in the current fiscal year, the Department of Health and Environmental Control, through the State Trauma Registry, shall direct that all state verified trauma centers are required to submit relevant patient care data. The department shall develop appropriate policies or regulations no later than January 1, ~~2021~~ 2022, to ensure data is collected by all trauma centers.

**34.58** **AMEND** (DHEC: Solar Projects) Directs that within 120 days of the effective date of this act, the department shall submit regulations to offer guidance and develop rules on photovoltaic modules and energy storage system batteries in the management of end-of-life photovoltaic modules and energy storage system batteries on solar projects and the decommissioning of solar projects in excess of thirteen acres. Directs the department to submit interim reports on a quarterly basis beginning July 1, 2021, and a final report by June 30, 2022, to the Chairmen of the Senate Judiciary and House Labor, Commerce and Industry Committees.

**WMC:** AMEND proviso to delete the requirement for the submission of regulations to all SC residents and instead direct the department to provide recommendations for the regulations. Updates calendar references to “2022” and “2023.” Requested by the Department of Health and Environmental Control.

**34.58.** (DHEC: Solar Projects) From the funds appropriated to the Department of Health and Environmental Control, and within one hundred and twenty days after the effective date of this act, the department ~~shall submit regulations to guide all South Carolinians invested in, selling, installing, and using~~ *provide recommendations for the regulation of* photovoltaic modules and energy storage system batteries in the management of end-of-life photovoltaic modules and energy storage system batteries on solar projects and the decommissioning of solar projects in excess of thirteen acres. Management of end-of-life photovoltaic modules and energy storage system batteries shall include both partial refurbishing of a solar project and complete decommissioning. In the development of these rules, the department shall collaborate with stakeholders and shall consider all of the following matters:

(1) Whether photovoltaic modules, energy storage system batteries, their materials, or other equipment used in utility-scale solar projects exhibit any of the characteristics of hazardous waste, as identified in 40 C.F.R. Part 261, or under rules adopted pursuant to the S.C. Hazardous Waste Management Act, Section 44-56-10 of the 1976 Code, or if any such equipment is properly characterized as solid waste under State and Federal law.

(2) Preferred methods to responsibly manage end-of-life photovoltaic modules, energy storage system batteries, or the constituent materials thereof, or other equipment used in utility-scale solar projects, including the extent to which such equipment may be:

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(a) reused, if not damaged or in need of repair, for a similar purpose;  
(b) refurbished, if not substantially damaged, and reused for a similar purpose;  
(c) recycled with recovery of materials for similar or other purposes;  
(d) safely disposed of in construction and demolition or municipal solid waste landfills for material that does not exhibit any of the characteristics of hazardous waste under state or federal law; or

(e) safely disposed of in accordance with state and federal requirements governing hazardous waste for materials that exhibit any of the characteristics of hazardous waste under state or federal law.

(3) The volume of photovoltaic modules and energy storage system batteries currently in use in the State, and projections, based upon the data on life cycle identified currently on impacts that may be expected to the State's landfill capacity if landfill disposal is permitted for such equipment at end-of-life.

(4) Whether or not adequate financial assurance requirements are necessary to ensure proper decommissioning of solar projects in excess of thirteen acres upon cessation of operations.

(5) Infrastructure that may be needed to develop a practical, effective, and cost-effective means to collect and transport end-of-life photovoltaic modules, energy storage system batteries, and other equipment used in utility-scale solar projects for reuse, refurbishment, recycling, or disposal.

(6) Whether or not manufacturer or installer stewardship programs for the recycling of end-of-life photovoltaic modules and energy storage system batteries should be established for applications other than utility-scale solar project installations, and if so, fees that should be established for these manufacturers and installers to support the implementation of such requirements.

The department shall submit interim reports to the Chairman of the Senate Judiciary Committee and the Chairman of the House Labor, Commerce and Industry Committee on all activities pursuant to this provision on a quarterly basis beginning July 1, ~~2021~~ 2022, and shall submit a final report with findings, including stakeholder input, to the to the Chairman of the Senate Judiciary Committee and the Chairman of the House Labor, Commerce and Industry Committee no later than June 30, ~~2022~~ 2023.

**34.59 AMEND** (DHEC: Permit Extension) Directs that the expiration of a critical area permit or navigable water permit issued by the department for dock construction is extended until June 30, 2022. Provides requirements and limitations for the permit extension.  
**WMC:** AMEND proviso to update calendar references to "2023."

**34.59.** (DHEC: Permit Extension) The expiration and any associated vested right of a critical area permit or navigable water permit issued by Department of Health and Environmental Control for the construction of a dock is extended until June 30, ~~2022~~ 2023, provided the permit is valid on July 1, 2021 or at any time during the previous eighteen months. This provision may not be construed or implemented to:

(1) extend a permit or approval issued by the United States or its agencies or instrumentalities;

(2) extend a permit or approval for which the term or duration of the permit or approval is specified or determined pursuant to federal law;

(3) shorten the duration that a permit would have had in the absence of this provision;

(4) prohibit the granting of additional extensions provided by law;

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(5) affect an administrative consent order issued by the department which is in effect on, or issued at any time from the effective date of this provision to June 30, ~~2022~~ 2023;

(6) affect the ability of a governmental entity to revoke or modify a permit pursuant to law;

(7) modify a requirement of law that is necessary to retain federal delegation by the State of South Carolina of the authority to implement a federal law or program; or

(8) affect department's Office of Ocean and Coastal Resource Management permits issued pursuant to R.30 12(N) Access to Coastal Lands

Within thirty days after the effective date of this act, the department shall place a notice in the State Register noting the extension of expiration dates provided for in this provision.

**34.60 DELETE** (DHEC: Onsite Wastewater Systems) Allows DHEC to expend funds to regulate onsite wastewater systems. Directs that the department may only regulate such systems in the same manner as they were regulated on January 12, 2021.

**WMC:** DELETE proviso. Requested by the Department of Health and Environmental Control.

~~**34.60.** (DHEC: Onsite Wastewater Systems) In the current fiscal year, the Department of Health and Environmental Control may expend funds appropriated and authorized in this act to regulate onsite wastewater systems, including septic tanks and other sewage treatment and disposal systems, but the department only may regulate such onsite systems in the same manner as such systems were regulated on January 12, 2021.~~

**34.61 ADD** (DHEC: Acute Hospital at Home Waiver) **WMC:** ADD new proviso to allow a hospital to participate in an Acute Hospital Care at Home waiver program and not be considered as violating its hospital license or be subject to any adverse enforcement action for participating in the program.

**34.61.** (DHEC: Acute Hospital at Home Waiver) In the current fiscal year, a hospital approved by the Centers for Medicare and Medicaid Services to participate in an Acute Hospital Care at Home waiver program may not be deemed to be in violation of its hospital license solely on the basis of its participation in the program. Additionally, the department shall not subject such a hospital to any form of adverse enforcement action relating to its participation in the program.

**34.62 ADD** (DHEC: EMS Association) **WMC:** ADD new proviso to direct DHEC to remit all funding for EMS Association Recruitment and Retention to the SC EMS Association. Establishes the Governor's Advisory Board of Emergency Care and provides board responsibilities. Directs the association to provide a report detailing progress to the Governor, the Chairmen of the Senate Finance and House Ways and Means Committees, and DHEC annually.

**34.62.** (DHEC: EMS Association) For the current fiscal year, the Department of Health and Environmental Control shall remit one hundred percent of the funding for EMS Association Recruitment and Retention to the South Carolina EMS Association for the purpose of recruiting and retaining personnel statewide, especially in rural areas. Additionally, there is established a Governor's Advisory Board of Emergency Care consisting of representatives from the association, related state agencies, healthcare providers, and other stakeholders. The association will be responsible for staffing the board's activities, as well as implementing and executing strategies to recruit and fill the unprecedented EMS position vacancies across all

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systems in the State. The association shall provide a report detailing the progress of this effort to the Governor, the Chairman of the Senate Finance Committee, the Chairman of the House Ways & Means Committee, and DHEC annually.

- 34.63** **ADD** (DHEC: Pollutants Remediation Fund) **WMC:** ADD new proviso to establish the PFOS, PFOA, and Emerging Pollutants Remediation Fund within the DHEC Environmental Affairs Division. Defines the purposes of the fund and provides a funding mechanism for private well owners and public drinking water systems. Defines “facilitate drinking water improvements”, provides qualifications on disbursement of forgivable loans and grants from the fund, and describes which additional funds may be deposited.

34.63. (DHEC: Pollutants Remediation Fund) (A) Of the funds appropriated for PFAS Remediation, there is established within the Department of Health and Environmental Control Environmental Affairs Division the PFOS, PFOA, and Emerging Pollutants Remediation Fund which shall be held and administered by the department for the purpose of remediating drinking water perfluorooctanesulfonic acid (PFOS) pollution, perfluorooctanoic acid (PFOA) pollution, cyanobacteria (blue-green algae), and pollution from other emerging contaminants of concern to the department, currently identified or later identified. Earnings on balances in the fund shall be credited to the fund. Amounts remaining in the fund at the end of the fiscal year accrue only to the credit of the fund, and the fund shall be available in perpetuity for the purpose of remediating PFOS, PFOA, and other emerging contaminants.

(B) Sixty percent of the funds shall be made available to private well owners and municipal, county, joint, or otherwise public drinking water systems serving thirty thousand customers, or fewer, in the form of forgivable loans or grants. Forty percent of the funds shall be made available to municipal, county, joint, or otherwise public drinking water systems serving more than thirty thousand customers, in the form of forgivable loans or grants.

(C) Forgivable loans or grants may be disbursed from the fund for the purposes of:

(1) facilitating drinking water improvements that prevent exposure to PFOA and PFOS through drinking water if the combined concentrations of PFOA and PFOS are at or above the EPA Health Advisory Limit of 70 parts per trillion or an updated health advisory or Maximum Contaminant Level issued by EPA;

(2) facilitating drinking water improvements that prevent exposure to PFOA and PFOS through drinking water if a regulated water utility believes that the presence of PFOA or PFOS has the potential to adversely affect public health in the future, regardless of if the current combined concentrations are at or above the EPA Health Advisory Limit of 70 parts per trillion;

(3) facilitating drinking water improvements that prevent exposure to Cyanobacteria to include, but not be limited to, Microcystis, Lyngbya, Dolichospermum, and Planktothrix;

(4) facilitating drinking water improvements that prevent exposure to other emerging contaminants of concern to the department through drinking water if these concentrations of these contaminants exceed an EPA Health Advisory Limit or an EPA Maximum Contaminant Level; or

(5) facilitating drinking water improvements that prevent exposure to other emerging contaminants of concern to the department through drinking water if a regulated water utility believes that the presence of the contaminants has the potential to adversely affect public health in the future, regardless of if the current concentrations are at or above the EPA Health Advisory Limit or EPA Maximum Contaminant Level.

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(D) For purposes of this provision, "facilitate drinking water improvements" means providing for the construction or improvements to drinking water supply, storage, treatment, and distribution facilities and associated costs, as determined in consultation between the department, water provider, and the well owner as the most reasonable, that are necessary to:

(1) change water sources including, but not limited to, connecting a private well to public water system or regionalization efforts that facilitate the merger of one or more drinking water systems to a source with no PFOS and PFOA or with lower combined concentrations of PFOS and PFOA; or

(2) treat drinking water to reduce combined concentrations of PFOA, PFOS, and other emerging contaminants of concern below levels that may adversely affect public health.

(E) Additional funds may be deposited into the fund, which may include:

(1) funds appropriated by the General Assembly;

(2) federal funds;

(3) private grants, gifts, and bequests;

(4) contributions to the fund in satisfaction of any public or private obligation for environmental mitigation or remediation, whether such obligation arises out of law, equity, contract, regulation, administrative proceeding, or judicial proceeding;

(5) net proceeds of bonds issued by the department; and

(6) interest or other income earned on the monies in the fund.

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

**35.3 DELETE** (DMH: Alzheimer's Funding) Directs that \$900,000 of Community Mental Health Centers funds be used to contract for services to provide respite care and diagnostic services for persons afflicted with Alzheimer's Disease; and provides for submission of financial statements and outcome measures.

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

~~**35.3.** (DMH: Alzheimer's Funding) Of the funds appropriated to the Department of Mental Health for Community Mental Health Centers, \$900,000 must be used for contractual services to provide respite care and diagnostic services to those who qualify as determined by the Alzheimer's Disease and Related Disorders Association. The department must maximize, to the extent feasible, federal matching dollars. On or before September thirtieth of each year, the Alzheimer's Disease and Related Disorders Association must submit to the department, Governor, Senate Finance Committee, and House Ways and Means Committee an annual financial statement and outcomes measures attained for the fiscal year just ended. These funds may not be expended or transferred during the current fiscal year until the required reports have been received by the department, Governor, Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee. In addition, when instructed by the Executive Budget Office or the General Assembly to reduce funds by a certain percentage, the department may not reduce the funds transferred to the Alzheimer's Disease and Related Disorders Association greater than such stipulated percentage.~~

**35.11 AMEND** (DMH: Fitness to Stand Trial) Directs the department to create a pilot program to determine the efficacy and cost-effectiveness of providing treatment services in a detention center to adult criminal defendants who have been determined to be unfit to stand trial but who will likely be fit in the foreseeable future. Directs the department to have discretion to provide

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restoration treatment to a defendant in a hospital or detention facility. Directs the department to submit a report of their findings to the Chairmen of the Senate Finance and the House Ways and Means Committees and the Governor by September 1, 2022.

**WMC:** AMEND proviso to update calendar year reference to "2023."

**35.11.** (DMH: Fitness to Stand Trial) The Department of Mental Health shall initiate a pilot program to determine the efficacy and cost effectiveness of providing treatment services in a detention center to adult criminal defendants who have been determined unfit to stand trial but who are likely to become fit in the foreseeable future. Upon completion of a court hearing, consideration of evidence that a defendant is unfit to stand trial but is likely to become fit to stand trial in the foreseeable future, and when the court orders the defendant hospitalized for up to an additional sixty days, the department shall have discretion to provide restoration treatment to a defendant in a hospital or in a detention facility. The department shall submit a report detailing the findings of the pilot program to the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, and the Governor no later than June 30, ~~2022~~ 2023.

**SECTION 36 - J160 - DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS**

**36.14** **DELETE** (DDSN: Beaufort DSN Facility) Provides for the department to retain the proceeds from the sale of the local DSN Board of Beaufort County property and to use the funds to purchase a new property. Authorizes unexpended funds to be carried forward and used for the same purpose. Requires the department provide a status report to the Beaufort County Legislative Delegation by June 30, 2022.

**WMC:** DELETE proviso. Requested by Department of Disabilities and Special Needs.

~~**36.14.** (DDSN: Beaufort DSN Facility) For Fiscal Year 2021-22, the Department of Disabilities and Special Needs is authorized to retain the full amount of proceeds from the sale of the local Disabilities and Special Needs Board of Beaufort County property. The funds retained from this sale must be used by the department to purchase a new property for the local Disabilities and Special Needs Board in Beaufort County that more appropriately meets the needs of the individuals served. Unexpended funds may be carried forward into the current fiscal year and used for the same purpose. The department must provide a status report to the Beaufort County Legislative Delegation by June 30, 2022, detailing the retention of any sale proceeds and/or the expenditures of those funds.~~

**SECTION 38 - L040 - DEPARTMENT OF SOCIAL SERVICES**

**38.23** **AMEND** (DSS: Internal Child Fatality Review Committees) Requires the Director of the Department of Social Services to create and fund Internal Child Fatality Review Committees to allow for rapid and expeditious review of child fatalities that are reported to the department.

**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**38.23.** (DSS: Internal Child Fatality Review Committees) For Fiscal Year ~~2021-22~~ 2022-23, the Director of the Department of Social Services shall create and fund Internal Child Fatality Review Committees (internal committees) pursuant to the authority granted in Sections 43-1-60(3), 43-1-80, and 63-7-910(E) of the 1976 Code to allow for the rapid and expeditious

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review of reported child fatalities that are reported to the Department of Social Services on suspicion of abandonment, child abuse, neglect or harm as defined in Section 63-7-20. This review process will enable the department to respond to the safety needs of any surviving siblings and will lead to improvement in the department's efforts to prevent child fatalities caused by abandonment, child abuse, neglect or harm. Each internal committee shall be composed of a board-certified child abuse pediatrician, an agent from the State Law Enforcement Division, a local law enforcement officer, a representative from the local coroner's office, and representatives from the Department of Social Services. The internal committee may invite other service provider organizations as deemed necessary. The department is authorized to provide reasonable compensation for board-certified child abuse pediatricians serving on an internal committee. Internal committees shall have access to information and records maintained by a provider of medical care regarding a child whose death is being reviewed by the internal committee, including information on prenatal care; all information and records maintained by any state, county, or local government agency, including, but not limited to, birth certificates, law enforcement investigation data, county coroner or medical examiner investigation data, parole and probation information and records, and information and records of health agencies that provided services to the child or family. The meetings, information obtained by, reports prepared by, and statements made before the internal committees are confidential and protected from disclosure pursuant to the Freedom of Information Act, criminal and civil proceedings, and subpoenas as set forth in Sections 63-7-940 and 63-7-1990.

**SECTION 40 - L060 - DEPARTMENT ON AGING**

- 40.9**     **ADD** (AGING: Alzheimer's Respite Program) **WMC:** ADD new proviso to direct that funds be used to provide respite care and diagnostic services to be maximized to attain federal matching dollars. Directs the department to submit an annual financial statement and outcome measures for the prior fiscal year to the Governor, Senate Finance Committee, and House Ways and Means Committee. Prohibits the department from reducing program funds greater than the stipulated percentage when instructed.

*40.9. (AGING: Alzheimer's Respite Program) Funds appropriated to the Department on Aging for Alzheimer's Respite Program must be used to provide respite care and diagnostic services and must be maximized, to the extent feasible, to attain federal matching dollars. On or before September thirtieth of each year, the department must submit to the Governor, Senate Finance Committee, and House Ways and Means Committee an annual financial statement and outcomes measures attained for the fiscal year just ended. In addition, when instructed by the Executive Budget Office or the General Assembly to reduce funds by a certain percentage, the department may not reduce the program funds greater than such stipulated percentage.*

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

- 47.15**     **DELETE** (DNR: Non-Native Wildlife) Directs DNR to spend up to \$100,000 to develop and implement a program to encourage the voluntary surrender of Black and White Tegus. Directs that SC residents shall be eligible to receive a \$100 payment for each live Tegus surrendered to the department. Directs the department to establish a time period to accept the Tegus of not more than 120 days.  
**WMC:** DELETE proviso. Requested by the Department of Natural Resources.

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~~47.15. (DNR: Non-Native Wildlife) From the funds appropriated to the Department of Natural Resources, the department shall expend up to \$100,000 to develop and implement a program to encourage the voluntary surrender of Black and White Tegus (*Salvator merianae*, and its hybrids). South Carolina residents shall be eligible to receive a payment of \$100 for each live Black and White Tegu surrendered to the department and payment must be remitted in an expedited manner. The department shall provide for a time period to accept Black and White Tegus that shall not exceed one hundred twenty days.~~

- 47.16 ADD** (DNR: Water Recreational Resources Fund) **WMC:** ADD new proviso to direct funds collected by the department from the Water Recreational Resources Fund must be retained and used for the Fund's stated purpose. Allows the department to use a county's Water Recreational Resources Fund for the purchase of boats, boat trailers, outboard motors, and boating safety and rescue equipment. Funding applications must follow departmental guidelines with a recommendation from the county delegation. Requested by the Department of Natural Resources.

47.16. (DNR: Water Recreational Resources Fund) Funds collected during the current fiscal year by the department from the Water Recreational Resources Fund must be retained by the department and used for the stated purposes of the fund. In addition to all other uses allowed by statute, the department may use the Water Recreational Resources Fund of a county for the purchase of boats, boat trailers, outboard motors, and boating safety and rescue equipment used for law enforcement and water rescue. An application for funding must follow the established departmental approval process for awarding grants from this fund including the recommendation of the county delegation.

- 47.17 ADD** (Building Maintenance Carry Forward) **WMC:** ADD new proviso to allow the department to transfer unexpended other operating expenses funds to an earmarked account and expended for headquarters building rent, maintenance, and capital improvement needs. Directs the department to report the amount transferred and expenditures to the Chairmen of Senate Finance and House Ways and Means by October 1<sup>st</sup>. Requested by the Department of Natural Resources.

47.17. (Building Maintenance Carry Forward) At the end of each fiscal year, the department may transfer any unexpended general fund balance remaining on the "Other Operating Expenses" line identified in the "Administration" program to an earmarked account to be carried forward by the department. Balances carried forward in this account must only be expended for rent, maintenance, and capital improvement needs in the headquarters building. The department must report to the Chairmen of the Senate Finance Committee and House Ways and Means Committee any amount transferred and expenditures made from the fund by October first.

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

- 49.16 DELETE** (PRT: State Parks Maintenance) Directs 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.

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**WMC:** DELETE proviso. Requested by the Department of Parks, Recreation and Tourism.

~~**49.16.** (PRT: State Parks Maintenance) The Department of Parks, Recreation and Tourism shall utilize the \$1,000,000 appropriated in Act No. 91 of 2015, by proviso 118.14, Item (41)(h) and the \$3,000,000 appropriated in Act No. 284 of 2016, by proviso 118.16, Item (39)(g) for the Medal of Honor Museum for state parks maintenance needs.~~

**49.17** **AMEND** (PRT: Destination Specific Tourism) Allows the agency director to reduce the Destination Specific Tourism Marketing recurring funds grant match requirement for FY 21-22. Directs that the adjustment shall be based on prior fiscal year financial statements and cash balances submitted with the application, along with the forecast data proved by the destination. Directs that there shall not be a match requirement for non-recurring funds.

**WMC:** AMEND proviso to update fiscal year reference to "2022-23." Requested by the Department of Parks, Recreation and Tourism.

**49.17.** (PRT: Destination Specific Tourism) The agency director shall be allowed to reduce the grant match requirement for the recurring funds appropriated to the Destination Specific Tourism Marketing grant program for Fiscal Year ~~2021-22~~ 2022-23. The adjustment to the match requirement shall be based on the financial statements and cash balance on hand at the end of the prior fiscal year submitted with the application, along with the forecast data provided by each destination. There shall not be a match requirement on non-recurring funds appropriated to this program.

**49.19** **DELETE** (PRT: PARD Fund Expiration) Extends the Fiscal Year 2020-21 expiration date on PARD funds to Fiscal Year 2021-22.

**WMC:** DELETE proviso. Requested by the Department of Parks, Recreation and Tourism.

~~**49.19.** (PRT: PARD Fund Expiration) PARD funds which were scheduled to expire in Fiscal Year 2020-21 shall be extended to Fiscal Year 2021-22.~~

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

**50.23** **ADD** (CMRC: Strategic Economic Development Fund) **WMC:** ADD new proviso to establish the Strategic Economic Development Fund to fund projects essential to the State's economic and development success. Directs the Secretary of Commerce to recommend projects for review and comment by JBRC. Directs that unexpended funds shall be carried forward and expended for the same purpose.

**50.23.** (CMRC: Strategic Economic Development Fund) In the current fiscal year, there is established, within the Department of Commerce, the Strategic Economic Development Fund for the purpose of funding projects that are essential to the State's ongoing and future economic development success. The Secretary of Commerce shall identify and recommend potential projects for review and comment by the Joint Bond Review Committee before any funds may be awarded or expended. Any unexpended funds at the end of the fiscal year shall be carried forward and expended in the current fiscal year by the Department of Commerce for the same purposes.

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**SECTION 52 - P360 - PATRIOTS POINT DEVELOPMENT AUTHORITY**

- 52.2**     **AMEND** (PPDA: USS Laffey Loan Principal Payment Exemption) Exempts Patriots Point from paying the principal amount due for FY 2021-22 on the outstanding USS Laffey Loan.  
**WMC:** AMEND proviso to update fiscal year reference to “2022-23.”

**52.2.** (PPDA: USS Laffey Loan Principal Payment Exemption) Patriots Point Development Authority shall be exempt from paying the principal amount due for Fiscal Year ~~2021-22~~ 2022-23 on the outstanding USS Laffey loan.

**SECTION 60 - E210 - PROSECUTION COORDINATION COMMISSION**

- 60.4**     **AMEND** (PCC: Carry Forward) Authorizes the solicitor’s office to carry forward any unexpended funds to be used for Commission on Prosecution Coordination operating expenses.  
**WMC:** AMEND proviso to change “Fiscal Year 2020-21” to “the prior fiscal year.” Requested by the Prosecution Coordination Commission.

**60.4.** (PCC: Carry Forward) Any unexpended balance on June thirtieth of ~~Fiscal Year 2020-21~~ the prior fiscal year may be carried forward into the current fiscal year and expended for the operation of the Commission on Prosecution Coordination or the Offices of the Solicitor relating to operational expenses.

- 60.15**     **ADD** (PCC: Solicitor Technology Funding Distribution) **WMC:** ADD new proviso to require funds appropriated for Circuit Solicitor Intelligence Led Prosecution Programs to be distributed in equal amounts among the sixteen circuits. Requires funding for each circuit to be distributed for development and implementation of a CJIS compliant prosecution case management system with certain capabilities. Directs each Circuit Solicitor to submit a comprehensive report to the Prosecution Coordination Commission on the Prosecution Case Management System. Directs the commission to submit the reports to the Chairmen of Senate Finance and Ways and Means by December 31, 2022.

**60.15.** *(PCC: Solicitor Technology Funding Distribution) The amount appropriated in this act and authorized for Circuit Solicitor Intelligence Led Prosecution Programs shall be apportioned in equal amounts among the sixteen circuits. Funding allocated for each circuit must be distributed for the development and implementation of a CJIS compliant prosecution case management system capable of integration with the South Carolina Commission on Prosecution Coordination, the South Carolina Judicial Branch, all State and Local Law Enforcement Departments, and other Offices of Circuit Solicitor. Each Circuit Solicitor shall submit, to the Prosecution Coordination Commission, a comprehensive report detailing the capabilities and all associated expenditures for the Prosecution Case Management System. The Prosecution Coordination Commission shall compile and submit these reports to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee by December 31<sup>st</sup>, 2022.*

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

**63.8**     **AMEND** (DPS: In-Car Camera Funding) Authorizes the department to establish an In-Car Video Camera Fund to assist in purchasing and maintaining in-car cameras. Directs the Public Safety Coordinating Council to oversee the fund and establish an application and disbursement of funds process.

**WMC:** AMEND proviso to change “Fiscal Year 2021-22” to “the current fiscal year.”

**63.8.** (DPS: In-Car Camera Funding) For ~~Fiscal Year 2021-22~~ *the current fiscal year*, from funds appropriated to and/or authorized for the Department of Public Safety, there is established within the department an “In-Car Video Camera Fund” for the purpose of assisting law enforcement agencies in purchasing and maintaining in-car video cameras and ongoing costs related to the maintenance and storage of data recorded by in-car video cameras.

The Public Safety Coordinating Council shall oversee the fund and establish a process for the application for and disbursement of monies to law enforcement agencies. The council shall disburse the funds in a fair and equitable manner, taking into consideration the DUI enforcement activity of the law enforcement agencies, with priority given to those law enforcement agencies who prioritize DUI enforcement activity.

**63.9**     **AMEND** (DPS: School Safety Program) Directs the department to hire certified law enforcement officers to serve as school resource officers for districts that lack adequate resources to hire a school resource officer, determined by the most recent index of taxpaying ability in the district. Provides for the requirements of the department and the districts. Allows unexpended funds to be carried forward and expended for equipment and training not to exceed \$70,000 per school resource officer. Directs the Department of Education to transfer any fund balance and FTE’s in the program to DPS by August 15.

**WMC:** AMEND proviso to direct districts to collaborate with local law enforcement when applying for funding. Allows carry forward funds to be used toward salaries and deletes the limit of \$70,000 to be expended for equipment and training per officer. Requires school district superintendents to report the numbers of resource officers instead of local law enforcement agencies. Deletes language transferring funds and FTES from the Department of Education to DPS. Requested by the Department of Public Safety.

**63.9.** (DPS: School Safety Program) Funds appropriated for the School Safety Program and School Resource Officers in this act shall be utilized by the department for the purpose of hiring certified law enforcement officers to serve as a school resource officer for school districts, including the South Carolina Public Charter School District and schools authorized by an institution of higher learning, that otherwise would lack the adequate resources to hire their own school resource officers. In making determinations of eligibility, the department shall use the most recent index of taxpaying ability as the district’s indicator of ability to pay with districts of the lowest index of taxpaying ability receiving priority consideration. Districts, *in collaboration with a local law enforcement agency of its choosing*, must apply for funding through the department. In making awards the department shall provide funding directly to the local law enforcement agency to pay for the cost of the law enforcement officer that shall serve as a full time school resource officer. Unexpended funds may be carried forward and expended for *salaries*, equipment, and training ~~in an amount not to exceed \$70,000 per school resource officer~~. Quarterly, ~~local law enforcement agencies~~ *school district superintendents* shall provide to the

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department the number of full and part-time school resource officers ~~hired by school districts and by schools, regardless of the funding source, that currently serve schools in their respective districts.~~

~~The Department of Education shall transfer any fund balance, along with any FTE'S in the program, to the Department of Public Safety by August 15. This balance must include any unexpended funds in the program from prior fiscal years.~~

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

**64.3**     **ADD** (LETC: Center for Excellence in Policing and Public Safety) **WMC:** ADD new proviso to establish a Center for Excellence in Policing and Public Safety. Directs the council to partner with the University of South Carolina School of Law to create a professional development training program for law enforcement personnel. Provides for the required services and responsibilities of the center.

*64.3. (LETC: Center for Excellence in Policing and Public Safety) There is established at the Law Enforcement Training Council a Center for Excellence in Policing and Public Safety. The Council, in partnership with the University of South Carolina School of Law, shall create a professional development training program for South Carolina law enforcement personnel. The Center will be a resource for programming, technical assistance, support, research, and education. The Center will also provide professional development for command staff and mid-level supervisors for the benefit of the citizens of South Carolina, leading to certifications and providing advancement opportunities and promoting recruitment and retention for the state's law enforcement community.*

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

**66.3**     **DELETE** (DPPP: GED Learn and Earn Program) Establishes the GED Learn and Earn Program for the purpose of providing GED and GED Prep education to offenders. Authorizes the department to charge and be reimbursed for the cost of the program by the offenders enrolled in the program.

**WMC:** DELETE proviso. Requested by the Department of Probation, Parole and Pardon Services.

~~**66.3.** (DPPP: GED Learn and Earn Program) From the funds appropriated in Part IA, the department may enter into agreements with statewide colleges, technical colleges, and school districts for the purpose of providing GED and GED Prep education to offenders. Offenders of the department enrolled in the program must repay the department the cost of the course and materials within six months of obtaining their GED.~~

**SECTION 67 - N120 - DEPARTMENT OF JUVENILE JUSTICE**

**67.6**     **AMEND** (DJJ: Juvenile Arbitration/Community Advocacy Program) Directs that Juvenile Arbitration Program funds be retained and expended to provide juvenile arbitration services through the 16 Judicial Circuit Solicitors' offices to fund administrative and personnel costs of the programs. Directs DJJ to contract with the Solicitors to administer the program and to disburse

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up to \$60,000 per Judicial Circuit based on services rendered. Directs that the \$250,000 for the Community Advocacy Program in the first Judicial Circuit be used for necessary administrative and personnel costs for this status offender diversion program. Authorizes unexpended funds to be retained and carried forward for the same purpose.

**WMC:** AMEND proviso to update the appropriated amount for the Community Advocacy Program from “\$250,000” to “\$350,000.”

**67.6.** (DJJ: Juvenile Arbitration/Community Advocacy Program) The amount appropriated and authorized in this section for the Juvenile Arbitration Program shall be retained and expended by the Department of Juvenile Justice for the purpose of providing juvenile arbitration services through the sixteen Judicial Circuit Solicitors’ offices in the state and used to fund necessary administrative and personnel costs for the programs.

The Department of Juvenile Justice shall contract with Solicitors to administer the Juvenile Arbitration Program and disburse up to \$60,000 per Judicial Circuit based on services rendered. The amount payable to Solicitors may vary based on consistent adherence to established statewide program guidelines to assess program performance.

The ~~\$250,000~~ \$350,000 appropriated for the Community Advocacy Program in the first Judicial Circuit, will be used to fund necessary administrative and personnel costs for this status offender diversion program. The Department of Juvenile Justice shall monitor and provide support to this program.

**67.15.** **ADD** (DJJ: Carryforward Funds) **WMC:** ADD new proviso to authorize the department to carry forward and expend any General Fund balances and any cash or fund balances from the sources provided for agency operating and capital needs.

*67.15. (DJJ: Carryforward Funds) Notwithstanding any provision of state law, for Fiscal Year 2022-23, the Department of Juvenile Justice is authorized to carry forward and expend for agency operating and/or capital needs any General Fund balances and any cash or fund balances from the following sources: Law Enforcement Funding; Traffic Education Program App; Juvenile Detention Services; Joint Children’s Committee; Court Fines-Detention Services; Dedicated Court Fines; and funds provided to the department in Fiscal Year 2021-22 for security fencing for Maple, Cypress, and Poplar and the fire alarm upgrade for the Birchwood Campus. For purposes of this provision, agency operating and/or capital needs includes the following items: (1) Staffing / Personnel Funding Needs; (2) Youth Services Training and Community Programs; (3) Technology Server Management and Application Modernization; (4) Physical Plant Maintenance and Upgrades; and (5) Projects on Fiscal Year 2021-22 Comprehensive Permanent Improvement Plan.*

**SECTION 72 - R040 - PUBLIC SERVICE COMMISSION**

**72.2** **ADD** (PSC: Santee Cooper Funds Held by Public Service Commission) **WMC:** ADD new proviso to allow funds transferred to the commission from DOA to remain available for the continued reformation of Santee Cooper. Authorizes PSC to hire consultants and experts and exempt the commission from complying with the State Procurement Code in the hiring process. Requested by the Public Service Commission.

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72.2. (PSC: Santee Cooper Funds Held by Public Service Commission) The balance of the funds transferred to the Public Service Commission by the Department of Administration, for the purpose of reforming Santee Cooper, shall remain available to the Public Service Commission for its continued reformation of Santee Cooper. The Public Service Commission is authorized to employ, through contract or otherwise, third-party consultants and experts in carrying out its duties for purposes of reforming Santee Cooper. The Public Service Commission is exempt from complying with the State Procurement Code in the selection and hiring of third-party consultants or experts authorized by this provision.

- 72.3 ADD** (PSC: South Carolina Integration Study) **WMC:** ADD new proviso to authorize the commission to initiate a study to evaluate the integration of renewable energy and emerging energy technology into the electric grid. Provides justification for approval of expenditure to the Public Utilities Review Committee for consultant engagement. Report results of the study to the Governor and General Assembly. Requested by the Public Service Commission.

72.3. (PSC: South Carolina Integration Study) The Public Service Commission is authorized to initiate an independent study to evaluate the integration of renewable energy and emerging energy technology into the electric grid for the public interest pursuant to Section 58-37-60 of the 1976 Code. Prior to expending funds related to consultant engagement, the Public Service Commission will provide the Public Utilities Review Committee with justification for approval of expenditure. The results of the independent study shall be reported to Governor and the General Assembly.

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

- 73.5 DELETE** (ORS: Energy Efficient Manufactured Homes) Extends the Energy Efficient Manufactured Homes Incentive Program into the current fiscal year and directs that it be administered by ORS in the same manner as the prior fiscal year.  
**WMC:** DELETE proviso.

~~73.5. (ORS: Energy Efficient Manufactured Homes) The Energy Efficient Manufactured Homes Incentive Program shall be extended into the current fiscal year and the Office of Regulatory Staff Energy Office shall administer the program, including incentives for qualifying taxpayers, in the same manner as it was administered in the prior fiscal year.~~

- 73.9 DELETE** (ORS: Natural Gas Rate Stabilization Act Study) Directs ORS to study the Natural Gas Rate Stabilization Act of 2005 and make recommendations to the General Assembly by December 31, 2021.  
**WMC:** DELETE proviso.

~~73.9. (ORS: Natural Gas Rate Stabilization Act Study) From the funds appropriated and/or authorized to the Office of Regulatory Staff in the current fiscal year, the office shall study the Natural Gas Rate Stabilization Act of 2005 and make recommendations to the General Assembly by December 31, 2021. The study shall include, but is not limited to, examining and recommending any changes to the Natural Gas Rate Stabilization Act of 2005 and determining if the provisions of the Act are in the best interests of the ratepayers and support the provision of safe, reliable, high quality utility service.~~

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- 73.10**    **ADD** (ORS: Santee Cooper Billing) **WMC:** ADD new proviso to authorize ORS to bill Santee Cooper for oversight costs performed pursuant to Act 90 of 2021. Requested by the Office of Regulatory Staff.

*73.10. (ORS: Santee Cooper Billing) The Office of Regulatory Staff is authorized, subject to the Public Utilities Review Committee's approval of the Office of Regulatory Staff's annual budget, to bill Santee Cooper for costs associated with its oversight of Santee Cooper performed pursuant to Act 90 of 2021 and any other relevant legislation, statute, or provision, provided such costs do not exceed the amounts authorized for the oversight of Santee Cooper in this act.*

**SECTION 74 - R080 - WORKERS' COMPENSATION COMMISSION**

- 74.3**    **ADD** (WCC: Tax on Self Insurers) **WMC:** ADD new proviso to suspend the sunset provision in Act 68 of 2017 for the current fiscal year.

*74.3. (WCC: Tax on Self-Insurers) Notwithstanding another provision of law, the sunset provision provided for in Act 68 of 2017 is suspended for the current fiscal year to allow the commission to continue to collect tax on self-insurers.*

**SECTION 75 - R120 - STATE ACCIDENT FUND**

- 75.2**    **DELETE** (SAF: Military Disability) Establishes a military disability program within the State Accident Fund for members of the National Guard that became permanently disabled while serving during the catastrophic weather event in October 2015. Authorizes the director of the SAF to offer a onetime lump sum settlement to members of the military disability program, subject to eligibility. Allows participation in this program for National Guard members who permanently waive any right to claim benefits pursuant to Section 25-1-100 [PENSION OF MEMBERS OF NATIONAL GUARD WOUNDED OR DISABLED WHILE IN SERVICE OF STATE]. **WMC:** DELETE proviso.

~~*75.2. (SAF: Military Disability) (A) From the funds credited to the State Accident Fund in the current fiscal year, there is established within the State Accident Fund a military disability program that provides a settlement for any such member of the National Guard that became permanently disabled while serving during the catastrophic weather event in October 2015. The settlement must be based upon that which persons under similar circumstances in the military service of the United States receive from the United States. The director may seek assistance in establishing the program from the Adjutant General or any other agency or entity with such expertise.*~~

~~*(B) A National Guard member may only participate in this program if the member permanently waives any right to claim benefits pursuant to Section 25-1-100 and releases the State from any potential liability pursuant to Section 25-1-100, and further agrees that any amounts due under this proviso are subject to appropriate offsets to avoid compensation in excess of what the member would have received from the federal government if permanently disabled while performing federally paid duty. Offsets include benefits received, or to be received, under Title 42 of the 1976 Code as a result of these injuries (State Workers' Compensation), benefits received, or to be received, pursuant to Chapter 10 of Title 9 of the 1976 Code (SC National*~~

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~~Guard Retirement System), as well as any benefits received, or to be received, from the federal government such as severance pay, military retirement pay, or VA benefits relating to the same disabilities at issue in the State military disability claim.~~

~~(C) From the funds credited and authorized to the State Accident Fund in the current fiscal year, the director of the State Accident Fund is authorized to offer a onetime lump sum settlement to members of the military disability program, subject to eligibility and the other requirements set forth in the proviso.~~

**SECTION 81 - R360 - DEPARTMENT OF LABOR, LICENSING AND REGULATION**

**81.3** **AMEND** (LLR: POLA - Ten Percent, Other Funds) Remits an amount equal to 10% of Professional and Occupational Licensing expenditures and all Contractor's Licensing revenue remaining at year-end to the general fund.

**WMC:** AMEND proviso to exempt Professional and Occupational Offices with negative ending cash balances from the current and prior fiscal year from the requirements of this provision. Requested by the Department of Labor, Licensing and Regulation.

**81.3.** (LLR: POLA - Ten Percent, Other Funds) The Professional and Occupational Offices in Program II.F. Professional and Occupational Licensing must remit annually an amount equal to ten percent of the expenditures to the general fund. The Contractor's Licensing Board must remit all revenues above their expenditures to the general fund. The revenue remitted by the Contractor's Licensing Board to the general fund includes the ten percent. Professional and Occupational Offices with an overall negative ending cash balance for the current and prior completed fiscal years will be exempt from these requirements.

**81.15** **DELETE** (LLR: Mobile Optometry Units) Directs that location and site restrictions on services provided by mobile units for optometry in Section 40-37-320(B) [PUBLICIZING OFFICE HOURS; MOBILE UNITS; PROMULGATION OF REGULATIONS PERTAINING TO OPTOMETRY OFFICES.] shall be suspended for FY 2021-22. Directs the department and board to process and issue registrations for mobile units to provide services by a South Carolina licensed optometrist through a not-for-profit program on the site of a Title I public school for students attending the school. Directs the board to issue the registration within 10 days of receiving the request and \$10 registration fee.

**WMC:** DELETE proviso.

**81.15.** (LLR: Mobile Optometry Units) ~~In furtherance of expanding access to health care in unserved and underserved populations, the location and site restriction on services provided by mobile units for optometry in Section 40-37-320(B) of the 1976 Code shall be suspended for Fiscal Year 2021-22. The Department of Labor, Licensing and Regulation and the Board of Examiners in Optometry are directed to process and issue registrations for mobile units that apply to provide optometry services on the site of a Title I public school to students attending the school, provided that the services are rendered as part of a not for profit program and are provided by an optometrist licensed to practice in South Carolina. The registration shall be administratively issued by the Board of Examiners in Optometry within ten days after receipt of a registration request and following payment of a ten dollar registration fee to cover administrative costs.~~

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- 81.16** ADD (LLR: Indirect Cost Waiver OSHA) **WMC:** ADD new proviso to allow the department to retain indirect cost recoveries relating to federal OSHA grants and used for the operation of the agency. Requested by the Department of Labor, Licensing and Regulation.

*81.16. (LLR: Indirect Cost Waiver OSHA) The Department of Labor, Licensing and Regulation shall retain indirect cost recoveries relating to federal OSHA grants in this act. Recoveries retained by the agency will be used for operations of the agency. All other federal grants within the agency will remit indirect cost recoveries pursuant to Section 2-65-70 of the 1976 Code.*

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

- 82.2** AMEND (DMV: Cost Recovery Fee/Sale of Photos or Digitized Images) Authorizes DMV to collect and retain fees, not to exceed rates charged as of February 1, 2001, to recover the costs of producing, purchasing, handling and mailing information and/or documents. Allows the department to collect and retain fees to defray costs associated with fulfilling FOIA requests. Prohibits the sale of photographs taken for driver's licenses or personal identification cards. **WMC:** AMEND proviso to direct that revenue generated by fees, with an exception to FOIA requests, be placed into the State Highway Fund. Requested by the Department of Motor Vehicles.

**82.2.** (DMV: Cost Recovery Fee/Sale of Photos or Digitized Images) The Department of Motor Vehicles may collect processing fees and fees to recover the costs of the production, purchase, handling and mailing of documents, publications, records and data sets. The department may collect and retain fees to defray the cost associated with fulfilling a Freedom of Information Act (FOIA) request. The amount charged by the Department of Motor Vehicles for any fees collected pursuant to this proviso may not exceed the rates that the department charged as of February 1, 2001. The Department of Motor Vehicles may not sell, provide or otherwise furnish to private parties, copies of photographs, whether digitized or not, taken for the purpose of a driver's license or personal identification card. Photographs and digitized images from a driver's license or personal identification card are not considered public records. ~~Funds derived from these sources shall be retained by the department.~~ *With the exception of the cost associated with fulfilling a FOIA request, revenue generated by the fees imposed by this provision must be placed into the State Highway Fund as established by Section 57-11-20 of the 1976 Code and be distributed as provided in Section 11-43-167.*

- 82.6** AMEND (DMV: Fund Balance Carry Forward) Authorizes DMV to carry forward unexpended general funds and expend those funds in the current fiscal year. Directs that the first \$3,567,925 of carry forward funds go toward Act 37 of 2021. **WMC:** AMEND proviso to delete reference to Phoenix III and allow carry forward of any unexpended funds not designated for non-recurring expense in Act 37 of 2021. Deletes the carry forward of \$3,567,925 to Act 37 of 2021. Requested by the Department of Motor Vehicles.

**82.6.** (DMV: Fund Balance Carry Forward) The Department of Motor Vehicles may carry forward any unexpended general fund balance or other funds not designated for REAL ID and/or ~~Phoenix III~~ *non-recurring expense in Act 37 of 2021* from the prior fiscal year and expend those

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funds in the current fiscal year for expenditures as needed. ~~The first \$3,567,925 of carry forward funds shall go towards Act 37 of 2021.~~

- 82.7**     **AMEND** (DMV: Real ID) Authorizes DMV to spend any available earmarked cash reserves to implement Real ID.  
**WMC:** AMEND proviso to update the fiscal year reference. Requested by the Department of Motor Vehicles.

**82.7.** (DMV: Real ID) For Fiscal Year ~~2021-22~~ 2022-23, the Department of Motor Vehicles may expend any available earmarked cash reserves on the implementation of Real ID.

- 82.12**    **ADD** (DMV: Commercial Driver's License Skills Test Fee) **WMC:** ADD new proviso to direct the department to charge a \$25 skills test fee for a commercial driver's license and provide guidelines for refunds and retention of the fee by the department. Requested by the Department of Motor Vehicles.

*82.12. (DMV: Commercial Driver's License Skills Test Fee) In the current fiscal year, the Department of Motor Vehicles shall charge twenty-five dollars for all commercial driver's license (CDL) applicants who schedule a skills test with the agency. Applicants who schedule a CDL skills test with the department, but cancel at least two business days before the appointment, shall be refunded this fee from the department. Monies from first-time skills test attempts where the applicant does not appear for the skills test shall be retained by the department and used for advancement of the CDL and commercial motor vehicle programs of the State. All other monies for CDL skills test shall be distributed in accordance with Section 56-1-2080(A)(1) of the 1976 Code. In instances where the applicant appears for the scheduled appointment and passes the skills test, the department shall credit this fee towards the applicant's CDL and CDL application. In instances where the applicant appears for the scheduled appointment but does not pass the skills test on the first attempt, the department shall credit this fee towards the applicant's subsequent skills test attempts in accordance with Section 56-1-2080(A)(1).*

- 82.13**    **ADD** (DMV: Mobile Driver's License Study Committee) **WMC:** ADD new proviso to direct the DMV to lead a study committee to make recommendations on the implementation and acceptance of mobile identities. Provides guidelines and composition of the committee.

*82.13. (DMV: Mobile Driver's License Study Committee) In the current fiscal year, the Department of Motor Vehicles shall lead a study committee with the purpose of making recommendations on the implementation and acceptance of mobile identities in South Carolina. The committee shall meet at least quarterly throughout the fiscal year, and the DMV shall author recommendations on adopting mobile identities by the end of the fiscal year. The recommendations shall be addressed to the Chairmen of Senate Finance, Senate Transportation, House Ways and Means, and House Education and Public Works. In addition to the Department of Motor Vehicles, the committee shall consist of at least one member from the following entities:*

- (1) the Department of Public Safety;*
- (2) the Department of Revenue;*
- (3) the Department of Administration;*
- (4) the Department of Employment and Workforce;*
- (5) the State Election Commission;*

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(6) the South Carolina Retail Association;

(7) the South Carolina Bankers Association;

(8) the South Carolina Sheriffs' Association;

(9) the South Carolina Police Chiefs Association;

(10) the South Carolina Medical Association;

(11) the South Carolina Pharmacy Association; and

(12) the South Carolina Appleseed Legal Justice Center or a similar organization that represents indigent persons.

The Department of Motor Vehicles, in its discretion, and other committee members may recommend additional participants that support the mission of the committee, to include a staff member from the Senate Transportation and House Education and Public Works Committees.

Entities listed above must submit the name and contact information of their committee member to the DMV no later than August 1, 2022.

- 82.14** **ADD** (DMV: Fees for Qualified Service Members) **WMC:** ADD new proviso to direct the department to waive fees for an applicant who qualifies for a commercial learner's permit or license pursuant to 49 CFR Section 383.77.

**82.14.** (DMV: Fees for Qualified Service Members) In the current fiscal year, the Department of Motor Vehicles must waive the application, learner's permit, and driver's license fee, and, when applicable, the knowledge test fee for any applicant who qualifies for commercial learner's permits or commercial driver's licenses under the provisions of 49 CFR Section 383.77.

- 82.15** **ADD** (DMV: Biennial Plates Commercial Motor Vehicles) **WMC:** ADD new proviso to allow the department to issue biennial plates to large commercial vehicles until the provisions of Act 37 of 2021 are enacted.

**82.15.** (DMV: Biennial Plates Commercial Motor Vehicles) The department may issue biennial plates to large commercial motor vehicles until all provisions of Act 37 of 2021 are enacted.

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

- 83.5** **AMEND** (DEW: UI Tax System Modernization) Authorizes DEW to spend up to \$1,158,150 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, 2021.

**WMC:** AMEND proviso to change "\$1,158,150" to "\$2,230,756" and update calendar year reference from "2021" to "2022." Requested by the Department of Employment and Workforce.

**83.5.** (DEW: UI Tax System Modernization) The Department of Employment and Workforce is authorized to expend up to ~~\$1,158,150~~ \$2,230,756 of funds made available to the State under Section 903 of the United States Social Security Act, as amended. The funds must be used under the direction of the Department of Employment and Workforce, for the purpose of acquiring software, equipment, and necessary services to replace the agency's unemployment tax information system with a modern technology solution. No part of the funds herein authorized

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may be obligated after a two-year period beginning on July 1, ~~2024~~ 2022. The amount obligated pursuant to this provision shall not at any time exceed the amount by which (a) the aggregate of amounts transferred to the accounts of the State pursuant to Section 903 of the Social Security Act exceeds (b) the aggregate of the amounts obligated for administration and paid out for administration and paid out for benefits and required by law to be charged against the amounts transferred to the account of this State.

- 83.7**     **AMEND** (DEW: GED Incentive Program) Directs that \$1,500,000 of funds allocated to the department from the Department of Education GED Incentive Program be used as an incentive for individuals drawing unemployment benefits to obtain their GED or high school diploma. Provides eligibility requirements for individuals and the manner in which the department shall issue incentive payments. Directs that unexpended funds must be remitted to the General Fund at the end of the current fiscal year.
- WMC:** AMEND proviso to allow DEW to carry forward unexpended funds allocated for the GED Incentive Program. Deletes the directive that unexpended funds be remitted to the General Fund.

**83.7.** (DEW: GED Incentive Program) *The Department of Employment and Workforce may carry forward unexpended funds allocated for the GED Incentive Program from the prior fiscal year to the current fiscal year.* For ~~Fiscal Year 2021-22, of the funds~~ allocated *and carried forward* to the Department of Employment and Workforce from the Department of Education GED Incentive Program, \$1,500,000 shall be utilized as an incentive for individuals currently drawing unemployment benefits to obtain their GED or high school diploma. In order to be eligible, the individual must have an active claim from any of the state or federal unemployment insurance programs and be a South Carolina resident who is at least nineteen years of age. The individual must certify to the department that they do not currently hold a GED or high school diploma from any state. They must also enroll in and complete the GED or high school diploma course work prior to June 1, ~~2022~~ 2023. The Department of Employment and Workforce shall enter into a data-sharing agreement with the Department of Education to cross match eligibility to ensure that participants do not currently hold a GED or high school diploma and to confirm that the individual enrolled in and completed the diploma process to obtain the GED or high school diploma. The Department of Employment and Workforce shall issue a one-time payment in the amount of \$500 to the individual upon confirmation from the Department of Education that the individual has successfully received the GED or diploma. These incentive payments shall be issued on a first come first served basis based on completion date, until the funds from this program have been exhausted. Funds allocated for this incentive program shall not be transferred or utilized for any other purpose. ~~Unexpended funds shall be remitted to the General Fund at the end of the current fiscal year.~~

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

- 84.1**     **AMEND** (DOT: Expenditure Authority Limitation) Authorizes DOT to carry forward and expend cash balances in the State Highway Fund from year to year.
- WMC:** AMEND proviso to authorize the department to carry forward unexpended general funds and unexpended proceeds from bond sales or loans and to expend for activities to be reimbursed from federal funds from the previous fiscal year. Authorizes the department to expend federal or

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contracted activities and project funds during the current fiscal year. Directs the department to provide a listing to EBO of items not expended in the previous fiscal year and also of funds approved during the current fiscal year. Directs EBO to establish the expenditure authorization based on the listings. Requested by the Department of Transportation.

**84.1.** (DOT: Expenditure Authority Limitation) The Department of Transportation is hereby authorized to expend all cash balances, unexpended general funds, and unexpended proceeds from bond sales or loans accruing to the department brought forward from the previous year ~~and all income including all. The department is also authorized to expend for activities and projects to be reimbursed in part or whole from~~ federal funds, ~~unexpended general funds and proceeds from bond sales accruing to the Department of Transportation, but in no case shall the expenditures of the Department of Transportation exceed the amount of cash balances brought forward from the preceding year plus the amount of all income including federal funds, general funds and proceeds from bond sales~~ from the United States Department of Transportation or other agencies that were obligated, but not expended in a prior fiscal year; and all income for funding for contracted activities and projects funded by another entity not expended in a previous fiscal year. The Department of Transportation shall provide the Executive Budget Office a listing of cash balances; unexpended general funds; unexpended proceeds from bond sales or loans accruing to the department; activities and projects funded from previously obligated federal funds not expended in the previous fiscal year; and income from contracted activities and projects not expended in the prior fiscal year. The Executive Budget Office shall establish the expenditure authorization upon review of the listing provided by the department. The Department of Transportation is authorized to expend from federal funds or for funding for contracted activities and projects funded by another entity approved during the current fiscal year. The Department of Transportation shall provide a listing of federal funds or other sources approved during the current fiscal year. The Executive Budget Office shall establish the expenditure authorization upon review of the listing provided by the department.

**84.6** **AMEND** (DOT: Meals in Emergency Operations) Allows the department to provide meals to employees who are not permitted to leave their stations during actual emergencies, emergency simulation exercises, or when the Governor declares a state of emergency.  
**WMC:** AMEND proviso to also allow the department to provide meals in an event requiring the use of authority provided to the Secretary of Transportation pursuant to Section 57-5-1620 [ADVERTISEMENT AND AWARD OF CERTAIN CONSTRUCTION CONTRACTS; EMERGENCY CONSTRUCTION, REPAIRS, OR PURCHASES]. Requested by the Department of Transportation.

**84.6.** (DOT: Meals in Emergency Operations) In the event a State of Emergency is declared by the Governor or in the event of a situation requiring the use of the Secretary of Transportation's authorities under Section 57-5-1620 of the 1976 Code, the Department of Transportation may provide meals to employees ~~of the department~~ who are not permitted to leave assigned duty stations ~~and are required to work during~~ to include deployment; and emergency simulation exercises; ~~and when the Governor declares a state of emergency.~~

**84.17** **ADD** (DOT: PalmettoPride) **WMC:** ADD new proviso to direct that funds allocated to PalmettoPride shall flow through DOT. Directs that PalmettoPride shall be governed by a board of directors and provides for the composition of the board members.

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84.17. (DOT: PalmettoPride) In the current fiscal year, receipt of funds allocated to PalmettoPride shall flow through the Department of Transportation. PalmettoPride shall be governed by a board of directors composed of twelve members to be appointed as follows:

(1) five members of the public must be appointed by the Governor;

(2) three members must be appointed by the President of the Senate, to include one Senator and two members of the public;

(3) three members must be appointed by the Speaker of the House of Representatives, to include one member of the House of Representatives and two members of the public; and

(4) the Secretary of the Department of Transportation or his/her designee.

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

**86.2**     **ADD** (CTC: Expenditure Authority Limitation) **WMC:** ADD new proviso to authorize CTC to expend all cash balances brought forward from the previous fiscal year and provide EBO with a listing of the balances for expenditure authorization. Requested by County Transportation Funds.

86.2. (CTC: Expenditure Authority Limitation) County Transportation Funds are authorized to expend all cash balances brought forward from the previous fiscal year. A listing of cash balances shall be provided to the Executive Budget Office which shall establish the expenditure authorization upon review of the listing provided.

**SECTION 87 - U300 - DIVISION OF AERONAUTICS**

**87.6**     **ADD** (AERO: Asset Procurement Flexibility) **WMC:** ADD new proviso to allow the division to acquire assets for state service through purchase project programs as long as the assets can be used for typical mission requirements of their operations.

87.6. (AERO: Asset Procurement Flexibility) The Division of Aeronautics is authorized, upon approval by the Aeronautics Commission, to acquire aircraft and assets for state service through purchase projects including, but not limited to, the Department of Defense Surplus Equipment Programs and the Federal Asset Transfer Program as long as the assets can be used to meet the typical mission requirements of the Division's operations.

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

**88.1**     **AMEND** (SPA: Charleston Cooper River Bridge Project) Directs the State Ports Authority to pay the State Transportation Infrastructure Bank \$1,000,000 before June 30, 2021 to continue the Charleston Cooper River Bridge Project.

**WMC:** AMEND proviso to update calendar year references to "2022" and "2023." Requested by State Ports Authority.

**88.1.** (SPA: Charleston Cooper River Bridge Project) The State Ports Authority shall, from other general fund or operating fund surplus available and any funds appropriated to the authority in prior fiscal years and left unexpended as of July 1, ~~2021~~ 2022, pay to the State

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Transportation Infrastructure Bank one million dollars before June 30, ~~2022~~ 2023, to continue the Charleston Cooper River Bridge Project.

- 88.2** **DELETE** (SPA: Georgetown Port Marketing) Directs the Ports Authority to continue its cargo diversification strategy which enhances marketing Charleston and Georgetown terminal capabilities, highlighting cruise, breakbulk, bulk, and roll on/roll off.  
**WMC:** DELETE proviso.

~~**88.2.** (SPA: Georgetown Port Marketing) The State Ports Authority will continue its cargo diversification strategy which enhances the marketing of all terminal capabilities in Charleston and Georgetown highlighting cruise, breakbulk, bulk, and roll on/roll off.~~

- 88.4** **DELETE** (SPA: Georgetown Port Maintenance Dredging Fund) Directs the State Ports Authority to maintain the Georgetown Port Maintenance Dredging Fund and to deposit any funds appropriated in this act for that purpose into the fund, which shall be separate and distinct from the General Fund and the Harbor Deepening Reserve Fund, and direct that interest from the fund must remain in the fund. Directs that the funds must only be used for activities associated with the Port of Georgetown maintenance dredging. Requires a comprehensive plan for use of the fund be submitted to JBRC for review and comment prior to expending monies from the fund. Authorizes the funds to be carried forward and used for the same purpose.  
**WMC:** DELETE proviso.

~~**88.4.** (SPA: Georgetown Port Maintenance Dredging Fund) The State Ports Authority shall maintain the Georgetown Port Maintenance Dredging Fund and any funds appropriated in this act for this purpose shall be deposited into this account. This fund shall be separate and distinct from the General Fund and the Harbor Deepening Reserve Fund and interest accrued by the fund must remain in the fund. This fund must be used exclusively by the South Carolina Ports Authority for the activities associated with the maintenance dredging of the Port of Georgetown. Prior to expending any amount from the fund, the State Ports Authority must present a comprehensive plan for the use of the fund for maintenance dredging to the Joint Bond Review Committee for review and comment. These funds shall be carried forward from the prior fiscal year into the current fiscal year and must be used for the same purpose.~~

- 88.6** **ADD** (SPA: Transfer of Port of Georgetown) **WMC:** ADD new proviso to allow the State Ports Authority to transfer the Port of Georgetown real property to the County of Georgetown in "as-is" condition through a quit-claim deed no later than June 30, 2023. Requires all funds in the Georgetown Port Maintenance to be transferred to the State Ports Authority and to be approved by the Georgetown County Council and the State Ports Authority Board of Directors. Allows the approval to satisfy the fiduciary duties of each approving body.

**88.6.** (SPA: Transfer of Port of Georgetown) The South Carolina State Ports Authority will transfer the Port of Georgetown real property, including buildings, fixtures, and certain equipment, to the County of Georgetown in "as-is" condition including, but not limited to, any appurtenances and the assumption of any existing leases through a quit-claim deed no later than June 30, 2023. Any and all funds in the Georgetown Port Maintenance Dredging Fund shall be transferred to the South Carolina State Ports Authority in full consideration for such transfer, which is deemed to be just and fair compensation. Only the approval of the Georgetown County

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Council and the South Carolina State Ports Authority Board of Directors is required for this transaction, and approval of this transaction shall satisfy the fiduciary duties of each approving body related to this transfer.

**SECTION 92D - D300 - OFFICE OF RESILIENCE**

**92D.1 AMEND** (SCOR: Catastrophic Weather Event) Directs that improvements to real or personal property used as a residence, such as a mobile home or manufactured housing unit, resulting from damage caused by the catastrophic weather event in October 2015, Hurricane Matthew of 2016, or Hurricane Florence of 2018, made after the event and before June 30, 2022, is not considered an improvement and may not be reassessed at a higher rate as a result of the improvement. Directs that for the current fiscal year, an eligible property's tax value shall remain the same unless an assessable transfer of interest occurs.

**WMC:** AMEND proviso to update calendar year reference to "2023." Requested by the Office of Resilience.

**92D.1.** (SCOR: Catastrophic Weather Event) Any improvements made to real property or personal property used as a residence, such as a mobile home or manufactured housing unit, damaged during the catastrophic weather event in October 2015, Hurricane Matthew of 2016, or Hurricane Florence of 2018, after the event and before June 30, ~~2022~~ 2023, is not considered an improvement and may not be reassessed at a higher rate as a result of the assistance provided. This provision only applies if as a result of the catastrophic weather event, the improvements made to the property were funded by the United States Department of Housing and Urban Development Block Grant - Disaster Recovery program implemented by the Office of Resilience, Disaster Recovery Office. This provision also applies if, at the discretion of the county and using qualifications determined by the county, the improvements were made with the assistance of a volunteer organization active in disaster, or a similar volunteer organization.

During the current fiscal year, the property tax value of an eligible property shall remain the same unless an assessable transfer of interest occurs. No refund is allowed on account of values adjusted as provided in this provision.

**92D.4 AMEND** (SCOR: Risk Reduction Plan Extension) **WMC:** ADD new proviso to extend the completion date for the Strategic Statewide Resilience and Risk Reduction Plan.

**92D.4.** (SCOR: Risk Reduction Plan Extension) The completion date for the Office of Resilience's Strategic Statewide Resilience and Risk Reduction Plan, as set forth in Section 48-62-30(1) of the 1976 Code, shall be extended from July 1, 2022 to July 1, 2023.

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

**98.9 AMEND** (TREAS: Penalties for Non-Reporting) Directs that if a municipality does not submit audited financial statements within 13 months of the end of their fiscal year, the State Treasurer must withhold their state payments until the statement is received. Requires the State Treasurer to follow the requirements of proviso 117.48 when an audit report is received from a county or municipality with significant findings related to court fine reports or remittances. Provides penalties for deficiencies and delinquent reports. Provides for funds to be made available to the State Auditor for an audit to determine amounts due to the State Treasurer. Suspends the penalty

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requirement for municipalities for FY 2021-22 and authorizes and directs the State Treasurer to release all funds withheld from municipalities in the prior two fiscal years.

**WMC:** AMEND proviso to update fiscal year reference to “2022-23.”

**98.9.** (TREAS: Penalties for Non-reporting) If a municipality fails to submit the audited financial statements required under Section 14-1-208 of the 1976 Code to the State Treasurer within thirteen months of the end of their fiscal year, the State Treasurer must withhold all state payments to that municipality until the required audited financial statement is received.

If the State Treasurer receives an audit report from either a county or municipality that contains a significant finding related to court fine reports or remittances to the Office of State Treasurer, the requirements of Proviso 117.48 shall be followed if an amount due is specified, otherwise the State Treasurer shall withhold twenty-five percent of all state payments to the county or municipality until the estimated deficiency has been satisfied.

If a county or municipality is more than ninety days delinquent in remitting a monthly court fines report, the State Treasurer shall withhold twenty-five percent of state funding for that county or municipality until all monthly reports are current.

After ninety days, any funds held by the Office of State Treasurer will be made available to the State Auditor to conduct an audit of the entity for the purpose of determining an amount due to the Office of State Treasurer, if any.

The penalty provisions in this proviso are suspended during Fiscal Year ~~2021-22~~ 2022-23 for municipalities. The State Treasurer is authorized and directed to release all funds withheld from municipalities in the prior two fiscal years due to a municipality not submitting the required audited financial statements or submitting financial information to the Revenue and Fiscal Affairs Office as required by Section 6-1-50 of the 1976 Code.

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

**100.1. DELETE** (ADJ: Unit Maintenance Funds) Directs that unit maintenance funds be distributed to various National Guard units at the direction of the Adjutant General.

**WMC:** DELETE proviso. Requested by the Office of Adjutant General.

~~**100.1.** (ADJ: Unit Maintenance Funds) The funds appropriated as unit maintenance funds shall be distributed to the various National Guard units at the direction of the Adjutant General.~~

**100.17 AMEND** (ADJ: 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 and Hurricane Florence 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. Directs 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. Allows the \$500,000 authorized by Proviso 100.21 in Act 264 of 2018 [2017 HURRICANE IRMA AND 2014 ICE STORM FEMA MATCH] for grants to non-profit entities to be carried forward and used for the same purpose. Directs EMD to report grant recipients and amounts to the Chairmen of the Senate Finance and House Ways and Means Committees by 1/15/22.

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**WMC:** AMEND proviso to update fiscal year reference to “2022-23” and report date reference to “2023.”

**100.17.** (ADJ: Natural Disaster FEMA Match) The Office of Adjutant General, Emergency Management Division shall be authorized to utilize existing fund balances to provide the non-federal cost share to state and local government entities for work that is eligible under the Federal Emergency Management Agency Public Assistance Program for Hurricane Irma and Hurricane Florence. Existing fund balances may not be used to provide the non-federal cost share to private non-profit entities.

The Office of Adjutant General, Emergency Management Division is directed to use existing fund balances for the 2015 Flood disaster (Presidential Disaster Declaration DR-4241) to reimburse counties and municipalities with unreimbursed non-federal cost share from the 2014 Ice Storm disaster for storm cleanup expenses incurred during and after states of emergency declared by Executive Orders 2014-06 and 2014-11 and Presidential Disaster Declaration DR-4166. Counties and municipalities must submit an application for such funds by July 31, 2018.

The \$500,000 authorized by Proviso 100.21 in Act 264 of 2018 for grants for non-profit entities may be carried forward and used for the same purpose in Fiscal Year ~~2021-22~~ 2022-23. The Emergency Management Division shall prepare a report listing the name of the grant recipient and the amount received and submit the report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee by January 15, ~~2022~~ 2023.

**100.18 DELETE** (ADJ: Salary Adjustment) Directs that the Adjutant General’s salary is subject to the Agency Head Salary Commission. Directs that the salary be immediately adjusted to match the commission’s recommendation.

**WMC:** DELETE proviso. Requested by the Office of Adjutant General.

~~**100.18.** (ADJ: Salary Adjustment) The Adjutant General is subject to all provisions related to agency heads covered by the Agency Head Salary Commission. The Adjutant General’s salary shall be immediately adjusted to match the recommendation from the commission upon its receipt.~~

**100.21 ADD** (ADJ: PPE Stockpile) **WMC:** ADD new proviso to allow the Emergency Management Division to rotate and replace the State’s PPE stockpile, including the rotation of public and private like-kind stock. Requested by the Office of Adjutant General.

**100.21.** (ADJ: PPE Stockpile) The Emergency Management Division shall be permitted to rotate and replace the State’s personal protection equipment stockpile, housed pursuant to a state contract. This may include the rotation of like-kind stock owned by participating entities, both public and private, in order to minimize the cost of maintaining a personal protective equipment stockpile for the State and to ensure the useful life of the State’s personal protective equipment stockpile.

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**SECTION 102 - E280 - ELECTION COMMISSION**

**102.13 DELETE** (ELECT: November 2020 Election Investigation Report) Directs the Election Commission to submit a report by August 1, 2021, to the General Assembly on the number of election fraud investigations conducted on the November 2020 election and to post the report on their website.

**WMC:** DELETE proviso. Requested by the Election Commission.

~~102.13. (ELECT: November 2020 Election Investigation Report) From the funds appropriated to the Election Commission for statewide elections, the commission shall submit a report to the General Assembly by August 1, 2021, on the number of election fraud investigations conducted regarding the November 2020 election. Such report shall also be posted on the commission's website.~~

**SECTION 103 - E500 - REVENUE AND FISCAL AFFAIRS OFFICE**

**103.6 AMEND** (RFAO: Revenue Forecast) Suspends Section 11-9-1130(A) [BOARD OF ECONOMIC ADVISORS TO MAKE FORECASTS OF ECONOMIC CONDITIONS; ADJUSTMENTS TO FORECASTS] for Fiscal Year 2021-22.

**WMC:** AMEND proviso to update the fiscal year reference to "2022-23." Requested by Revenue and Fiscal Affairs Office.

~~103.6. (RFAO: Revenue Forecast) For Fiscal Year 2021-22~~ 2022-23, Section 11-9-1130(A) of the 1976 Code shall be suspended.

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

**104.2 DELETE** (SFAA: Lawsuit Funding) Requires the Insurance Reserve Fund pay the State's cost of defending the Abbeville school funding litigation and the prisoner mental health care litigation.

**WMC:** DELETE proviso. Requested by State Fiscal Accountability Authority.

~~104.2. (SFAA: Lawsuit Funding) The Executive Director shall pay from the Insurance Reserve Fund the defense costs of the State, which are incurred in the current fiscal year, in the Abbeville school funding litigation and the prisoner mental health care litigation. The appropriate official from the House of Representatives and the Senate must certify to the Executive Director on a monthly basis the costs incurred in defense of this litigation. Upon receipt of the certification, the Executive Director shall pay the provider of these services the amount certified.~~

**104.9 AMEND** (SFAA: Compensation - Agency Head Salary) Provides a process for establishing the compensation for agency heads and technical college presidents. Requires SFAA contract for a compensation study of agency heads and technical college presidents every four years.

**WMC:** AMEND proviso to include the Constitutional Officers in the four year study of agency head compensation and the distribution of costs of the study. Requested by State Fiscal Accountability Authority.

~~104.9. (SFAA: Compensation - Agency Head Salary) In the event of an agency head or technical college president vacancy, the governing board of the agency or the Governor, or the~~

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appointing authority of a technical college president, must have the prior favorable recommendation of the Agency Head Salary Commission to set, discuss, offer, or pay a salary for the agency head or technical college president at a rate that exceeds the minimum of the range established by the Agency Head Salary Commission. No agency head or technical college president shall be paid a salary higher than that recommended by the commission. Boards and commissions, or the Governor if he is the appointing authority, of newly created agencies or technical colleges shall not offer or pay a salary to a prospective agency head until a salary range has been established and the salary approved by the Agency Head Salary Commission. The funding of the salaries of any agency head or technical college president should come from resources within the agency. The State Fiscal Accountability Authority shall contract every four years for a study of agency head, ~~and~~ technical college president, *and constitutional officer* compensation, *as required under Sections 8-11-160 and 8-11-165*. The cost of the study must be shared by the participating agencies, *technical colleges, and constitutional offices*. The staff of the State Fiscal Accountability Authority shall serve as the support staff to the Agency Head Salary Commission. Limited only by the maximum of the respective salary range, the General Assembly authorizes the respective appointing authority for an agency head or technical college president to provide salary increases for an agency head or technical college president not to exceed that recommended by the Agency Head Salary Commission. No agency head or technical college president shall be paid less than the minimum of the pay range nor receive an increase that would have the effect of raising the salary above the maximum of the pay range.

**SECTION 105 - F270 - SFAA, OFFICE OF STATE AUDITOR**

**105.1 AMEND** (SFAA-AUD: Annual Audit of Federal Programs) Requires each state agency subject to federal audit requirements to pay the State Auditor for their share of the expense of contracting with a CPA firm to conduct the federal portion of the audit as determined by a schedule developed by the State Auditor. Authorizes the State Auditor to retain, expend, and carry forward these funds.

**WMC:** AMEND proviso to delete the reference to the expense of “contracting with a nationally recognized CPA firm” and add a reference to the expense of “conducting” the audit. Deletes the requirement that the audit re-bid every five years. Requested by the Office of State Auditor.

**105.1.** (SFAA-AUD: Annual Audit of Federal Programs) Each state agency receiving federal funds subject to the audit requirements of the Single Audit Act Amendments of 1996 and Title 2 U.S. Code of Federal Regulations (C.F.R) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance) shall remit to the State Auditor an amount representing an equitable portion of the expense of ~~contracting with a nationally recognized CPA firm to conduct a portion of~~ *conducting* the audit of the State’s federal financial assistance.

Each state agency’s equitable portion of the expense will be determined by a schedule developed by the State Auditor. Such remittance will be based upon invoices provided by the State Auditor. ~~The audit shall be re-bid every five years.~~ The State Auditor shall retain and expend the funds received and shall carry forward any unexpended funds from the prior fiscal year into the current fiscal year for the same purpose.

**105.6 DELETE** (SFAA-AUD: Audited Financial Statements) Directs the State Auditor’s Office to issue a statewide contract for audit services to facilitate timely reporting from municipalities and

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to convene a working group of stakeholders to develop municipalities auditing requirements and to make recommendations to the General Assembly.

**WMC:** DELETE proviso. Requested by the Office of State Auditor.

**105.6.** (SFAA-AUD: Audited Financial Statements) ~~The Office of the State Auditor is directed to work with the State Fiscal Accountability Authority to issue a statewide contract for Fiscal Year 2021-22 for the performance of audited financial statements which municipalities could use for audits required by Section 5-7-240 of the 1976 Code.~~

- 105.7** **ADD** (SFAA - AUD: Internal Audit Services) **WMC:** ADD new proviso to authorize the Auditor's Office to offer internal audit services to state agencies under a cost reimbursement/shared services model. Allows any state agency without an internal audit function to use the services. Directs that the audit plan will be agreed upon by the office and the agency.

*105.7. (SFAA - AUD: Internal Audit Services) The State Auditor's Office is authorized to offer internal audit services to state agencies under a cost reimbursement, shared services model. Any state agency that does not have an internal audit function may opt to use the services to conduct such audit. The audit plan will be agreed upon between the State Auditor's Office and the state agency, and cost will be determined by nature, timing, and extent of the audit work.*

**SECTION 106 - F300 - STATEWIDE EMPLOYEE BENEFITS**

- 106.2** **AMEND** (SEB: Suspend SCRS & PORS Employer Contribution Rate Increase) Suspends the increase in the employer contribution rate pursuant to Section 9-1-1085 [EMPLOYER AND EMPLOYEE CONTRIBUTION RATES] and Section 9-11-225 [EMPLOYER AND EMPLOYEE CONTRIBUTION RATES] for Fiscal Year 2021-22. Directs that the contribution rate for SCRS and PORS shall increase by 1% from the Fiscal Year 2020-21 rates set in Act 135 of 2020.  
**WMC:** AMEND proviso to update the fiscal year references to "2022-23" and "2021-22."

**106.2.** (SEB: Suspend SCRS & PORS Employer Contribution Rate Increase) The increase in the employer contribution rate imposed by Section 9-1-1085 and Section 9-11-225 for Fiscal Year ~~2021-22~~ 2022-23, respectively, are suspended. The employer contribution rate for the South Carolina Retirement Systems and the Police Officers Retirement Systems during Fiscal Year ~~2021-22~~ 2022-23, expressed as a percentage of earnable compensation, shall increase by 1% from Fiscal Year ~~2020-21~~ 2021-22 rates as set in Act 135 of 2020.

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

- 108.6** **AMEND** (PEBA: State Health Plan) Directs that for Plan Year 2022 there shall be an employer premium increase of 0.8% and a subscriber increase of 0%. Authorize PEBA to adjust the plan, benefits, or contributions during Plan Year 2022 to ensure the plan remains fiscally stable.  
**WMC:** AMEND proviso to increase employer premium to "18.1" percent. Update Plan Year reference to "2023." Directs that patient cost sharing for plan participants may be adjusted to remain in an ACA-grandfathered status. Deletes the requirement that copayments for participants of the plan shall remain the same in 2022 as in 2021.

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**108.6.** (PEBA: State Health Plan) Of the funds authorized for the State Health Plan pursuant to Section 1-11-710(A)(2) of the 1976 Code, an employer premium increase of ~~0.8~~ 18.1 percent and a subscriber premium increase of zero percent will result for the standard State Health Plan for Plan Year ~~2022~~ 2023. Patient cost sharing for participants of the State Health Plan for Plan Year 2023 may be adjusted within the parameters allowed to remain in an ACA-grandfathered status. Copayments for participants of the State Health Plan shall remain the same in Plan Year 2022 as in Plan Year 2021. Notwithstanding the foregoing, pursuant to Section 1-11-710(A)(3), the Public Employee Benefit Authority may adjust the plan, benefits, or contributions of the State Health Plan during Plan Year ~~2022~~ 2023 to ensure the fiscal stability of the Plan.

**108.12 AMEND** (PEBA: COVID-19 Return to Work Extension) Directs that for FY 2021-22, the earnings limitation does not apply to retired SCRS or PORS members who return to covered employment to participate in the state's public health preparedness and response to COVID-19. Directs that this provision is not intended to supersede or conflict with Act 102 of 2021, S. 704 of 2021 and if there is a conflict, the Act provisions control.  
**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**108.12.** (PEBA: COVID-19 Return to Work Extension) For Fiscal Year ~~2021-22~~ 2022-23, the earnings limitation imposed pursuant to Section 9-1-1790 and Section 9-11-90 of the 1976 Code does not apply to retired members of the South Carolina Retirement System or the Police Officers Retirement System who return to covered employment to participate in the state's public health preparedness and response to the COVID-19 virus. This section is not intended to supersede or conflict with Act 102 of 2021, S. 704 of 2021. In the event of a conflict, the provisions of the Act control.

**108.14 ADD** (PEBA: South Carolina Retiree Health Insurance Trust Fund) **WMC:** ADD new proviso to suspend the provisions of Section 1-11-705(I)(2) [SOUTH CAROLINA RETIREE HEALTH INSURANCE TRUST FUND ESTABLISHED; ADMINISTRATION] for the current fiscal year. Directs that funds that would have been transferred to the SC Retiree Health Insurance Trust Fund may remain in the operating account for the employee health insurance program. Requested by the Public Employee Benefit Authority.

*108.14. (PEBA: South Carolina Retiree Health Insurance Trust Fund) The provisions of Section 1-11-705(I)(2) of the 1976 Code are suspended for Fiscal Year 2022-23, and, notwithstanding any other provision of law, during Fiscal Year 2022-23, funds that would otherwise have been transferred to the South Carolina Retiree Health Insurance Trust Fund from the operating account for the State's employee health insurance program pursuant to Section 1-11-705(I)(2) may remain in the operating account for the State's employee health insurance program.*

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

**109.13 AMEND** (DOR: Renewable Fuel Credit) Extends the date a taxpayer must place property or facility into service used for distributing or dispersing renewable fuel to January 1, 2022.  
**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

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**109.13.** (DOR: Renewable Fuel Credit) The date the taxpayer must place property or facility into service that is used for distribution or dispensing renewable fuel shall be extended to January 1, ~~2022~~ 2023.

**SECTION 112 - V040 - DEBT SERVICE**

**112.2** **AMEND** (DS: Excess Debt Service) Directs that excess debt service funds available in FY 2021-22 may be used to pay down general obligation bond debt.

**WMC:** AMEND proviso to update the fiscal year reference to “2022-23.”

**112.2.** (DS: Excess Debt Service) Excess debt service funds available in Fiscal Year ~~2021-22~~ 2022-23 may be expended in the fiscal year to pay down general obligation bond debt for which the State (1) is paying the highest rate of interest; (2) will achieve relief in constrained debt capacity; or (3) reduce the amount of debt issued.

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

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

**WMC:** AMEND proviso to update the fiscal year references to “2022-23.”

**113.2.** (AS-TREAS: Quarterly Distributions) For Fiscal Year ~~2021-22~~ 2022-23, one quarter of the amount appropriated in Part IA for Aid to Subdivisions-Local Government Fund shall be distributed as soon after the beginning of each quarter as practical with the four distributions together totaling the Fiscal Year ~~2021-22~~ 2022-23 Part IA appropriation for the Local Government Fund.

**113.6** **AMEND** (AS-TREAS: 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 from the reductions.

**WMC:** AMEND proviso to update the fiscal year reference to “2022-23.”

**113.6.** (AS-TREAS: Political Subdivision Flexibility) For Fiscal Year ~~2021-22~~ 2022-23, a political subdivision receiving aid from the Local Government Fund may reduce its support to any state mandated program or requirement, by up to a percentage equal to the percentage reduction in the actual amount appropriated to the Local Government Fund as compared to the amount required to be appropriated pursuant to Section 6-27-30. Excluded from said reductions are Administrative Law Judges and their offices, Court of Appeals and their offices, Circuit and Family Courts and their offices, Magistrates and their offices, Masters-in-Equity and their offices, Probate Courts and their offices, Public Defenders and their offices, Solicitors and their offices, and the Supreme Court and their offices, and assessment for indigent medical care pursuant to Section 44-6-146 of the 1976 Code.

**113.10** **ADD** (AS-TREAS: E-Filing System) **WMC:** ADD new proviso to direct the governing body of any county with at least three municipalities and that has a population equal to or greater than

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fifty thousand to utilize funds from the local government fund to implement an electronic filing system in the county's Register of Deeds Office. Directs the Register of Deeds to assist with the e-filing system.

*113.10. (AS-TREAS: E-Filing System) The governing body of any county that has at least three municipalities within the county, in whole or in part, with a population of fifty thousand or more shall utilize sufficient funds received from the local government fund to implement an electronic or e-filing system in the county's Register of Deeds Office to be utilized for the recording of documents and for payment of associated fees. The Register of Deeds shall assist with the implementation and shall monitor, utilize, and maintain the system.*

**SECTION 117 - X900 - GENERAL PROVISIONS**

**117.2** **AMEND** (GP: 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 2021-22.  
**WMC:** AMEND proviso to update the fiscal year reference to "2022-23."

**117.2.** (GP: Appropriations From Funds) Subject to the terms and conditions of this act, the sums of money set forth in this part, if so much is necessary, are appropriated from the General Fund of the State, the Education Improvement Act Fund, the Highways and Public Transportation Fund, and other applicable funds, to meet the ordinary expenses of the state government for Fiscal Year ~~2021-22~~ 2022-23, and for other purposes specifically designated.

**117.3** **AMEND** (GP: Fiscal Year Definitions) Defines current and prior fiscal year time frames.  
**WMC:** AMEND proviso to update the fiscal year references.

**117.3.** (GP: Fiscal Year Definitions) For purposes of the appropriations made by this part, "current fiscal year" means the fiscal year beginning July 1, ~~2021~~ 2022, and ending June 30, ~~2022~~ 2023, and "prior fiscal year" means the fiscal year beginning July 1, ~~2020~~ 2021, and ending June 30, ~~2021~~ 2022.

**117.21** **AMEND** (GP: Organizations Receiving State Appropriations Report) Requires organizations that receive contributions in this act to provide certain information by November first to the agency from which they received the funds and prohibits the funds from being spent by the organization until this information is received. Prohibits funds from being disbursed to organizations that practice discrimination. Authorizes the State Auditor to review and audit each of these organizations. Requires the organizations to submit a report by June 30<sup>th</sup> accounting for how the funds were spent and the outcome measures used to determine success of the goals. Directs state agencies to forward the reports to the Chairmen of the Senate Finance and House Ways and Means Committees.  
**WMC:** AMEND proviso to delete all language and insert new language to direct each state agency receiving funds directly appropriated to a non-profit organization to require an expenditure plan from the recipient organization and how they provide a public benefit prior to any disbursement. Directs the State Auditor to provide each state agency with a form for collecting the information required. Requires nonprofit organizations to provide quarterly spending updates to their respective agency and provide an accounting of how the funds were

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spent after the expenditure of all state funds. Provides for the reporting requirements for state agencies and prohibits any funds in this act to be disbursed to any organization that practices discrimination.

**117.21.** (GP: Organizations Receiving State Appropriations Report) ~~Each organization receiving a contribution in this act shall render to the state agency making the contribution by November first of the fiscal year in which funds are received, an accounting of how the state funds will be spent, goals to be accomplished, proposed measures to evaluate success in implementing and meeting the goals, a copy of the adopted budget for the current year, and also a copy of the organization's most recent operating financial statement. The funds appropriated in this act for contributions shall not be expended until the required financial statements are filed with the appropriate state agency. No funds in this act shall be disbursed to organizations or purposes which practice discrimination against persons by virtue of race, creed, color or national origin. The State Auditor shall review and audit, if necessary, the financial structure and activities of each organization receiving contributions in this act and make a report to the General Assembly of such review and/or audit, when requested to do so by the State Fiscal Accountability Authority. From the funds an organization receives from a state agency, for accountability purposes, by June thirtieth organizations receiving contributions in this act shall submit a report to the state agency making the contribution that includes an accounting of how the funds were spent and the outcome measures used to determine the success of the stated goals. State agencies receiving such data from organizations shall forward the information to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee. Each state agency receiving funds that are a direct appropriation to a non-profit organization, prior to disbursing the funds, shall require from each recipient organization a plan of how the state funds will be spent and how the expenditures will provide a public benefit. The State Auditor shall provide each state agency with a standard form for collecting the information required. After receiving the funds, non-profit organizations shall provide quarterly spending updates to the respective state agency. After all state funds have been expended, each organization shall provide an accounting of how the funds were spent. State agencies receiving funds pursuant to this provision shall report the information collected to the State Auditor, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee by June 30th. No funds in this act shall be disbursed to organizations or purposes which practice discrimination against persons by virtue of race, creed, color or national origin.~~

**117.55** **AMEND** (GP: Year-End Financial Statements - Penalties) Provides timeframes for submission of annual audited financial statements by agencies and other reporting entities to the Comptroller General for inclusion in the State's CAFR. Specifies that if an entity's fiscal year-end is June 30th, the due date is October 1st and if an institution or entity's fiscal year-end is other than June 30th, the statement must be submitted within 120 days of that fiscal year-end. Requires the Comptroller General to provide a report to SFFA by November 30th of each noncompliant agency, institution, or other reporting entity.  
**WMC:** AMEND proviso to update the report name to "Annual Comprehensive." Requested by Comptroller General.

**117.55.** (GP: Year-End Financial Statements - Penalties) Agencies, institutions, and other reporting entities required to submit annual audited financial statements for inclusion in the State's ~~Comprehensive~~ Annual Comprehensive Financial Report must submit final audited

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financial statements to the Comptroller General not later than October first for those with fiscal year-end June thirtieth. The South Carolina Retirement Systems, Insurance Benefits, and Other Post-Employment Benefits Trust Funds administered by the South Carolina Public Employee Benefit Authority must submit their final audited financial statements no later than October fifteenth. For institutions and reporting entities with fiscal year-ends other than June thirtieth, final audited financial statements must be submitted to the Comptroller General within 120 days of that fiscal year-end. The Comptroller General shall provide a written report of each agency, institution, or other reporting entity not in compliance with this provision to the State Fiscal Accountability Authority by November thirtieth.

**117.74 AMEND** (GP: Information Technology for Health Care) Directs DHHS to use funds appropriated and authorized to them to advance the use of health information technology and health information exchange to improve quality and efficiency of health care and to decrease the costs of health care. Provides guidelines for the release of patient records and medical information. Establishes the Health Information Exchange Strategy Development Committee to make recommendations for a statewide HIE strategy to promote interoperability to improve patient safety, eliminate unnecessary testing, and increase the efficiency of the health care system. Directs the committee to assess other states' approaches for governing, financing, and implementing HIE efforts. Directs the committee to report their findings to the Governor and the Chairmen of the House Ways and Means and Senate Finance Committees by November 15, 2021. Authorizes the department to use any available and uncommitted funds to develop, submit, or implement advance planning documents for the continuance of a HIE strategy and secure federal funding.

**WMC:** AMEND proviso to delete the establishment of the Health Information Exchange Strategy Development Committee. Deletes the authorization to use available and uncommitted funds to develop, submit, or implement advance planning documents for the continuance of a HIE strategy and secure federal funding. Authorizes the department to award grants, grants, and/or other agreements in furtherance of the Health Information Exchange Strategy Development Committee.

**117.74.** (GP: Information Technology for Health Care) From the funds appropriated and authorized to the Department of Health and Human Services, the department shall advance the use of health information technology and health information exchange to improve quality and efficiency of health care and to decrease the costs of health care as follows:

(A) In order to facilitate the qualification of Medicare and/or Medicaid eligible providers and hospitals for incentive payments for meaningful health information technology (HIT) use, a health care organization participating in the South Carolina Health Information Exchange (SCHIEx) or a Regional Health Information Organization (RHIO) or a hospital system health information exchange (HIE) that participates in SCHIEx may release patient records and medical information, including the results of any laboratory or other tests ordered or requested by an authorized health care provider within the scope of his or her license or practice act, to another health information organization that requests the information via a HIE for treatment purposes with ~~or without~~ express written consent or authorization from the patient. A health information organization that receives or views this information from a patient's electronic health record or incorporates this information into the health information organization's electronic medical record for the patient in providing treatment is considered an authorized person for purposes of 42 C.F.R. 493.2 and the Clinical Laboratory Improvement Amendments.

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~~(B) There is established the Health Information Exchange Strategy Development Committee to make recommendations on the development of a statewide HIE strategy that is intended to promote interoperability for purposes of improving patient safety, eliminating redundant or unnecessary testing, and increasing the efficiency of the healthcare system. The committee shall assess other states' approaches to governing, financing, and implementing their statewide HIE efforts, including enhanced funding made available through the Centers for Medicare and Medicaid Services or other relevant agencies, and shall report its findings and recommendations to the Governor, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee no later than November 15, 2021. The committee shall consider and leverage the capabilities of existing exchanges and organizations already present in South Carolina and shall solicit and evaluate the input of appropriate stakeholders, including but not limited to, those represented on the committee. Upon the request of the committee, the department shall furnish staff and other necessary resources to support the work of the committee, which shall be comprised of the following:~~

~~(1) the director of the Revenue and Fiscal Affairs Office or his designee, who shall serve as chair;~~

~~(2) the director of the Department of Health and Human Services or his designee;~~

~~(3) the director of the Department of Health and Environmental Control or his designee;~~

~~(4) the president of the Medical University of South Carolina or his designee;~~

~~(5) the CEO of the South Carolina Hospital Association or his designee;~~

~~(6) the CEO of the South Carolina Medical Association or his designee;~~

~~(7) the CEO of the South Carolina Primary Health Care Association or his designee;~~

~~and~~

~~(8) an individual with substantial HIE experience, who shall be appointed by the Governor.~~

~~(C) The department shall be authorized to use any of its available and uncommitted funds to develop, submit, or implement any advance planning documents or other similar plans in furtherance of a statewide HIE strategy, and to secure any available federal funding. The department shall expeditiously prepare and submit any such documents or plans, particularly if necessary to meet any federal deadlines.~~

~~*(B) The department is authorized to award any grants, contracts, and/or other agreements that it deems to be in furtherance of the recommendations of the Health Information Exchange Strategy Development Committee established pursuant to Act 94 of 2021.*~~

- 117.92 AMEND** (GP: BabyNet Quarterly Reports) Requires quarterly reports on a common template be submitted by the School for the Deaf and Blind, DDSN, DHHS, DMH, and DSS to the Chairmen of the House Ways and Means Committee and Senate Finance.  
**WMC:** AMEND proviso to delete DSS from the reporting requirement.

**117.92.** (GP: BabyNet Quarterly Reports) The School for the Deaf and Blind, the Department of Disabilities and Special Needs, the Department of Health and Human Services, and the Department of Mental Health ~~and the Department of Social Services~~ shall each provide on a common template, a quarterly report to the Chairman of the House Ways and Means Committee and the Chairman of Senate Finance outlining all programs provided by them for BabyNet; all federal funds received and expended on BabyNet and all state funds expended on

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BabyNet. Each entity and agency shall report on its share of the state's ongoing maintenance of effort as defined by the US Department of Education under IDEA Part C.

**117.100 AMEND** (GP: State Ports Authority Property) Directs that if the Authority has not sold its remaining property on Daniel Island, with certain exceptions, by June 30, 2022 it must transfer the property to the Department of Administration.

**WMC:** AMEND proviso to update calendar year references to "2023." Requested by State Ports Authority.

**117.100.** (GP: State Ports Authority Property) If the State Ports Authority has not completed the sale of its real property on Daniel Island, except for the dredge disposal cells that are needed in connection with the construction of the North Charleston terminal on the Charleston Naval Complex and for harbor deepening and for channel and berth maintenance, by June 30, ~~2022~~ 2023, the authority must transfer the property to the Department of Administration. The authority shall sell the real property under terms and conditions it considers most advantageous to the authority and the State of South Carolina.

**117.114 AMEND** (GP: Retail Facilities Revitalization Act Repeal Suspension) Suspends the repeal of Chapter 34 of Title 6 [RETAIL FACILITIES REVITALIZATION ACT] as specified in Act 285 of 2006 for sites that provided DOR written notification of election of mode of credit before 7/1/16 and for which a building permit was issued prior to 7/1/16.

**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**117.114.** (GP: Retail Facilities Revitalization Act Repeal Suspension) The repeal of Chapter 34, Title 6 of the 1976 Code as specified in Act 285 of 2006 as to sites for which written notification of election of mode of credit has been provided to the Department of Revenue prior to July 1, 2016 and for which a building permit has been issued prior to July 1, 2016, is suspended for Fiscal Year ~~2021-22~~ 2022-23.

**117.118 AMEND** (GP: 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 2021-22; 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 DOA, EBO, and RFA to determine the amount of credit exclusion for federally funded state employees.

**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**117.118.** (GP: SCRS & PORS Trust Fund) Unless otherwise provided in Paragraphs A through D of this provision, the funds appropriated to the Public Employee Benefit Authority (PEBA) for the South Carolina Retirement System Trust Fund and the Police Officers' Retirement System Trust Fund in Part IA, Section 108 of this act shall be credited toward the contributions due from participating employers in SCRS and PORS for Fiscal Year ~~2021-22~~ 2022-23. Each employer's credit shall be determined at the same rate as calculated by PEBA for

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the pension funding allocation credit for Fiscal Year 2017-18. A participating employer shall not receive a credit that exceeds the employer contributions due from the employer.

(A) From the funds available for allocation pursuant to this provision, no credits shall be issued for covered employees of special purpose districts, joint authorities, or non-profit corporations; however, this provision does not apply to the South Carolina State Ports Authority and the South Carolina Public Service Authority.

(B) From the funds available for allocation pursuant to this provision, no credits shall be issued for covered employees of hospitals; however this provision does not apply to the Medical University Hospital Authority.

(C) From the funds available for allocation pursuant to this provision, no credits shall be issued for covered employees of participating associations or service organizations as defined in Section 9-1-10(11)(e) of the 1976 Code.

(D) From the funds available for allocation pursuant to this provision, no credits shall be issued for state employees who are funded with federal funds. The Public Employee Benefits Authority shall collaborate with the Department of Administration, Executive Budget Office and the Revenue and Fiscal Affairs Office to determine the amount of credit exclusion for federally-funded employees of state agencies.

**117.123 AMEND** (GP: Statewide Administrative Services) Authorizes the Department of Administration to provide consolidated administrative services to agencies to promote cost savings, process integrity and other efficiencies and to reduce duplication, overlap and redundancies. Requires agencies that receive appropriations of \$20,000,000 or less to consult with DOA to determine whether the use of consolidated administrative services would be beneficial to the agency. Directs DOA to provide a report to the Chairmen of the Senate Finance and House Ways and Means Committees by December 31, 2021 on the usage of the administrative services offered.

**WMC:** AMEND proviso to update calendar reference to "December 31 of the current fiscal year." Requested by Department of Administration.

**117.123.** (GP: Statewide Administrative Services) The Department of Administration may provide consolidated administrative services to all agencies to promote cost savings, process integrity and other efficiencies, and to reduce duplication, overlap and redundancies, or any combination thereof and to provide for consistency in transactions and processes and to advance a statewide approach to agency administration. Consolidated administrative services may include, but are not limited to: 1) financial and accounting support, such as accounts payable and receivable processing, procurement processing, journal entry processing and financial reporting assistance; 2) human resources administrative support, such as transaction processing and reporting, payroll processing, and human resources training; and 3) budget support, such as budget transaction processing and budget reporting assistance.

Agencies that receive twenty million dollars or less in total appropriations in the current fiscal year shall consult with the Department of Administration to determine whether the use of consolidated administrative services offered by the department would be beneficial to the agency. The Legislative Branch, the Judicial Branch, public institutions of higher learning and technical colleges shall be exempt from the requirements of this provision.

The Department of Administration shall provide a report to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee regarding

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agency utilization of administrative services offered by the department no later than December 31, ~~2021~~ *of the current fiscal year.*

- 117.136 DELETE** (GP: Authorization for Expenditures of COVID-19 Federal Funds) Provides for the procurement of professional grant management services for oversight and compliance of CARES Act funds and any other federal COVID-19 relief funds. Authorizes state boards, commissions, agencies, departments, and institutions of higher learning to receive COVID-19 funds directly from the federal government. Directs agencies to submit an expenditure plan to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees and to submit a monthly expenditure report to the Governor and the General Assembly. Authorizes unexpended funds to be carried forward and be spent for the same purpose. Authorizes the Governor to receive federal funds designated for the Coronavirus Relief Fund. Directs EBO to establish the Coronavirus Relief Fund as a federal fund account and directs that funds in the account may only be expended by appropriation or authorization by the General Assembly. Allows funds from the Coronavirus Relief Fund to be carried forward and expended for the same purpose.  
**WMC:** DELETE proviso.

**117.136.** (GP: Authorization for Expenditure of COVID-19 Federal Funds) ~~(A)(1) The State of South Carolina desires to procure professional grant management services for oversight and compliance of funds received through the ‘Coronavirus Aid, Relief, and Economic Security Act’ (CARES Act) and any other available source of federal COVID-19 relief funds. It is intended that the procurement will result in a contract for professional grant management services that can assist the State with grant management to include, but not be limited to: understanding the requirements and funding streams related to the CARES Act and federal relief funds; creating a framework for grant management from application for funds to disbursement of funds to include the development of processes and controls, data collection, evaluation of requests, and reporting; and creating a system of monitoring for compliance and detecting possible fraud, waste, and abuse.~~

~~(2) It is vital to the State’s interest that a contract be awarded for such professional grant management services in the most expeditious manner possible and time is of the essence. Accordingly, this procurement should be done pursuant to the provisions of Section 11-35-1570 of the 1976 Code. The Executive Director of the South Carolina Department of Administration shall coordinate the process used to procure the professional grant management services needed and shall be responsible for the development of specifications to be included in any contract awarded. The State Fiscal Accountability Authority shall serve as the procuring officer for the procurement process and is responsible for administrative duties related to the process and the contract awarded pursuant to it. The State Fiscal Accountability Authority shall assign such personnel as requested by the Executive Director of the Department of Administration to assist the Department of Administration in carrying out its duties under this act.~~

~~(B) State boards, commissions, agencies, departments, and institutions of higher learning are authorized to receive funds directly from the federal government in response to the 2019 Novel Coronavirus (COVID-19). Funds so received shall be expended for COVID-19 preparedness and response and in accordance with applicable federal laws and regulations. Any state board, commission, agency, department, or institution of higher learning that receives funds must submit an expenditure plan to the Governor, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee. Beginning on June 1, 2020-2022, and on the first day of each month thereafter, the recipient shall provide a detailed accounting of the~~

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~~expenditure of all federal relief funds to the Governor and the General Assembly. The detailed accounting must be made available on the Governor's website. Unexpended funds, without limitation, may be carried forward into the succeeding fiscal year and expended for the same purpose.~~

~~(C) The Governor is authorized to receive on behalf of the State of South Carolina federal funds designated for the Coronavirus Relief Fund.~~

~~(D) The Executive Budget Office shall establish the Coronavirus Relief Fund as a federal fund account separate and distinct from all other accounts. All federal appropriations received by the Governor pursuant to subsection (C), must be credited to the Coronavirus Relief Fund account. No other funds may be credited to this account and funds in the account may be expended only by appropriation or authorization by the General Assembly.~~

~~(E) Nothing herein limits any state board, commission, agency, department, or institution receiving funds from the Coronavirus Relief Fund from continuing to expend funds from other sources, including state appropriated funds, that are necessary to address the state's response to COVID-19. Any unexpended funds from the Coronavirus Relief Fund, without limitation, may be carried forward into the succeeding fiscal year and expended for the same purpose.~~

**117.137 DELETE** (GP: Mandatory Furlough Flexibility - COVID-19) Authorizes agencies and institutions of higher learning, upon review and approval of DOA State Human Resources, to implement a mandatory furlough if they experience a significant decrease in revenue sources or significant unanticipated expenditures as result of COVID-19. Directs that furloughed employees shall be entitled to the same state benefits as otherwise available to them except for their salary; that agencies and institutions shall be responsible for both the employer and employee contributions to the SCRS and ORS if coverage would be interrupted; and that for benefits that require only employee contributions the employee remains responsible for those contributions.

**WMC:** DELETE proviso.

~~**117.137.** (GP: Mandatory Furlough Flexibility - COVID-19) (A) In order to provide maximum flexibility to a state agency or institution of higher learning during the state's COVID-19 response, an agency or institution experiencing significant decreases in revenue sources or significant unanticipated expenditures as a result of the COVID-19 response may implement a mandatory furlough subject to the review and approval of the Department of Administration Division of State Human Resources. Approved furloughs must comply with all federal laws. Implementation of furloughs should be in a manner similar to furloughs authorized in Chapter 11, Title 8, exceptions may be approved by the Division of State Human Resources.~~

~~(B) During a furlough, affected employees shall be entitled to participate in the same state benefits as otherwise available to them except for receiving their salaries. As to those benefits that require employer and employee contributions including, but not limited to, contributions to the South Carolina Retirement System or the optional retirement program, the state agencies, institutions, and departments are responsible for making both employer and employee contributions if coverage would otherwise be interrupted; and as to those benefits which require only employee contributions, the employee remains solely responsible for making those contributions.~~

~~(C) The division shall report to the President of the Senate, Speaker of the House of Representatives, the Chairman of Senate Finance Committee, and the Chairman of House Ways~~

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~~and Means Committee when any furloughs are implemented. This information also shall be published on the division's website.~~

- 117.138 DELETE** (GP: Other Fund Flexibility to Maintain Critical Programs Impacted by COVID-19) Authorizes state agencies and institutions of higher learning, upon prior EBO approval, to spend earmarked and restricted funds to maintain critical programs impacted by COVID-19. Requires expenditure of funds for this purpose to be reported to the Governor and Senate Finance and House Ways and Means Committees. Authorizes appropriation transfers to exceed 20% of the program budget upon EBO approval in consultation with the Chairmen of the Senate Finance and the House Ways and Means Committees.  
**WMC:** DELETE proviso.

~~**117.138.** (GP: Other Fund Flexibility to Maintain Critical Programs Impacted by COVID-19) In order to provide maximum flexibility to a state agency or institution of higher learning during the state's COVID-19 response, agencies and institutions are authorized to spend earmarked and restricted revenue sources to maintain critical programs impacted by the state's COVID-19 response. Any spending authorization for these purposes must receive the prior approval of the Executive Budget Office and must be reported to the Governor, Senate Finance Committee, and the House Ways and Means Committee. The Comptroller General is authorized to implement the procedures necessary to comply with this directive. This provision is provided notwithstanding any other provision of law restricting the use of earned revenue. Appropriation transfers may exceed twenty percent of the program budget upon approval of the Executive Budget Office in consultation with the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee.~~

- 117.139 DELETE** (GP: Transfer Student Credits) Directs CHE to work in consultation with the State Board for Technical and Comprehensive Education and public institutions of higher learning, to develop policies by March 1, 2022, to guarantee students who have earned an Associate of Arts or Science degree from a public 2-year institution receive at least 60 transfer credits and are given a junior status at a public 4-year college or university. Directs that course prerequisites and minimum credit requirements for awarding degrees still apply. Directs that the effective date for implementation is June 1, 2022.  
**WMC:** DELETE proviso.

~~**117.139.** (GP: Transfer Student Credits) The Commission on Higher Education shall work in consultation with the State Board for Technical and Comprehensive Education and the public institutions of higher learning to develop policies by March 1, 2022, to guarantee students who have earned an Associate of Arts or Associate of Science degree from a public two-year institution of higher learning shall receive a minimum of sixty transfer credit hours at a public four-year college or university and shall be given a junior status at the college or university. Course prerequisites and minimum credit requirements for awarding degrees shall still apply. Implementation of the provisions shall be effective beginning June 1, 2022.~~

- 117.140 AMEND** (GP: Permanent Improvement Projects) Exempts permanent improvement projects from the requirements of Section 2-47-50 [JBRC: ESTABLISHMENT OF PERMANENT IMPROVEMENT PROJECTS BY AUTHORITY; REVIEW OF PROPOSED REVISIONS; "PERMANENT IMPROVEMENT PROJECT" DEFINED] where the project cost is at least \$1,000,000 but not greater than \$5,000,000 at public

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research universities and not greater than \$2,000,000 at all other public institutions of higher learning. Directs that a project is not considered approved unless the institution's governing board has voted for approval in a public session. Requires institutions provide a report of approved projects to the CHE Chairman, to JBRC, and to SFAA by September 30th.

**WMC:** AMEND proviso to change reporting date from "September 30th" to "November 15th".

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

**117.144 AMEND** (GP: Statewide Mobile Health Units Coordination Project) Authorizes the SC Center for Rural and Primary Healthcare to (1) identify and maintain a directory of currently operating mobile health units rather than to analyze currently operating clinics and identify relevant stakeholders; (2) offer technical assistance to the units as requested; and (3) direct the center to also partner with DHEC to develop coordinating systems, training, and health education services. **WMC:** AMEND proviso to update fiscal year reference to "2022-23" and include DHHS in the partnership with DHEC.

**117.144.** (GP: Statewide Mobile Health Units Coordination Project) For Fiscal Year ~~2021-22~~ 2022-23, the South Carolina Center for Rural and Primary Healthcare may provide coordination and requested technical assistance to mobile health units in South Carolina, in order to coordinate statewide delivery of services to increase access to preventative and diagnostic health care, and reduce health inequities for rural, vulnerable, underserved, and displaced populations in South Carolina. To support this goal, the South Carolina Center for Rural and Primary Healthcare shall: 1) be authorized to identify and maintain a directory of currently operating mobile health units, the areas of the state in which they serve, and the scope of services they provide; 2) offer technical assistance to these units, and any established in the future, in the form of operational, technical, or logistical guidance and consultation as requested; and 3) partner with The University of South Carolina Salkehatchie and Denmark Technical College, along with other public institutions of higher education and organizations, the Department of Health and Human Services, and the Department of Health and Environmental Control to develop coordinating systems, support, training and health education services. The center shall be available to assist and support implementation strategies driven by local, regional, and state data and research and aligned efforts, and may provide organization and collaboration among mobile health units and any units that may begin operating in the future. The mobile health units may collaborate with the South Carolina Center for Rural & Primary Healthcare, and other partners, in these efforts.

**117.145 DELETE** (GP: COVID-19 Proof of Vaccination Restriction - Institutions) Directs that any state supported institution of higher learning that receives appropriated funds shall be restricted from

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requiring proof of COVID-19 vaccination for any student. Requires that if third party program providers require proof of vaccination for off-campus learning events, the third party requirements shall apply.

**WMC:** DELETE proviso.

**117.145.** (GP: COVID-19 Proof of Vaccination Restriction - Institutions) ~~For the current fiscal year, state supported institutions of higher learning that directly or indirectly receive funds appropriated or authorized through the general appropriations act shall be restricted from requiring proof of COVID-19 vaccination for any student as a condition of enrollment, attendance at on campus instruction, or residence on campus. In instances of off-campus learning events for which third party program providers require proof of vaccination, the third party requirements shall apply.~~

**117.148 AMEND** (GP: National Guard College Assistance Program) Allows members of the SC National Guard to qualify for college assistance program grants when taking more than one hundred thirty semester hours or related quarter hours. Directs that service members shall be required to meet all other requirements.

**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**117.148.** (GP: National Guard College Assistance Program) For Fiscal Year ~~2021-22~~ 2022-23, a member of the SC National Guard may qualify for college assistance program grants for more than one hundred thirty semester hours or related quarter hours. Service members shall be required to meet all other requirements.

**117.149 AMEND** (GP: Employee Compensation) Provides a plan to distribute employee pay increases for FY 2021-22 in the amount of 2.5%. Direct EBO to review Executive Branch agencies in FY 2021-22 to determine whether their budgets warrant an increase in other fund authorization due to the 2.5% pay raise and if so, to work with the Comptroller General to increase the authorization for the affected agencies. Direct that allocations associated with the increases for retirement employer contributions be based on the rate of the retirement system in which employees participate. Authorize the use of excess funding for statewide employer contributions for other statewide purposes and allow the unexpended funds to be carried forward.

**WMC:** AMEND proviso to update the distributed pay increase from 2.5% to 3%. Deletes the requirement that Area Agencies on Aging compensation be increased and the requirement that no pay increase will be allowed for local councils or providers on aging.

**117.149.** (GP: Employee Compensation) The amounts appropriated to F300-Statewide Employee Benefits for Employee Pay Increases must be allocated by the Department of Administration, Executive Budget Office to the various state agencies to provide for employee pay increases in accordance with the following plan:

(1) With respect to classified and non-judge judicial classified employees, effective on the first pay date that occurs on or after July first of the current fiscal year, the compensation of all classified employees shall be increased by ~~two and one-half~~ three percent.

(2) With respect to unclassified and non-judge judicial unclassified employees or unclassified executive compensation system employees not elsewhere covered in this act, effective on the first pay date that occurs on or after July first of the current fiscal year the compensation of all unclassified employees shall be increased by ~~two and one-half~~ three percent.

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Any employee subject to the provisions of this paragraph shall not be eligible for compensation increases provided in paragraphs 1, 3, 4, 5, or 6.

(3) With respect to unclassified employees of institutions of higher education and technical colleges eligible in this item, institutions and technical colleges are authorized to allot the total funds for compensation increases among individual employees without uniformity. The funds provided for compensation increases for any employee subject to the provisions of this item are based on an annual average ~~two and one-half~~ three percent increase and may be based on performance.

(4) Effective on the first pay date that occurs on or after July first of the current fiscal year, agency heads not covered by the Agency Head Salary Commission, shall receive an annualized base pay increase of ~~two and one-half~~ three percent.

(5) With respect to local health care providers, compensation increases shall be ~~two and one-half~~ three percent effective on the first pay date that occurs on or after July first of the current fiscal year. ~~With respect to Area Agencies on Aging funded by the Department on Aging, compensation shall be increased by two and one-half percent effective on the first pay date that occurs on or after July first of the current fiscal year. With respect to local councils on aging or local providers of services funded by the Department on Aging through Area Agencies on Aging, no pay increases will be allowed.~~ School Bus Driver salary and fringe funding to school districts shall be increased by ~~two and one-half~~ three percent.

(6) Effective on the first pay date that occurs on or after July first of the current fiscal year, the Chief Justice and other judicial officers shall receive an annualized base pay increase of ~~two and one-half~~ three percent.

(7) Effective on the first pay date that occurs on or after July first of the current fiscal year, county auditors and county treasurers shall receive an annualized base pay increase of ~~two and one-half~~ three percent.

For Fiscal Year 2021-22, the Executive Budget Office is directed to review Executive Branch agencies to determine whether their budgets warrant an other fund authorization increase due to the ~~two and one-half~~ three percent compensation increase for all full-time employees. If so warranted, the Executive Budget Office shall work with the Office of the Comptroller General to increase such authorization for the affected agencies.

The Department of Administration shall allocate associated compensation increases for retirement employer contributions based on the retirement rate of the retirement system in which individual employees participate.

The Executive Director of the State Fiscal Accountability Authority is authorized to use excess appropriations for the current fiscal year designated for statewide employer contributions for other statewide purposes. At the discretion of the Executive Director of the State Fiscal Accountability Authority, such action may be considered a permanent transfer into the receiving agency's base budget.

Funds appropriated in Part IA, F300, Section 106, Statewide Employee Benefits may be carried forward from the prior fiscal year into the current fiscal year.

**117.151 DELETE** (GP: Funds Transferred to Santee Cooper) Directs the transfer of funds held by the Department of Administration from the implementation of Act 95 of 2019 for the purposes of reforming Santee Cooper. Authorizes the Public Service Commission and Office of Regulatory Staff to employ third-party consultants and experts to assist with reforming Santee Cooper and direct that the two agencies are exempt from the state procurement code for the purpose of hiring these consultants or experts.

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**WMC:** DELETE proviso.

~~**117.151.** (GP: Funds Transferred to Santee Cooper) The funds held by the Department of Administration, related to the implementation of Act 95 of 2019, shall be transferred as follows and for the purposes of reforming Santee Cooper: \$2,000,000 to the Office of Regulatory Staff; \$1,000,000 to the Public Service Commission; and the balance to Santee Cooper. The Public Service Commission and the Office of Regulatory Staff are authorized to employ, through contract or otherwise, third party consultants and experts in carrying out their duties for purposes of reforming Santee Cooper. The Public Service Commission and Office of Regulatory Staff are exempt from complying with the State Procurement Code in the selection and hiring of third party consultants or experts authorized by this provision.~~

**117.152 DELETE** (GP: Longitudinal Funding Report) Directs the Commission on Higher Education to work with the public institutions of higher education and the State Board for Technical and Comprehensive Education to collect and analyze data for their longitudinal state and federal funding. Requires the commission to submit a report that includes each public institution for higher learnings' and technical colleges' state appropriation and federal formula-based funding data no later than January 31, 2022.

**WMC:** DELETE proviso.

~~**117.152.** (GP: Longitudinal Funding Report) In the current fiscal year, the Commission on Higher Education shall work in consultation with the public institutions of higher education and the State Board for Technical and Comprehensive Education to collect and analyze longitudinal state and federal funding data for these institutions. The Commission on Higher Education shall submit a report that includes for each public institution of higher education and technical college, at a minimum, state appropriation and federal formula based funding data in the aggregate and by full-time equivalent student to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee no later than January 31, 2022.~~

**117.153 AMEND** (GP: Behavioral Health Capacity) Directs DMH, DHHS, DHEC, DAODAS, and other relevant agencies to coordinate efforts to ensure that the statewide system for delivery of mental health services is: structured to provide a range of treatment options and settings appropriate to meet patient needs; responsive to changes in federal laws, regulations, or policies; and is economical. Directs DMH to use funds from the COVID-19 Response Reserve Account to increase access to crisis stabilization services; introduce crisis stabilization units to previously unserved area; and expand its program to provide hospital-level care for indigent patients. Directs the DHHS director, after consulting with the DMH director, to establish coverage and reimbursement policies for mobile crisis stabilization and intensive outpatient services. Authorizes DHHS to use funds for the initial capital costs of establishing crisis stabilization units. Directs the Data Oversight Council to established data collection procedures. Direct the DHHS director, with support from other state health agency directors, to assess opportunities to improve substance use disorder or serious mental illness treatments. Authorizes the DHHS director to apply for a state planning grant and to pursue necessary state plan amendments and/or waivers.

**WMC:** AMEND proviso to direct DHHS to coordinate with DMH, DHEC, DAODAS, and other relevant agencies to examine effectiveness in the existing statewide system for the delivery of Medicaid and non-Medicaid behavioral health services. Adds the ensuring the statewide system for delivery of behavioral services is compliant with Section 44-9-90(7) [POWERS AND DUTIES OF

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MENTAL HEALTH COMMISSION] to the list of effectiveness to evaluate. Directs DHHS with the support of DMH to assess gaps in coverage of care, crisis stabilization, and other behavioral health services and deletes the requirement that DMH carry out this effort. Directs DHHS, upon the assessment, to establish coverage and reimbursement policies to address deficiencies and improve behavioral health services. Provides for the strategies and policies that may be piloted to improve behavioral health services. Requires the Data Oversight Council, DHEC, and any other state agency to provide information on behavioral health service to DHHS if requested. Deletes the abilities listed for alternative options for treating individuals with substance use disorders and serious mental illnesses and the grant DHHS was authorized to apply for after evaluation of these options. Directs DHHS, DJJ, and DMH to ensure access to “no eject, no reject” services is restored to children and adolescents who require this specific care. Directs DMH to examine ways to convert state-funded indigent care to a sustainable reimbursement model improving access to behavioral health treatment while reducing their reliance on state funds, and to provide a report on the results of this examination. Directs DMH to also contract for an independent review of its revenue cycle and ensure its compliance with hospital price transparency rules. Requires DHHS, with support of SDE and DMH, to improve access to and the quality of school-based behavioral health services and identify the disparities and availability of the care and provides for the requirements of this effort. Authorizes DHHS to establish and fund various pilot projects or initiatives intended to develop the health care workforce and provides for the requirements of this effort. Directs DHHS to consult with DMH to assess the feasibility and potentially establish a statewide system for near-real time tracking of in-patient psychiatric hospital beds and crisis stabilization beds and provides for the requirements of such system. Authorizes DHHS to enter contracts and agreements, offer grants, and otherwise expend funds, establish demonstration projects, develop policies and procedures to assure accountability in the expenditure of these funds, and apply for federal matching when available. Requires DHHS to report annually to the Senate Finance Committee and House Ways and Means Committee on the expenditures made under this provision. Allows funds appropriated for Behavioral Health Capacity to be retained by DHHS and carried forward to be expended for any purpose in this provision.

**117.153.**(GP: Behavioral Health Capacity) (A) The Department of ~~Mental Health and Human Services~~, in coordination with the Department of ~~Mental Health and Human Services~~, the Department of Health and Environmental Control, the Department of Alcohol and Other Drug Abuse Services, and all other relevant agencies shall ~~coordinate their efforts to ensure that the statewide system for the delivery of mental health services required by Section 44-9-90(7) of the 1976 Code is~~ examine and analyze the existing statewide system for the delivery of Medicaid and non-Medicaid behavioral health services to assess the system's effectiveness in:

(1) ~~structured so as to provide~~ providing a range and supply of treatment options and settings that are appropriate to meet the varying needs of individual patients;

(2) being responsive to changes in federal law, regulation, or policy that improve access to care and/or associated reimbursement, particularly where related to the treatment of patients in Institutions for Mental Disease (IMDs); ~~and~~

(3) being economical in its approach, so as to obtain the greatest value possible for each state taxpayer dollar; and

(4) ensuring that the statewide system for the delivery of behavioral health services complies with the requirements of Section 44-9-90(7) of the 1976 Code.

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~~(B) With the funds appropriated for Inpatient Services and/or made available from the COVID-19 Response Reserve account established pursuant to Act 135 of 2020, support of the Department of Mental Health, the Department of Health and Human Services shall undertake an effort to assess existing gaps in coverage for or the supply of inpatient psychiatric care, increase access to crisis stabilization, and other inpatient or outpatient behavioral health services. Based upon this assessment, the Department of Health and Human Services shall establish, or with the full cooperation of any other requested state agency, request the establishment of coverage and reimbursement policies that it deems necessary to address existing deficiencies and bring about a more comprehensive and effective continuum of behavioral health care in South Carolina. Priorities for this effort may be piloted on a regional basis and shall include, but not be limited to:~~

~~(1) increasing the number of beds available to provide inpatient psychiatric care, with emphasis on communities with the greatest current need, and using the appropriate combination of new construction, augmentation or reconfiguration of existing facilities, or contracting with psychiatric or acute care hospitals to obtain short-term capacity;~~

~~(1)(2)The department shall increase the number of operating establishing crisis stabilization units and introduce them to beds and services to provide needed short-term medication, counseling, and other support in previously unserved areas of the State, working toward the goal of having at least one such unit located such services available within a 90-minute drive of each South Carolinian, and with coverage and reimbursement being funded through Medicaid for its beneficiaries or through the Department of Mental Health for indigent care, regardless of the provider of these services;. In each case, the department may choose to operate the unit independently or through a partnership with one or more partners and/or contractors. The department shall engage with community stakeholders in identifying new host communities and developing referral and discharge strategies.~~

~~(2) The department may also use these funds to expand its program to contract with psychiatric and acute care hospitals to place indigent patients who need hospital level care in hospitals' general or psychiatric beds on a temporary basis during a crisis.~~

~~(3) formalizing and expanding the coverage of claims-based mobile crisis stabilization services that offer rapid and intensive interventions intended to stabilize individuals at the sites of behavioral health crises;~~

~~(4) developing one or more regional dedicated psychiatric emergency departments, operating twenty-four hours per day, seven days per week to effectively evaluate and triage patients experiencing acute behavioral health emergencies;~~

~~(5) developing effective referral and discharge strategies and engaging with existing community providers to ensure that sufficient outpatient services, case management services, and standards of care are in place;~~

~~(6) leveraging and building upon existing telehealth capacity to support and extend outpatient services; and~~

~~(7) promoting the development of in-state treatment options for specific behavioral health conditions for which patients are routinely placed out-of-state due to an insufficiency of treatment options or settings in South Carolina.~~

~~(C) After consulting with the Director of the Department of Mental Health, the Director of the Department of Health and Human Services shall establish such coverage and reimbursement policies for mobile crisis stabilization, and/or intensive outpatient services as he deems necessary and appropriate to fulfill the intent of this provision. These policies shall facilitate the claiming of matching funds where feasible. Any state funds saved through this effort shall remain~~

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~~committed to the provision of care to patients with behavioral health needs. With funds available to the department, the Department of Health and Human Services shall be authorized to provide as much as one hundred thousand dollars per bed towards the initial capital costs of establishing crisis stabilization units pursuant to this provision. The Department of Mental Health shall supply information in the format specified by the Department of Health and Human Services for this purpose. The Executive Director of the Public Employee Benefit Authority shall be encouraged to consult with the Director of the Department of Mental Health *and Human Services* to make appropriate coverage and reimbursement policy changes to ensure proper access to mobile crisis and crisis stabilization *behavioral health* services for covered beneficiaries.~~

(D) The Data Oversight Council, established pursuant to Section 44-6-170 of the 1976 Code, shall undertake whatever rulemaking is necessary to ensure that the data on the utilization of crisis stabilization units are collected in a manner generally consistent with the requirements for general acute care hospitals and specialized hospitals, so that the effectiveness of these services may be properly evaluated. *The Data Oversight Council, Department of Health and Environmental Control, and any other state agency shall, upon the request of and in the format specified by the Department of Health and Human Services, furnish information on behavioral health service demand, utilization, or financing needed to facilitate the implementation of this provision.*

(E) With the support of the Director of the Department of Mental Health, the Director of the Department of Alcohol and Other Drug Abuse Services, and any other identified agency head, the Director of the Department of Health and Human Services shall evaluate opportunities to improve *and/or coordinate* treatment capacity for individuals diagnosed with substance use disorder and/or serious mental illness including, but not limited to, options established pursuant to Sections 1115, 1915(l), and/or 1947 of the Social Security Act or made available to states by the Centers for Medicare and Medicaid Services through State Medicaid Director Letters 17-003, 18-011, or 19-0003. ~~These options shall be evaluated based substantially upon criteria such as their relative abilities to:~~

- ~~(1) increase behavioral health treatment capacity at the inpatient, partial hospitalization, intensive outpatient, and/or outpatient levels of care;~~
- ~~(2) obtain federal matching funds to help offset the costs of state-funded treatment for substance use and/or mental health treatment; and~~
- ~~(3) convert indigent care to a sustainable reimbursement model that improves access to behavioral health and/or substance use treatment while potentially alleviating pressure on the state general fund and reducing levels of uncompensated care.~~

(F) ~~After or while completing the evaluation required by subsection (E), the Director of the Department of Health and Human Services shall be authorized to apply for a state planning grant pursuant to Section 1947(e) of the Social Security Act and pursue any necessary implementing state plan amendments and/or waivers. Copies of the public notices accompanying these actions shall be furnished to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee. *In consultation with the Department of Juvenile Justice and the Department of Mental Health, the Department of Health and Human Services shall ensure that access to "no eject, no reject" services is restored for children and adolescents requiring care in a private residential treatment facility.*~~

*(G) To ensure that individuals requiring behavioral health services are protected from unexpected or excessive billings, the Department of Mental Health shall examine ways to convert state-funded or DSH-funded indigent care to a sustainable reimbursement model that improves access to behavioral health treatment while potentially reducing uncompensated care levels and*

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the department's reliance on state funds. In the current fiscal year, the department shall report to the Chairmen of the Senate Finance Committee and the House Ways and Means Committee on the results of this examination and the actions taken to address any findings. The department also shall:

(1) contract for an exhaustive independent review of its entire revenue cycle, to eliminate inefficiencies and improve business processes, ensure that bills are produced on a timely and accurate basis, and assess and maximize the proportion of the time during which the department's clinicians and providers are rendering chargeable treatment services to the State's citizens; and

(2) ensure its immediate and ongoing compliance with the hospital price transparency rules established at 45 C.F.R. Part 180, and also meet its obligation to provide certain patients with good faith estimates as required by the No Surprises Act, P.L. 116-260, and subsequent regulation.

(H) With the support and participation of the Department of Education and the Department of Mental Health, and with the intent of assuring access to behavioral health services to every student in the State through either a public or private provider, the Department of Health and Human Services must lead a comprehensive effort to improve access to and the quality of school-based behavioral health services in South Carolina, while identifying and taking steps to address community-level disparities in the availability of this care. This effort shall include, but not be limited to:

(1) the performance of a comprehensive review of Medicaid and non-Medicaid school-based behavioral health services in South Carolina, including an assessment of the availability of such services and the identification of any barriers to access, such as coverage and reimbursement rules, billing practices, other insurer policies, state agency, school district rules or procedures, or provider shortages;

(2) a revisitation of existing coverage policies for medically necessary services provided to children, including those with or without a disability determination, and whether those services are or are not required by a child's individualized education plan or individualized family services plan, whether they do or do not arise from a referral under the Early and Periodic Screening, Diagnostic, and Treatment program, and in the context of State Medicaid Director Letter 14-006;

(3) the rescission of any Medicaid or PEBA policies that deny coverage, solely on the basis that those services are being provided within a school or through a telehealth encounter that originates in a school, of medically necessary outpatient services that have been furnished to eligible children by enrolled and qualified providers;

(4) the issuance of any new Medicaid policies needed to durably enshrine any appropriate telehealth coverage that had been authorized on a temporary basis during the public health emergency;

(5) a review of statewide and school district-level policies and practices relating to suicide risk referral protocols and behavioral health training for student-facing personnel in schools; and

(6) reporting to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee on any other relevant potential policy changes that the Director of the Department of Health and Human Services believes would advance the intent of this provision, but which would have a fiscal impact that is sufficiently substantial to require the General Assembly's direct consideration in the future.

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(I) The Department of Health and Human Services is authorized to establish programs and/or fund in whole or in part, including through the potential use of CHIP Health Services Initiatives, various pilot projects or other initiatives that are intended to develop the health care workforce in South Carolina. Such efforts must be targeted toward current or future providers who demonstrate, by whatever means is selected by the department, commitments to remaining in-state and including Medicaid beneficiaries among their patients. The development of the behavioral health workforce shall be prioritized, although the department may also address other provider classes, such as respiratory therapists, for which shortages have been highlighted and/or exacerbated by the public health emergency. Further consideration also should be given to attracting additional qualified preceptors and increasing opportunities for clinical rotations. The department may partner with or enlist the support of the Technical College System, Area Health Education Centers, and/or Student Loan Corporation in designing or administering these programs and, where appropriate, is encouraged to structure them as public-private partnerships in conjunction with the state's hospital and health systems and other key employers of health providers.

(G)(J) If either the Director of the Department of Mental Health or the Director of the Department of Health and Human Services finds that state personnel and/or procurement rules are limiting his ability to fulfill the intent of this provision, he shall notify the State Fiscal Accountability Authority of this in writing and request whatever exemptions are necessary to ensure that clinical staff may be recruited, retained, and/or contracted for so as to provide greater access to behavioral health treatment.

(H)(K) In consultation with the Department of Mental Health, the Department of Health and Human Services shall assess the feasibility of, and if warranted, take steps to establish or obtain through grant, contract, subscription, or other procurement, a statewide system for the near-real time tracking of in-patient psychiatric hospital beds and crisis stabilization beds. This system should be generally designed to draw data from providers' existing electronic medical record systems and make summary-level data available to authorized users within state agencies, participating provider organizations, and any others to be specified by the Department of Health and Human Services, for the purposes of managing critical resources and ensuring that patients may be promptly treated in the most effective and clinically appropriate setting. To protect patient privacy and ensure HIPAA compliance, the system may only collect information on the types, counts, and availability of beds, or other categorical or aggregated information, as opposed to individually identifying patient details. In partnership with the following named agencies, the Department of Health and Human Services may also explore and pursue the use of such a system:

(1) to meet the emergency preparedness and disaster recovery requirements of the Department of Health and Environmental Control and the Emergency Management Division that are currently met by the Bed Availability Report Tracking system; and/or

(2) to augment or replace the capabilities of the Department on Aging's GetCareSC website.

(L) From the funds appropriated to or otherwise made available to it, the Department of Health and Human Services is authorized to procure, enter into contracts and agreements, offer grants, and otherwise expend funds as well as establish demonstration projects in one or more areas of the state to encourage and promote necessary infrastructure and investment to achieve the objectives set out in this provision. The department shall develop policies and procedures as necessary to assure accountability in the expenditure of these funds and apply for federal matching funds when appropriate and available. The department shall report annually to the

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Senate Finance Committee and the House Ways and Means Committee on all expenditures made under this provision.

(M) A crisis stabilization unit facility established or funded pursuant to this provision shall be deemed to have met the operation or partnership terms of Section 101.K. and Section 102.G. of Regulation 61-125. Such a facility and any other facility funded or established pursuant to this provision is a DMH facility for purposes of Section 44-7-170(B)(2), even if it is constructed and/or operated by one or more private entities.

(N) Funds appropriated for Behavioral Health Capacity may be retained by the Department of Health and Human Services and carried forward to be expended for any purpose specified in this provision.

- 117.154 AMEND** (GP: Mental Health Transportation) Directs that funds appropriated to DMH for the Alternative Transportation Program be used to transport individuals pursuant to Article 5, Chapter 17, Title 44 [CUSTODY AND ADMISSION OF PERSONS REQUIRING IMMEDIATE CARE]. Authorizes these funds to be carried forward and used for the same purposes. Directs the DMH director to work with the SFAA Division of Procurement Services to develop and issue a RFP for an Alternative Transportation Program to provide transportation services for nonviolent individuals that require immediate hospitalization. Directs the Division of Procurement Services to allow stakeholders to provide recommendations on the scope and structure of the program pursuant to certain provisions. Directs the authority to provide a report by January 15, 2022, to the Governor and the Chairmen of the House Ways and Means and Senate Finance Committees on program implementation and any projected cost overrun.  
**WMC:** AMEND proviso to update calendar reference to “2023.”

**117.154.** (GP: Mental Health Transportation) (A) Funds appropriated to the Department of Mental Health for the Alternative Transportation Program shall exclusively be used to support the transportation of individuals pursuant to Article 5, Chapter 17, Title 44 of the 1976 Code and as defined herein. These funds may be carried forward and expended for the same purpose.

(B) As soon as practicable within the current fiscal year, the Director of the Department of Mental Health shall cooperate with the Division of Procurement Services of the State Fiscal Accountability Authority in the development and issuance of a Request for Proposals (RFP) for an Alternative Transportation Program that provides transportation services for nonviolent individuals requiring immediate hospitalization as described in Article 5, Chapter 17, Title 44 of the 1976 Code. The purpose of the RFP shall be to seek proposals from qualified private providers to provide timely, safe, and secure transportation for such individuals. Before finalizing the RFP, the Division of Procurement Services shall provide relevant stakeholders with an opportunity to provide recommendations on the scope and structure of the Alternative Transportation Program, subject to the following provisions:

(1) The program shall initially be made available within a pilot region to be identified by the authority in consultation with the Department of Mental Health. Subject to the authority's judgment, the RFP shall be structured so as to accommodate subsequent awards and/or contract amendments to serve other regions of the State, in which case, only one vendor shall be selected in each region, but a single vendor may be selected to provide services in multiple or all regions.

(2) In structuring the initial pilot, the authority shall endeavor to provide the availability of the Alternate Transportation Program in an optimal service area at an annualized cost that does not exceed the amount appropriated for this purpose.

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(3) The RFP shall be conducted as provided for under the South Carolina Consolidated Procurement Code.

(4) Upon implementation, the Alternative Transportation Program must be available on a 24-hour basis every day of the year.

(5) Drivers must pass a criminal background check and complete relevant and appropriate training prior to furnishing services.

(6) Transportation vehicles must be secure but nondescript and drivers must be clothed in professional attire that does not resemble a law enforcement uniform.

(C) When transportation is provided through this Alternative Transportation Program, the written agreement described in Section 44-17-440(A) of the 1976 Code shall not be required.

(D) No later than January 15, ~~2022~~ 2023, the authority shall provide the Governor, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee with a report on the implementation of this program. The report shall include a projection of the annualized amount by which the cost of a statewide Alternative Transportation Program might, at full implementation, exceed the amount appropriated for the program in the current fiscal year.

**117.157 DELETE** (GP: Electricity Market Reform) Directs that the Electricity Market Reform Measures Study Committee shall request an opinion to be issued no later than March 1, 2022 from any consultant to advise the committee on which market reform measures benefit consumers. Directs the committee to issue a report on its findings no later than June 30, 2022. Directs that the committee may continue to meet past that date and issue additional reports.  
**WMC:** DELETE proviso.

~~**117.157.** (GP: Electricity Market Reform) The Electricity Market Reform Measures Study Committee shall request for an opinion to be issued no later than March 1, 2022 from any consultant or consultants retained to advise the committee as to which market reform measures studied, if any, benefit South Carolina consumers. The committee shall issue a report on its work no later than June 30, 2022; however, nothing in this provision prohibits the committee from continuing to meet past June 30, 2022 and issue additional reports pursuant to Act 187 of 2020.~~

**117.158 AMEND** (GP: Homestead Exemption Fund) Suspends Section 11-11-156(C) [REIMBURSEMENT OF SCHOOL DISTRICTS FROM HOMESTEAD EXEMPTION FUND].  
**WMC:** AMEND proviso to update fiscal year reference to "2022-23."

**117.158.** (GP: Homestead Exemption Fund) For Fiscal Year ~~2021-22~~ 2022-23, Section 11-11-156(C) of the 1976 Code is suspended.

**117.159 DELETE** (GP: Masks at Higher Education Facilities) Directs that a public institution of higher learning or technical college may not use appropriated or authorized funds to require students to have been vaccinated for COVID-19 in order to be present at the institution's facilities without being required to wear a facemask.  
**WMC:** DELETE proviso.

~~**117.159.** (GP: Masks at Higher Education Facilities) A public institution of higher learning, including a technical college, may not use any funds appropriated or authorized pursuant to this act to require that its students have received the COVID-19 vaccination in order to be present at~~

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~~the institution's facilities without being required to wear a facemask. This prohibition extends to the announcement or enforcement of any such policy.~~

- 117.161 ADD (GP: Transfer Student Credits) WMC:** ADD new proviso to direct CHE to work in consultation with the State Board for Technical and Comprehensive Education and public institutions of higher learning to develop policies to guarantee students who have earned an Associate of Arts or Science degree from a public 2-year institution receive at least 60 transfer credits and are given a junior status at a public 4-year college or university. Directs that course prerequisites and minimum credit requirements for awarding degrees still apply. Directs that the effective date for implementation is April 30, 2023.

*117.161. (GP: Transfer Student Credits) The Commission on Higher Education shall work in consultation with the State Board for Technical and Comprehensive Education and the public institutions of higher learning to implement policies to guarantee students who have earned an Associate of Arts or Associate of Science degree from a public two-year institution of higher learning shall receive a minimum of sixty transfer credit hours at a public four-year college or university and shall be given a junior status at the college or university.*

*Graduates covered under this agreement are defined as students who have:*

*(1) earned an Associate in Arts (AA) or Associate in Science (AS) degree from one of the 16 colleges within the South Carolina Technical College System (SCTCS),*

*(2) earned a grade of "C" or better in each course applicable to the AA or AS degree,*  
*and*

*(3) expressed intent to transfer to a public four-year institution.*

*Graduates from a South Carolina technical college will be granted admission to the public four-year institution and shall expect the following:*

*(1) students who have completed the AA or AS degree shall enter the public four-year institution with Junior academic standing and will have satisfied the public four-year institution's general education program requirements,*

*(2) all transfer courses that are accepted by the public four-year institution will be applied to the attainment of the baccalaureate degree as appropriate to the student's major, and*

*(3) all transfer students must meet specific admission requirements for their desired major and must take junior and senior seminar courses.*

*The public four-year institution shall facilitate a reverse transfer option for South Carolina technical college students who enroll in their institution without completing the Associate of Arts or Associate of Science degree. Upon successful completion of coursework and hours at the public four-year institution, credits earned at the institution may be transferred back to the originating South Carolina technical college and applied toward an associate degree. Course prerequisites and minimum credit requirements for awarding degrees shall still apply. Implementation of the provisions shall be effective no later than April 30, 2023.*

- 117.162 ADD (GP: Retained Counsel) WMC:** ADD new proviso to direct colleges, universities, and technical schools to adopt policies allowing students facing a disciplinary proceeding to retain counsel for representation at the their expense.

*117.162. (GP: Retained Counsel) In the current fiscal year, from the funds appropriated, colleges and universities, including technical schools, shall revise or adopt policies to allow a student facing disciplinary or honor code violations as a result of a criminal charge the right to*

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retain counsel, at the student's expense, to provide full legal representation in all proceedings including, but not limited to, allowing counsel to appear on behalf of the student, speak on behalf of the student, question witnesses, protect the statutory and constitutional rights of the student, and to otherwise fully participate in all proceedings on behalf of the student.

**117.163 ADD** (GP: Justice Forty Oversight Committee) **WMC:** ADD new proviso to create a thirteen member Justice Forty Oversight Committee to address environmental justice in South Carolina and factors causing environmental injustice in communities. Provides for the composition, staffing, responsibilities, and guidelines of the study committee. Requires a report to be provided by June 30, 2023.

**117.163.** (GP: Justice Forty Oversight Committee) (A) There is created a thirteen member Justice Forty Oversight Committee within state government to study opportunities to address the issue of environmental justice in South Carolina. The study committee shall be chaired by the Director of Environmental Affairs at the Department of Health and Environmental Control and shall:

(1) identify disadvantaged and marginalized communities throughout South Carolina with environmental justice impact;

(2) identify the infrastructure deficiencies in these communities;

(3) assist members of the community in developing a plan to apply for assistance to secure funding for infrastructure projects; and

(4) undertake other actions necessary to carry out the purpose of the committee.

(B) The study committee shall be comprised of:

(1) two members of the House of Representatives who serve on the Joint Bond Review Committee appointed by the Chairman of the House Ways and Means Committee;

(2) two members of the Senate who serve on the Joint Bond Review Committee appointed by the Chairman of the Senate Finance Committee;

(3) the Director of Environmental Affairs for the Department of Health and Environmental Control or his designee;

(4) the Director of the Office of Regulatory Staff or his designee;

(5) the Director of the Housing Finance and Development Authority or his designee;

(6) the Director of the South Carolina Primary Health Care Association or his designee;

(7) the Commissioner of Agriculture or his designee;

(8) a member of the White House Environmental Justice Advisory Council;

(9) the Secretary of Transportation or his designee; and

(10) two members appointed by the Governor with experience in the designation and implementation of Opportunity Zones.

(C) The study committee shall work with any other appropriate entities while undertaking its assigned duties.

(D) The House of Representatives and the Senate shall provide appropriate staffing for the committee.

(E) The study committee shall provide a report to the House Ways and Means Committee, the Senate Finance Committee, the White House Council on Environmental Quality, and the White House Environmental Justice Advisory Council by June 30, 2023, at which time the study committee shall be dissolved.

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- 117.164 ADD** (GP: Software Integration) **WMC:** ADD new proviso to direct the Department of Motor Vehicles to affirm that the expenditure of funds include services enabling the agency to electronically share data with the State Election Commission, prior to any expenditure of funds. Provides for the requirements of the electronic data sharing interface. Directs the department to take expedient action to obtain permission or consent to share such information.

*117.164. (GP: Software Integration) Prior to the expenditure of funds by the Department of Motor Vehicles on software or hardware to integrate or update the agency's internal data systems, the agency shall affirm the expenditure includes services enabling the agency to electronically share with the State Election Commission, through an application programming interface or similar best practice for date integration, photographs, and any other identifying information the State Election Commission deems necessary for carrying out its functions, in real time, or within twenty-four hours after entry of said information into the Department of Motor Vehicles electronic records. The Department of Motor Vehicles shall take expedient action to obtain any permission or consent state or federal law require to share such information.*

- 117.165 ADD** (GP: Disinfection and Cleaning) **WMC:** ADD new proviso to allow agencies and political subdivisions to utilize federal funds to implement cleaning, sanitization, and disinfection to meet the most current requirements issued by DHEC. Allows the plans to be separate from standard cleaning procedures and may include additional steps to proactively address disinfection and sanitization in public areas.

*117.165. (GP: Disinfection and Cleaning) For the current fiscal year, agencies and political subdivisions, including public school districts, may utilize federal funds authorized by the General Assembly to implement or procure cleaning, sanitization, and disinfection that, at a minimum, meets the most current requirements issued by the Department of Health and Environmental Control. These plans may be separate from standard cleaning procedures implemented and may include additional steps to address disinfection and sanitization of all surfaces in public areas on a proactive, recurring basis to mitigate the impact of any COVID-19 strains, as well as other communicable diseases.*

- 117.166 ADD** (GP: Agency Reduction Plan) **WMC:** ADD new proviso to direct that each executive agency with appropriated or authorized funds shall create a redundant manual entry reduction plan on agency data systems and submit it to the General Assembly prior to the expenditure of any funds. Provides for the minimum requirements of the plan.

*117.166. (GP: Agency Reduction Plan) Each executive agency appropriated or authorized to utilize funds by this act shall create and submit to the General Assembly a redundant manual entry reduction plan prior to expenditure of any funds on agency data systems. The plan shall, at a minimum, outline: (a) all information personnel at the agency manually enter in agency systems; (b) list and affirm contact with all other state agencies the agency manually enter in the agency systems; (c) list and affirm contact with all other state agencies the agency reasonably believes may utilize the information based on the agency's review of its applicable statuses; (d) how the agency will mitigate the associated employee time by fifty percent over the next five fiscal years through best practices for data integration; and (e) how the agency will train impacted employees to perform other agency services.*

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**117.167** **ADD** (GP: Job Order Contracting Pilot Program) **WMC:** ADD new proviso to authorize SFAA Procurement Services to pilot test a job order contracting method on behalf of one or more governmental bodies or public procurement units by entering into job order contracts to acquire construction services when exact time or quantities of future jobs are not know when the contract is awarded. Authorizes Procurement Services to enter into contracts with up to four businesses for each geographic area for each licensing classification and sub-classification for construction. Directs that an individual project using a job order may not exceed \$500,000 and the sum of all individual job orders may not exceed \$4,000,000 per contract.

*117.167. (GP: Job Order Contracting Pilot Program) For the current fiscal year, Procurement Services of the State Fiscal Accountability Authority may pilot test a job order contracting method on behalf of one or more governmental bodies or public procurement units by entering into job order contracts to acquire construction services when the exact time or exact quantities of future jobs are not known at the time of contract award. Procurement Services shall determine, in its sole discretion, which governmental bodies and public procurement units may participate in the pilot project. Procurement Services may enter into job order contracts with up to four businesses for each geographic area for each licensing classification and sub-classification for construction.*

*For purposes of this provision, the term 'job order contract' means a contract that provides for the issuance of job orders for the performance of construction, renovation, and repair work, where contractors propose an adjustment factor or factors to be applied to a catalog of preset unit prices calculated using local prevailing wage rates, local equipment, and local material costs, and where individual job orders are issued to the awarded contractors on an as-needed basis and the price paid for the work is a lump sum of the preset unit prices needed to complete the job order multiplied by the quantity required multiplied by the adjustment factor.*

*For purposes of the pilot project, an individual project using job orders may not exceed five hundred thousand dollars and the sum of all individual job orders may not exceed four million dollars per contract. Work may not be divided artificially in order to avoid these limits. A single project must not be performed using job order contracts in combination with contracts awarded pursuant to Section 11-35-1550 of the 1976 Code.*

*For purposes of the pilot project, a job order must clearly specify all tasks to be performed or property to be delivered under the order so the full price for the performance of the work can be established when the order is placed. All job orders must be issued on a fixed-price basis. All job orders must be issued within the period of the contract and must be within the scope and maximum value of the contract. Each job order shall provide an itemized list of each construction tasks required to complete the work with the task's associated unit price and applied adjustment factor. Each job order proposal shall be certified as contract compliant by a reviewer independent of the contractor.*

*Any solicitation for a job order contract must include the following: (1) the period of the contract; (2) the maximum dollar value of the services to be procured under the contract; (3) the maximum dollar value of the services to be procured under a single job order; (4) a description that reasonably describes the licensing classification and the general scope, nature, complexity, and purposes of the services to be procured under the contract in a manner that will enable a prospective bidder to decide whether to submit a bid; (5) the procedures that the governmental body will use for issuing job orders for the pilot program; (6) if applicable, the geographic area to which the job order contract applies; ordinarily, a geographically contiguous area should not be subdivided; and (7) the number of job order contracts to be awarded.*

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**117.168 ADD** (GP: South Carolina Housing Commission) **WMC:** ADD new proviso to allow members of the Housing Commission to receive compensation, subsistence, per diem, and milage when engaging in work of the commission.

*117.168. (GP: South Carolina Housing Commission) Members of the South Carolina Housing Commission shall receive compensation, subsistence, per diem, and mileage as provided by law for members of boards, commissions, and committees while engaged in the work of the commission.*

**117.169 ADD** (GP: In-State 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. Requires institutions, in order to retain these funds, to certify to CHE by August 15, 2022, 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 2022-23 academic year. Directs CHE to develop a certification process and requires any institution that is unable to provide the certification to remit their recurring allocation listed in this provision to the General Fund by September 15, 2022. Directs CHE, by November 1, 2022, to report to the House Ways and Means and Senate Finance Committees and to EBO the institutions that did not meet the certification requirement and directs EBO to reduce the recurring appropriation for non-compliant institutions.

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

<u><i>(1) The Citadel</i></u>	<u><i>\$1,189,367;</i></u>
<u><i>(2) Clemson University</i></u>	<u><i>\$9,963,485;</i></u>
<u><i>(3) University of Charleston</i></u>	<u><i>\$4,108,313;</i></u>
<u><i>(4) Coastal Carolina University</i></u>	<u><i>\$3,442,628;</i></u>
<u><i>(5) Francis Marion University</i></u>	<u><i>\$2,495,943;</i></u>
<u><i>(6) Lander University</i></u>	<u><i>\$2,441,095;</i></u>
<u><i>(7) South Carolina State University</i></u>	<u><i>\$1,371,942;</i></u>
<u><i>(8) University of South Carolina-Columbia</i></u>	<u><i>\$11,669,772;</i></u>
<u><i>(9) University of South Carolina-Aiken</i></u>	<u><i>\$2,021,849;</i></u>
<u><i>(10) University of South Carolina-Upstate</i></u>	<u><i>\$3,480,946;</i></u>
<u><i>(11) University of South Carolina-Beaufort</i></u>	<u><i>\$1,287,792;</i></u>
<u><i>(12) University of South Carolina-Lancaster</i></u>	<u><i>\$1,269,009;</i></u>
<u><i>(13) University of South Carolina-Salkehatchie</i></u>	<u><i>\$558,244;</i></u>
<u><i>(14) University of South Carolina-Sumter</i></u>	<u><i>\$995,522;</i></u>
<u><i>(15) University of South Carolina-Union</i></u>	<u><i>\$842,249;</i></u>
<u><i>(16) Winthrop University</i></u>	<u><i>\$2,684,528;and</i></u>
<u><i>(17) Medical University of South Carolina</i></u>	<u><i>\$5,485,000.</i></u>

*In order to retain the above appropriations, each institution of higher learning listed above must certify to the Commission on Higher Education by August 15, 2022, there is no in-state undergraduate tuition or in-state undergraduate fee increase, excluding increases in auxiliary fees, for the 2022-2023 academic year.*

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The Commission on Higher Education shall develop the process by which institutions provide the certification. Any institution unable to provide such certification to the commission shall remit their respective above recurring allocation to the General Fund by September 15, 2022.

By November 1, 2022, the Commission on Higher Education shall report to the House Ways and Means Committee, the Senate Finance Committee, and the Executive Budget Office the institutions that failed to certify that the in-state undergraduate tuition or in-state undergraduate fee increase met the guidelines outlined in this provision. The Executive Budget Office is directed to reduce the recurring appropriation of any institution found to be non-compliant with the certification.

- 117.170 ADD** (GP: Historic Preservation Certification Fee) **WMC:** ADD new proviso to suspend the requirements of Section 12-6-3535(G) [INCOME TAX CREDIT FOR MAKING QUALIFIED REHABILITATION EXPENDITURES FOR A CERTIFIED HISTORIC STRUCTURE] for the current fiscal year

117.170.(GP: Historic Preservation Certification Fee) For the current fiscal year, the requirements of Section 12-6-3535(G) are suspended.

- 117.171 ADD** (GP: Income Tax Relief) **WMC:** ADD new proviso to require funds set aside for income tax relief to be credited to an account at the State Treasurer's Office.

117.171.(GP: Income Tax Relief) For the current fiscal year, funds set aside for income tax relief must be credited to an account at the State Treasurer's Office to be used for any such income tax relief as is passed by the General Assembly and signed in to law.

**SECTION 118 - X910 - STATEWIDE REVENUE**

- 118.1 AMEND** (SR: Year End Cutoff) Directs year-end expenditure deadlines.  
**WMC:** AMEND proviso to update calendar year references to "2023."

**118.1.** (SR: Year End Cutoff) Unless specifically authorized herein, the appropriations provided in Part IA of this act as ordinary expenses of the State Government shall lapse on July 31, ~~2022~~ 2023. State agencies are required to submit all current fiscal year input documents and all electronic workflow for accounts payable transactions to the Office of Comptroller General by July 14, ~~2022~~ 2023. Appropriations for Permanent Improvements, now outstanding or hereafter provided, shall lapse at the end of the second fiscal year in which such appropriations were provided, unless definite commitments shall have been made, with the approval of the State Fiscal Accountability Authority and Joint Bond Review Committee, toward the accomplishment of the purposes for which the appropriations were provided. Appropriations for other specific purposes aside from ordinary operating expenses, now outstanding or hereafter provided, shall lapse at the end of the second fiscal year in which such appropriations were provided, unless definite commitments shall have been made, with the approval of the State Fiscal Accountability Authority, toward the accomplishment of the purposes for which the appropriations were provided.

- 118.9 AMEND** (SR: 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, 2021, to transfer from the General Fund any funds identified in this act designated for the Tax Relief

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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 to "2022."

**118.9.** (SR: Tax Relief Reserve Fund) There is created the Tax Relief Reserve Fund, which shall be separate and distinct from the General Fund. Interest accrued by the fund must remain in the fund. Notwithstanding any other provision of law, on December 31, 2021 2022, the State Treasurer shall transfer funds identified in this act from the General Fund to the Tax Relief Reserve Fund. These funds may only be used to provide tax relief to businesses and individuals as provided by law. Funds within the Tax Relief Reserve Fund shall be retained and carried forward to be used for the same purpose.

**118.15 DELETE** (SR: Nonrecurring Revenue) Appropriates non-recurring revenue to various agencies for Fiscal Year 2021-22, generated from specific sources.

**WMC:** DELETE proviso.

**118.15.** (SR: Nonrecurring Revenue) ~~(A) The source of revenue appropriated in subsection (B) is nonrecurring revenue generated from the following sources:~~

- ~~(1) \$60,298,684 from Fiscal Year 2018-19 Contingency Reserve Fund;~~
- ~~(2) \$396,459,950 from Fiscal Year 2019-20 Undesignated/Unreserved Funds;~~
- ~~(3) \$125,239,577 from Fiscal Year 2020-21 Debt Service Lapse;~~
- ~~(4) \$646,713,463 from projected Fiscal Year 2020-21 unobligated general fund revenue as certified by the Board of Economic Advisors;~~
- ~~(5) \$65,000,000 from CARES Act Reimbursements;~~
- ~~(6) \$20,480,045 from Litigation Recovery Account; and~~
- ~~(7) \$112,895,790 from Estimated Excess Debt Service above Projected Expenditures.~~

~~Any restrictions concerning specific utilization of these funds are lifted for the specified fiscal year. The above agency transfers shall occur no later than thirty days after the close of the books on Fiscal Year 2020-21 and shall be available for use in Fiscal Year 2021-22, except as provided for in item (52)(g).~~

~~This revenue is deemed to have occurred and is available for use in Fiscal Year 2021-22 after September 1, 2021, following the Comptroller General's close of the state's books on Fiscal Year 2020-21, except as provided for in item(52)(g).~~

~~(B) The appropriations in this provision are listed in priority order. Item (1) must be funded first and each remaining item must be fully funded before any funds are allocated to the next item. Provided, however, that any individual item may be partially funded in the order in which it appears to the extent that revenues are available.~~

~~The State Treasurer shall disburse the following appropriations by September 30, 2021, for the purposes stated:~~

- ~~(1) F310— General Reserve Fund  
General Reserve Fund Contribution ..... \$18,723,614;~~
- ~~(2) Y140— State Ports Authority  
Intermodal Container Transfer Facility and Waterborne  
Cargo Infrastructure..... \$200,000,000;~~
- ~~(3) H630— Department of Education  
Capital Funding for Disadvantaged Schools..... \$100,000,000;~~

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(4)	<del>H640 Governor's School for the Arts and Humanities</del>	
	(a) Chiller and Boiler Replacement.....	\$ 415,000;
	(b) HVAC Split System Replacement.....	\$ 150,000;
	(c) IT Server Replacement .....	\$ 90,000;
	(d) GSAH Drama Theatre Lighting.....	\$ 66,300;
	(e) GSAH Dance Studio Floor Upgrade .....	\$ 86,000;
(5)	<del>H670 Education Television Commission</del>	
	Datacasting Initiative .....	\$ 1,320,232;
(6)	<del>H710 Wil Lou Gray Opportunity School</del>	
	(a) Security Cameras and Keyless Entry.....	\$ 200,000;
	(b) Classroom Security Improvements and Flooring .....	\$ 300,000;
(7)	<del>H950 State Museum Commission</del>	
	(a) Permanent Gallery Renovation Phase II.....	\$ 3,750,000;
	(b) Planetarium Technology Upgrade .....	\$ 350,000;
	(c) Museum Website .....	\$ 150,000;
	(d) Wi-Fi Expansion.....	\$ 70,000;
	(e) Security Camera System.....	\$ 70,000;
	(f) Firewall Replacement .....	\$ 35,000;
(8)	<del>H960 Confederate Relic Room and Military Museum</del>	
	Commission High Density Mobile Storage Unit.....	\$ 180,000;
(9)	<del>L120 Governor's School for Agriculture at John De La Howe</del>	
	De la Howe Hall Renovation .....	\$ 6,600,000;
(10)	<del>H090 The Citadel</del>	
	(a) Maintenance, Renovation, and Replacement.....	\$ 2,860,201;
	(b) Stevens Barracks Update and Replacement.....	\$ 3,500,000;
(11)	<del>H120 Clemson University</del>	
	Maintenance, Renovation, and Replacement.....	\$22,630,332;
(12)	<del>H150 University of Charleston</del>	
	Maintenance, Renovation, and Replacement.....	\$10,729,884;
(13)	<del>H170 Coastal Carolina University</del>	
	Maintenance, Renovation, and Replacement.....	\$ 7,899,283;
(14)	<del>H180 Francis Marion University</del>	
	(a) Maintenance, Renovation, and Replacement.....	\$ 4,958,113;
	(b) School of Education/School of Business Building .....	\$17,000,000;
	(c) Site Development—Medical Education Collaborative with MUSC and USC.....	\$21,000,000;
(15)	<del>H210 Lander University</del>	
	(a) Maintenance, Renovation, and Replacement.....	\$ 5,214,471;
	(b) Nursing Building .....	\$ 5,000,000;
(16)	<del>H240 South Carolina State University</del>	
	Maintenance, Renovation, and Replacement.....	\$ 3,001,862;
(17)	<del>H270 University of South Carolina—Columbia</del>	
	(a) School of Medicine Relocation .....	\$10,000,000;
	(b) Maintenance, Renovation, and Replacement.....	\$19,000,000;
	(c) Horry Guignard House Renovation.....	\$ 1,350,000;
(18)	<del>H290 University of South Carolina—Aiken</del>	
	Maintenance, Renovation, and Replacement.....	\$ 9,761,866;

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(19) <del>H340 University of South Carolina—Upstate</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 8,740,816;</del>
(20) <del>H360 University of South Carolina—Beaufort</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 2,848,396;</del>
(21) <del>H370 University of South Carolina—Lancaster</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 2,998,490;</del>
(22) <del>H380 University of South Carolina—Salkehatchie</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 1,344,092;</del>
(23) <del>H390 University of South Carolina—Sumter</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 7,750,000;</del>
(24) <del>H400 University of South Carolina—Union</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 1,678,007;</del>
(25) <del>H470 Winthrop University</del>	
<del>Maintenance, Renovation, and Replacement.....</del>	<del>\$ 9,188,419;</del>
(26) <del>H510 Medical University of South Carolina</del>	
<del>(a) Maintenance, Renovation, and Replacement.....</del>	<del>\$20,000,000;</del>
<del>(b) Hospital Authority—SC Children’s Hospitals</del>	
<del>Infrastructure .....</del>	<del>\$10,000,000;</del>
(27) <del>H590 State Board for Technical and Comprehensive Education</del>	
<del>(a) Aiken Technical College Maintenance, Renovation,</del>	
<del>and Replacement .....</del>	<del>\$ 3,256,722;</del>
<del>(b) Central Carolina Technical College Maintenance,</del>	
<del>Renovation, and Replacement .....</del>	<del>\$10,000,000;</del>
<del>(c) Central Carolina Technical College Academic and</del>	
<del>Student Services Building .....</del>	<del>\$13,000,000;</del>
<del>(d) Denmark Technical College Maintenance,</del>	
<del>Renovation, and Replacement .....</del>	<del>\$ 3,000,000;</del>
<del>(e) Florence-Darlington Technical College Maintenance,</del>	
<del>Renovation, and Replacement .....</del>	<del>\$10,997,734;</del>
<del>(f) Greenville Technical College Maintenance, Renovation,</del>	
<del>and Replacement .....</del>	<del>\$14,795,060;</del>
<del>(g) Horry-Georgetown Technical College Maintenance,</del>	
<del>Renovation, and Replacement .....</del>	<del>\$ 9,195,619;</del>
<del>(h) Horry-Georgetown Technical College Diesel</del>	
<del>Training Lab .....</del>	<del>\$ 500,000;</del>
<del>(i) Midlands Technical College Maintenance, Renovation,</del>	
<del>and Replacement .....</del>	<del>\$12,431,545;</del>
<del>(j) Midlands Technical College Dual Credit and Quickjobs ...</del>	<del>\$ 3,500,000;</del>
<del>(k) Northeastern Technical College Maintenance,</del>	
<del>Renovation, and Replacement .....</del>	<del>\$ 3,000,000;</del>
<del>(l) Orangeburg-Calhoun Technical College Maintenance,</del>	
<del>Renovation, and Replacement .....</del>	<del>\$ 3,562,258;</del>
<del>(m) Orangeburg-Calhoun Technical College Machine</del>	
<del>Tool Technology Classroom Update.....</del>	<del>\$ 2,000,000;</del>
<del>(n) Piedmont Technical College Maintenance, Renovation,</del>	
<del>and Replacement .....</del>	<del>\$ 6,893,159;</del>
<del>(o) Spartanburg Community College Maintenance,</del>	

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	Renovation, and Replacement .....	\$ 6,073,662;
(p)	<del>Spartanburg Community College Union County Campus Building Expansion .....</del>	<del>\$ 4,800,000;</del>
(q)	<del>Technical College of the Lowcountry Maintenance, Renovation, and Replacement .....</del>	<del>\$ 3,375,022;</del>
(r)	<del>Technical College of the Lowcountry Culinary Center .....</del>	<del>\$ 3,500,000;</del>
(s)	<del>Tri County Technical College Maintenance, Renovation, and Replacement .....</del>	<del>\$ 8,073,560;</del>
(t)	<del>Tri County Technical College Oconee Hall Renovations ..</del>	<del>\$ 5,000,000;</del>
(u)	<del>Trident Technical College Maintenance, Renovation, and Replacement .....</del>	<del>\$16,306,515;</del>
(v)	<del>Trident Technical College Lowcountry Transportation and Logistics Center .....</del>	<del>\$ 5,000,000;</del>
(w)	<del>Williamsburg Technical College Maintenance, Renovation, and Replacement .....</del>	<del>\$ 3,000,000;</del>
(x)	<del>York Technical College Maintenance, Renovation, and Replacement .....</del>	<del>\$ 6,168,637;</del>
(y)	<del>York Technical College Student Center .....</del>	<del>\$ 5,860,049;</del>
(28)	<del>J020—Department of Health and Human Services Medicaid Management Information System .....</del>	<del>\$16,678,434;</del>
(29)	<del>J040—Department of Health and Environmental Control (a) Nursing Program Expansion .....</del>	<del>\$ 1,000,000;</del>
	<del>(b) Newborn Screening—Act 55 of 2019 and Spinal Muscular Atrophy .....</del>	<del>\$ 101,128;</del>
(30)	<del>J120—Department of Mental Health (a) State Veterans Nursing Homes Match .....</del>	<del>\$49,788,352;</del>
	<del>(b) Ligature Resistant Fixture Replacement .....</del>	<del>\$ 2,310,000;</del>
	<del>(c) Inpatient Services .....</del>	<del>\$ 2,000,000;</del>
	<del>(d) Alternative Transportation Program .....</del>	<del>\$ 1,000,000;</del>
	<del>(e) Detention Center Telepsychiatry Team .....</del>	<del>\$ 843,000;</del>
	<del>(f) Detention Center Medication Fund .....</del>	<del>\$ 1,000,000;</del>
	<del>(g) Crisis Stabilization Unit Pilot—Midlands .....</del>	<del>\$ 1,200,000;</del>
	<del>(h) Mental Illness Recovery Center Inc. (MIRCI) .....</del>	<del>\$ 250,000;</del>
	<del>(i) Coastal Empire Mental Health Center HVAC, Sprinklers, Fire Alarm, and Roof .....</del>	<del>\$ 1,600,000;</del>
	<del>(j) Crafts Farrow Electrical Distribution System Renovation ..</del>	<del>\$ 1,200,000;</del>
	<del>(k) Waccamaw Center HVAC, Sprinklers, Fire Alarm, and Roof .....</del>	<del>\$ 1,600,000;</del>
(31)	<del>J160—Department of Disabilities and Special Needs (a) South Carolina Genomic Medicine Initiative at Greenwood Genetic Center .....</del>	<del>\$ 2,000,000;</del>
	<del>(b) Coastal Regional Center Electrical Grid .....</del>	<del>\$ 1,500,000;</del>
	<del>(c) Community Housing Pilot Program for Aging Consumers ..</del>	<del>\$ 750,000;</del>
(32)	<del>J200—Department of Alcohol and Other Drug Abuse Services Local Center Staff Retention and Operations .....</del>	<del>\$ 2,500,000;</del>
(33)	<del>L040—Department of Social Services (a) Title IV-E Revenue Replacement .....</del>	<del>\$ 9,000,000;</del>

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	(b) SCCADVASA .....	\$ 500,000;
	(e) Infrastructure Integrity .....	\$11,713,430;
	(d) Children's Law Center .....	\$ 1,500,000;
(34)	<del>L080 Department of Children's Advocacy Network of Children's Advocacy Centers .....</del>	<del>\$ 170,000;</del>
(35)	<del>H790 Department of Archives and History</del>	
	(a) Sesterecentennial Commission .....	\$ 1,460,000;
	(b) African American History Commission Green Book .....	\$ 100,000;
	(e) Digital Lab and Office Space .....	\$ 500,000;
(36)	<del>H910 Arts Commission</del>	
	Grant Funds for Arts Organizations/Emergency Relief .....	\$ 2,000,000;
(37)	<del>P120 Forestry Commission</del>	
	Firefighting Equipment .....	\$ 1,000,000;
(38)	<del>P160 Department of Agriculture</del>	
	(a) Hemp Testing Laboratory Equipment .....	\$ 425,000;
	(b) Backup Generator .....	\$ 300,000;
(39)	<del>P200 Clemson University PSA</del>	
	(a) Sandhill Recreation Research & Extension Building Repair .....	\$ 990,000;
	(b) Pee Dee Research & Education Center Greenhouse Construction .....	\$ 2,000,000;
(40)	<del>P210 South Carolina State University PSA</del>	
	(a) Small Business Recovery Assistance and Training .....	\$ 350,000;
	(b) Impact of COVID-19 on Small Farm Sustainability and Capacity .....	\$ 250,000;
	(c) Immunity Boost: Nutrition Education and Awareness During COVID .....	\$ 300,000;
(41)	<del>P280 Department of Parks, Recreation and Tourism</del>	
	(a) Destination Specific .....	\$15,000,000;
	(b) Tourism Advertising .....	\$ 5,000,000;
	(c) South Carolina Association of Tourism Regions .....	\$ 600,000;
	(d) Venues at Arsenal Hill .....	\$ 8,350,000;
	(e) Hunting Island Lighthouse Repairs .....	\$ 3,000,000;
	(f) Fair Play Welcome Center Rebuild and Beautification .....	\$ 4,000,000;
	(g) Welcome Center Rebuild (N. Augusta, Little River, Landrum, and Blacksburg) .....	\$21,500,000;
	(h) South Carolina Film Commission .....	\$15,000,000;
	(i) Advertising and Operations .....	\$ 1,340,000;
(42)	<del>P320 Department of Commerce</del>	
	(a) Deal Closing Fund .....	\$ 3,700,000;
	(b) Locate SC .....	\$ 4,000,000;
	(c) PGA Championship 2021 .....	\$ 360,000;
	(d) Gallo Economic Development Project .....	\$ 8,300,000;
(43)	<del>P450 Rural Infrastructure</del>	
	(a) Water and Sewer Regionalization Fund .....	\$ 3,500,000;
	(b) Rural Infrastructure Fund .....	\$ 2,129,944;
(44)	<del>D100 State Law Enforcement Division</del>	

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- (a) State Investigation Reimbursement ..... \$ 549,676;
  - (b) Agency Personnel Equipment—Forensics ..... \$ 713,000;
  - (c) Forensic Equipment ..... \$ 952,000;
- (44.1) ~~From the funds appropriated to the State Law Enforcement Division in Item (44)(a) for State Investigation Reimbursement, the division shall retain \$72,052 and shall transfer \$144,777 to the Department of Transportation, \$102,087 to the Forestry Commission, \$30,000 to the Department of Health and Environmental Control, and \$200,760 to the State Fire Division at the Department of Labor, Licensing and Regulation.~~
- (45) ~~E210—Prosecution Coordination Commission~~
    - ~~Docket Backlog Intake Program..... \$ 2,160,000;~~
  - (46) ~~E230—Commission on Indigent Defense~~
    - ~~Docket Backlog Contract Counsel..... \$ 4,800,000;~~
  - (47) ~~K050—Department of Public Safety~~
    - (a) ~~Agency Vehicle Rotation..... \$ 800,000;~~
    - (b) ~~Communication Equipment Replacement ..... \$ 600,000;~~
    - (c) ~~Insurance Reserve Fund Premium Increase..... \$ 1,246,457;~~
    - (d) ~~Body Cameras—Statewide Program..... \$ 1,000,000;~~
  - (48) ~~N040—Department of Corrections~~
    - (a) ~~Contract Nursing..... \$ 4,550,984;~~
    - (b) ~~Critical Medical and Hepatitis C Treatment, Supplies and Equipment..... \$ 4,000,000;~~
    - (c) ~~Critical Long-term Re-entry Programming Equipment..... \$ 500,000;~~
    - (d) ~~Preventive Health Screening..... \$ 1,500,000;~~
    - (e) ~~Insurance Reserve Fund Premium Increase..... \$ 5,984,009;~~
  - (49) ~~N080—Department of Probation, Parole and Pardon Services~~
    - (a) ~~Agency Fleet Replacement..... \$ 625,672;~~
    - (b) ~~Insurance Reserve Fund Premium Increase..... \$ 562,692;~~
  - (50) ~~N120—Department of Juvenile Justice~~
    - (a) ~~Marine and Wilderness Program ..... \$ 1,500,000;~~
    - (b) ~~Security Fencing for Maple, Cypress, & Poplar ..... \$ 619,000;~~
    - (c) ~~HVAC Replacement ..... \$ 2,000,000;~~
    - (d) ~~Fire Alarm Upgrade Birchwood Campus ..... \$ 1,500,000;~~
    - (e) ~~Insurance Reserve Fund Premium Increase..... \$ 520,000;~~
  - (51) ~~N200—Law Enforcement Training Council~~
    - ~~Criminal Justice Academy~~
      - (a) ~~HVAC Replacement Buildings 10 & 11 ..... \$ 383,135;~~
      - (b) ~~Target System Upgrades..... \$ 302,500;~~
      - (c) ~~FATS Training Building and Building 4..... \$ 1,682,000;~~
      - (d) ~~Paving Project..... \$ 632,500;~~
      - (e) ~~Emergency Generator for Academy Main Building..... \$ 2,750,000;~~
  - (52) ~~P240—Department of Natural Resources~~
    - (a) ~~Marine Resources Research Lab Shoreline Stabilization .... \$ 585,500;~~
    - (b) ~~State Water Plan Pee Dee and Broad River Basins ..... \$ 2,995,000;~~
    - (c) ~~Waterfowl Areas Category 1 ..... \$ 1,500,000;~~
    - (d) ~~Ocean Research Vessel Replacement ..... \$ 1,207,000;~~
    - (e) ~~Agency Vehicle Rotation..... \$ 750,000;~~
    - (f) ~~Waddell Fish Hatchery Deferred Maintenance/Upgrades ... \$ 3,500,000;~~

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(g) Ft. Johnson Property Acquisition .....	\$23,250,000;
<del>(52.1) The funds appropriated to the Department of Natural Resources for Ft. Johnson Property Acquisition in item (52)(g), shall be distributed from the Contingency Reserve Fund by July 5, 2021. This item and all associated transactions are deemed approved and authorized by the General Assembly.</del>	
(53) P400—Conservation Bank	
Conservation Grants .....	\$ 9,000,000;
(54) R520—State Ethics Commission	
Non-Compliance Personnel Equipment.....	\$ 12,000;
(55) R060—Office of Regulatory Staff	
(a) Statewide Broadband Expansion .....	\$10,000,000;
(b) Statewide Broadband Office.....	\$ 11,870;
(c) Power Grid Study .....	\$ 500,000;
(d) Electricity Market Reform Study Committee (Act 187 of 2020) .....	\$ 750,000;
(56) R360—Department of Labor, Licensing and Regulation	
Urban Search & Rescue Task Force and Helicopter Aquatic Rescue Team .....	\$ 850,000;
(57) R400—Department of Motor Vehicles	
Mail Tracking System.....	\$ 457,500;
(58) R600—Department of Employment and Workforce	
Be Pro Be Proud .....	\$ 642,500;
(59) U120—Department of Transportation	
Litter Pickup .....	\$ 8,000,000;
(60) U300—Division of Aeronautics	
(a) Main Hangar Window Replacement .....	\$ 350,000;
(b) Exterior Roof and Coating.....	\$ 400,000;
(61) B040—Judicial Department	
(a) Virtual Courtroom Expansion.....	\$ 7,600,000;
(b) Case Management System Modernization .....	\$10,000,000;
(c) Digital Court Reporter Project.....	\$ 1,425,000;
(62) C050—Administrative Law Court	
(a) E-Filing Module .....	\$ 175,000;
(b) Public Area Renovations .....	\$ 38,390;
(63) A010—The Senate	
(a) Operating Costs/Reapportionment.....	\$ 4,000,000;
(b) Security.....	\$ 250,000;
(64) A050—House of Representatives	
(a) Security.....	\$ 250,000;
(b) Reapportionment .....	\$ 2,000,000;
(65) A170—Legislative Services Agency	
Legislative Systems and Security Upgrade.....	\$ 5,000,000;
(66) D300—Office of Resiliency	
(a) Resiliency Reserve Fund—Act 163 of 2020 .....	\$44,000,000;
(b) Resiliency Revolving Loan Fund—Act 163 of 2020 .....	\$ 6,000,000;
(c) IT Equipment and Furniture .....	\$ 80,000;
(67) D500—Department of Administration	

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(a)	Division of State Human Resources Class & Compensation Reform.....	\$ 500,000;
(b)	Facilities Management Permanent Improvements.....	\$ 6,198,000;
(c)	Executive Institute .....	\$ 200,000;
(68)	<del>E160 Office of State Treasurer</del>	
	<del>Tuition Prepayment Plan .....</del>	<del>\$31,900,000;</del>
(69)	<del>E240 Office of Adjutant General</del>	
(a)	<del>Aiken Readiness Center.....</del>	<del>\$ 5,200,000;</del>
(b)	<del>Armory Revitalization .....</del>	<del>\$ 2,500,000;</del>
(c)	<del>Olympia Armory Repairs and Renovations.....</del>	<del>\$ 1,200,000;</del>
(d)	<del>SCEMD Phased Replacement of HVAC Units (Phase 1 of 3).....</del>	<del>\$ 162,950;</del>
(e)	<del>SC Military Museum Public Outreach for SC National Guard History .....</del>	<del>\$ 500,000;</del>
(f)	<del>Kershaw County Armory Relocation of Maintenance Yard</del>	<del>\$ 300,000;</del>
(g)	<del>Non-Federal Share Declared Natural Disasters .....</del>	<del>\$12,651,884;</del>
(h)	<del>FEMA Match Declared Tornado Disasters .....</del>	<del>\$ 5,382,759;</del>
(70)	<del>E260 Department of Veterans' Affairs</del>	
(a)	<del>Office of Secretary.....</del>	<del>\$ 452,500;</del>
(b)	<del>Public Information.....</del>	<del>\$ 13,800;</del>
(c)	<del>State Coalition Integration.....</del>	<del>\$ 38,500;</del>
(d)	<del>SC Base Protection Fund.....</del>	<del>\$ 8,000,000;</del>
(e)	<del>Administrative Services Division.....</del>	<del>\$ 15,000;</del>
(71)	<del>E280 Election Commission</del>	
	<del>State Matching Funds for 2020 HAVA Grant .....</del>	<del>\$ 1,353,494;</del>
(72)	<del>\$800,000 shall be appropriated for Educational Purposes as follows:</del>	
	<del>H630 Department of Education: Trinity Technology Center \$100,000; Briggs De Laine Pearson Foundation \$250,000; SC Retired Educators Academic Tutorial Services \$200,000; and Roper Mountain Science Center \$250,000;</del>	
(73)	<del>\$19,070,851 shall be appropriated for Economic Development purposes as follows:</del>	
	<del>P320 Department of Commerce: SC Minority Business Center \$300,000; Pinewood Depot \$350,000; Unemployment Job Training \$500,000; North Maple Street/Kapstone/Global Trade Center Improvements \$2,820,851; SC Technology and Aviation Center Infrastructure Upgrades \$9,000,000; Graduation Alliance \$500,000; Palmetto Goodwill \$500,000; SC Association for Community Economic Development \$2,000,000; and Southern Carolina Regional Development Alliance Building Renovation \$100,000; and Y140 State Ports Authority: Georgetown Port \$1,000,000; and Permitting Activities Related to Jasper Ocean Terminal Port \$2,000,000;</del>	
(74)	<del>\$18,963,263 shall be appropriated for Healthcare purposes as follows:</del>	
	<del>J200 Department of Alcohol and Other Drug Abuse Services: Aiken Center Renovation \$380,000; Trinity Behavioral Health Care Building Replacement \$500,000; Palmetto Foundation for Prevention and Recovery \$50,000; Rubicon Drug and Alcohol Center Hartsville \$75,000; Chesterfield Alpha Center Renovation \$250,000; and Westview Behavioral Health Services Renovation and Increased Security \$31,000; J160 Department of Disabilities and Special Needs: Union County Greenhouse Repair \$15,000; J040 Department of Health and Environmental Control: Socastee Flooding Prevention \$1,000,000; Lake Caldwell Dam Remediation \$750,000; Stormwater Facilities Improvement City of Rock Hill \$1,000,000; EMS Association Recruitment and Retention \$350,000; Colon Cancer Prevention Network \$250,000;</del>	

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~~Darlington Lift Stations/Sewer Project \$300,000; and James R. Clark Memorial Sickle Cell Foundation \$300,000; L040—Department of Social Services: Orangeburg County Domestic Violence Shelter \$1,500,000; Family Justice Center—Horry County Program \$1,500,000; Epworth Children's Home \$350,000; Florence Crittenton \$100,000; Sexual Assault Victim Sensitivity Training \$1,000,000; SAFE for Families SC \$25,000; Dickerson Children's Advocacy Center \$250,000; and Women in Unity \$200,000; and J020—Department of Health and Human Services: The Men's Center of the PeeDee \$175,000; Camp Cole \$250,000; A Child's Haven \$500,000; Children's Place \$500,000; Nicholtown Child and Family Collaborative \$25,000; MedEx Academy \$75,000; The Therapy Place \$150,000; Samaritan House Homeless Shelter \$50,000; Beaufort Jasper Hampton Comprehensive Health Services \$375,000; Antioch Senior Center \$300,000; CR Neal Center \$200,000; Community Medicine Foundation \$250,000; The Medi CRC \$50,000; Resurrection Homeless Shelter \$100,000; Phillis Wheatley Center \$25,000; Lisa School House Rocks \$50,000; Emma Wright Fuller Foundation \$50,000; Center for Educational Equity \$25,000; Outstanding Youth Awards \$25,000; Pleasant Valley Connection \$25,000; Community Wellness Group \$100,000; St. John Community Holistic Wellness Center \$100,000; SC Cervical Cancer Awareness Initiative \$161,000; Medical Ministries Inc. \$8,000; Camp Happy Days \$237,500; Community Health Worker Pilot Program \$1,900,000; New Morning Foundation \$750,000; Nurse Family Partnership \$250,000; Brain Injury Association \$100,000; Shoreline Behavioral Health Services Facility Expansion \$1,000,000; Vital Aging of Williamsburg \$300,000; South Carolina HIV Council "The Wright Wellness Center" \$300,000; M.A.D. USA (Men Against Domestic Violence) \$330,763; and Sea Haven for Youth Health Care for Homeless Youth \$50,000;~~

~~(75) \$6,548,300 shall be appropriated for Law Enforcement purposes as follow: K050—Department of Public Safety: Lancaster Sheriff's Office Armored Vehicle \$340,000; Sumter County Sheriff's Office \$500,000; Sumter Police Department \$750,000; Dillon County Sheriff's Office Officer Equipment \$398,000; Beaufort Crime Lab \$500,000; Fairfax Law Enforcement Building Renovation \$350,000; Laurens County Sheriff's Office Operations and Training Building \$250,000; Florence County Sheriff's Office Equipment/Renovations \$153,500; Newberry County Sheriff's Department Emergency Call Equipment \$225,000; Greenwood Sheriff's Department Police Cars \$300,000; Allendale County Sheriff's Office New Building \$176,800; and Body Cameras—Florence County Sheriff's Office Program Implementation \$1,000,000; N080—Department of Probation, Parole and Pardon Services: Laurens County Office Facility Renovations \$238,000; Turning Leaf Expansion Campaign \$667,000; Paths to Wholeness, Inc.—Pilot Re-entry Program \$100,000; and Rock of Ages (Fresh Start Transition Program) \$250,000; and N120—Department of Juvenile Justice: PACE Center for Girls \$350,000;~~

~~(76) \$12,920,000 shall be appropriated for Local Government purposes as follow: E240—Office of Adjutant General: Swift Water Rescue Team \$50,000; Undeclared Tornado Disaster Reimbursement—Seneca \$2,500,000; Newberry County Emergency Management \$50,000; and Information Technology for JAG Branch of State National Guard \$200,000; L060—Department on Aging: Orangeburg Senior Community Center \$50,000; and Fairfax Senior Citizen's Building \$300,000; D500—Department of Administration: Tri-City Visionaries Weatherization and Energy Related Home Repairs \$200,000; U120—Department of Transportation: Historic T Bridge Repairs—City of Gaffney \$500,000; Forest Lake Place Bridge \$500,000; Five Points Road Funding \$850,000; Interchange Justification Report Rebuilding Exit on I-85 \$1,000,000; City of Forest Acres Bridge Replacement \$500,000; and Palmetto Trail Highway 301 Pedestrian Bridge \$1,600,000; and X220—Aid to Subdivisions—State Treasurer:~~

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~~Latta Revitalization Commission \$75,000; AmeriCorps SC \$200,000; Goose Creek Amphitheater Construction \$1,500,000; Cyber Security/Base Camp Equipment and Staff Training \$450,000; Mayson Crossroad Community Center Upgrades \$25,000; Dacusville Heritage Pavilion \$25,000; Town of Liberty \$40,000; City of Pickens \$55,000; Trinity Education Community and Conference Center \$200,000; Diane's Call \$100,000; Pineville Antioch Multi-purpose Building \$240,000; Upstate Family Resource Center \$350,000; Town of Jenkinsville Town Hall Resource Center \$50,000; St. Lawrence Community Center Upgrades \$250,000; Green Pond Resource Center Equipment Purchase \$25,000; Sheldon Township Project \$25,000; Dorchester Paws Facility Upgrades \$350,000; Town of Brunson \$50,000; Town of Gifford \$40,000; Town of Furman \$40,000; Mill Town Theater \$220,000; Town of Pendleton \$250,000; and Salem Community Center Renovations \$60,000;~~

~~(77) \$94,243,600 shall be appropriated for Sports, Recreation, Tourism, and Agriculture purposes as follows: H790 Department of Archives and History: Pickens County Historical Updates \$25,000; Hagood Mill \$100,000; Dorchester Heritage Center \$480,000; Drayton Hall Preservation Trust \$250,000; Lincoln Preservation \$450,000; City of Abbeville Barksdale McGowan House Climate Control Repairs \$150,000; Revolutionary War Sites \$400,000; Town of Iva Repair of Historical Building \$50,000; Flagship of Luca Vasquez de Ayllon Shipwreck Survey \$250,000; Georgetown County Historical Society Plantersville Cultural Center Eco-tourism Initiative \$53,500; and Marion County Library Carnegie Library Renovation and Expansion \$250,000; H910 Arts Commission: Greenville Cultural and Arts Center \$19,000,000; Gibbes Art Museum \$500,000; Sumter Opera House \$15,000,000; Spartanburg County Foundation Cultural Movement \$340,000; Chapman Cultural Center's Mayfair Mills Art Studios \$225,000; Charleston Food and Wine Festival \$200,000; Spoleto Festival \$500,000; South Sumter Art Park Project \$550,000; SC Artisans Center \$200,000; The Renaissance Foundation \$400,000; and Hartsville Center Theatre \$500,000; J160 Department of Disabilities and Special Needs: Special Olympics South Carolina \$250,000; J040 Department of Health and Environmental Control: City of Myrtle Beach Ocean Outfall \$500,000; and City of North Myrtle Beach Ocean Outfall \$500,000; P240 Department of Natural Resources: Port Royal Multi-use Building Upgrades and Shrimp Dock Repairs \$500,000; Feral Swine Eradication \$500,000; Greenwood County Boat Ramp \$300,000; Steel Creek Boat Landing Repair \$200,000; and Port Royal Shrimp Dock \$400,000; P280 Department of Parks, Recreation and Tourism: Myrtle Beach Safety Barriers \$250,000; Lexington County Convention Center \$1,000,000; Friends of the Green Crescent Trail \$200,000; Aiken County Railroad Museum \$205,000; Dolly Cooper Park Improvement \$350,000; Lee State Park Equestrian Center \$100,000; Dreher Island State Park Upgrades \$150,000; Kings Mountain State Park Upgrades \$600,000; Surfside Pier \$500,000; Doko Meadows Park Security Improvements \$250,000; Marlboro Civic Center \$500,000; Eagles Fields Baseball League \$50,000; Murrells Inlet Dredging \$2,000,000; Downtown Spartanburg Infrastructure \$12,000,000; Alvin Community Center \$30,000; Stump Removal Lake Marion \$300,000; Florence County Civic Center \$1,000,000; Fairfield County Recreation Facilities \$150,000; Martin Luther King Park Upgrades \$25,000; Explore Black Charleston/Columbia \$50,000; Winding Woods Building Pad \$500,000; Pine Hill Building Pad \$500,000; Calhoun County Museum Preservation \$100,000; Town of Timmonsville Park \$100,000; Palmetto Trail Columbia/Elmwood Greenway \$500,000; Miracle Park \$500,000; Southeastern Wildlife Expo \$300,000; Charleston Visitor Center \$1,500,000; SC Aquarium \$2,000,000; Mother Emanuel Foundation Capital Infrastructure \$4,000,000; Lee County Tennis Center \$250,000; Palmetto Trail Phase 3 \$1,000,000; Lower Richland Diamond Fest \$30,000; African American Tourism Institute \$50,000; Black Cowboy Festival \$50,000; Park~~

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~~Campground Comfort Station/Rest Station Renovations \$500,000; Colleton County Miracle League Field \$450,000; Town of Piedmont Replace Saluda River Foot Bridge \$250,000; South Sumter Park Improvements \$500,000; Columbia Convention Center Renovation \$9,000,000; ArtFields Collective \$500,000; Shot Pouch Greenway and Swan Lake Iris Gardens Improvements \$1,500,000; City of Conway Revitalization \$500,000; Morris Island Lighthouse \$350,000; Brookland Center Community Programs \$300,000; Cayce History Park \$1,000,000; Amazing Grace Park, The Clementa Pinckney Park \$500,000; Gordon Park/Dillon County Parks and Recreation \$300,000; Wateree River Veterans Park \$200,000; Town of Hodges Park Completion \$50,000; Greenwood County Parks and Tourism Grants \$75,000; and Calhoun Falls Marina \$1,000,000; E260 Department of Veterans' Affairs: Shaw Welcome Center \$750,000; and Dolly Cooper Veterans Cemetery Hearse \$60,000; P160 Department of Agriculture: Colleton County Food Assistance Program \$350,000; Berkeley County Agricultural Educational Exhibition Area \$950,000; and Town of Mayesville Grant Matching Funds \$45,100; and P360 Patriots Point Development Authority: National Medal of Honor Museum \$1,000,000;~~

~~(78) \$14 shall be appropriated for Miscellaneous purposes as follows: H630 Department of Education: Reading Partners \$1; L120 Governor's School for Agriculture at John De La Howe: Agriculture Shop Facility \$1; Greenhouse Facility \$1; Residential Hall Renovation \$1; and L.S. Brice School Renovation \$1; J120 Department of Mental Health: Harris Hospital Renovation \$1; P200 Clemson University PSA: Pee Dee Research & Extension Building Repairs \$1; P280 Department of Parks, Recreation and Tourism: Anderson Civic Center Renovations \$1; P320 Department of Commerce: SC TAC \$1; N120 Department of Juvenile Justice: Security Upgrades Phase 1 of 2 \$1; and Midlands Evaluation Center Booking and Intake Area \$1; R040 Public Service Commission: Outside Expert Consultants for SC Energy Act \$1; U200 County Transportation Funds: Pickens County Transportation Commission Reduce Easley Traffic Congestion \$1; E160 Office of State Treasurer: Mid Year Reduction Fund \$1; and U120 Department of Transportation: Infrastructure Maintenance Trust Fund \$1;~~

~~(79) U120 Department of Transportation  
Rest Areas Renovation..... \$40,000,000;~~

~~(80) U200 County Transportation Funds  
County Transportation Committees..... \$50,000,000.~~

~~(C) Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.~~

**118.18 DELETE** (SR: Tax Credits) Directs that rehabilitation expenses on a property located within half a mile of a public university with a student enrollment of at least 30,000 in a business district with a commercial vacancy rate of at least 10% qualifies for the SC Abandoned Buildings Revitalization Act tax credit if the building has been unoccupied for at least one year at the time of filing a notice to rehabilitate and if rehabilitation expenses are estimated to exceed \$25,000,000. Provides qualifications for tax credit eligibility.  
**WMC:** DELETE proviso.

~~**118.18.** (SR: Tax Credits) For the income tax year that begins in the current fiscal year, rehabilitation expenses made at a property that is located within half a mile of a public university with an enrollment of at least 30,000 students in a business district that has a commercial vacancy rate of at least ten percent qualify for the tax credit provided under the South Carolina Abandoned Buildings Revitalization Act, Title 12, Chapter 67, if the building has been unoccupied for at least one year at the time of the filing of notice of intent to rehabilitate for the tax credit, and the~~

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~~estimated rehabilitation expenses are in excess of \$25,000,000 with respect to the entire abandoned building, without regard to any subdivision of the abandoned building into separate units or parcels. To qualify under this provision, a notice of intent to rehabilitate for the abandoned building site shall be filed during the current fiscal year, and the municipality or county in which the building site is located shall certify the building site pursuant to Section 12-67-160(A) of the 1976 Code making appropriate adjustments to such certification to be consistent with this provision. Qualifying rehabilitation expenses incurred with respect to such a property shall be eligible for the credit when placed in service; provided, however, that construction must begin on the property prior to the end of the current fiscal year. For purposes of this provision, construction shall be deemed to begin when the building permit is issued for the property. Except as provided herein, the Act shall remain unchanged.~~

**118.19 ADD (SR: Nonrecurring Revenue) WMC:** ADD new proviso to appropriate non-recurring revenue to various agencies for Fiscal Year 2022-23, generated from specific sources.

*118.19. (SR: Nonrecurring Revenue) (A) The source of revenue appropriated in subsection (B) is nonrecurring revenue generated from the following sources:*

- (1) \$933,656,259 from Fiscal Year 2019-20 Contingency Reserve Fund;*
- (2) \$1,901,589,014 from Fiscal Year 2021-22 Projected Surplus;*
- (3) \$16,832,497 from Fiscal Year 2021-22 Debt Service in Excess Obligation; and*
- (4) \$51,739,819 from Litigation Recovery Account.*

*Any restrictions concerning specific utilization of these funds are lifted for the specified fiscal year. The above agency transfers shall occur no later than thirty days after the close of the books on Fiscal Year 2021-22 and shall be available for use in Fiscal Year 2022-23, except as provided for in item (52)(g).*

*This revenue is deemed to have occurred and is available for use in Fiscal Year 2022-23 after September 1, 2022, following the Comptroller General's close of the state's books on Fiscal Year 2021-22.*

*(B) The appropriations in this provision are listed in priority order. Item (1) must be funded first and each remaining item must be fully funded before any funds are allocated to the next item. Provided, however, that any individual item may be partially funded in the order in which it appears to the extent that revenues are available.*

*The State Treasurer shall disburse the following appropriations by September 30, 2022, for the purposes stated:*

- (1) F310 - General Reserve Fund*
  - (a) General Reserve Fund Contribution ..... \$64,024,852;*
  - (b) General Reserve Fund Additional Contribution..... \$209,194,431;*
  - (c) Capital Reserve Fund..... \$104,597,215;*
- (2) F300 - Employee Benefits*
  - (a) SCRS and PORS Contributions - Act 13 of 2017..... \$115,000,000;*
  - (b) Employee Bonus ..... \$45,793,437;*

*(2.1) From the funds appropriated to Statewide Employee Benefits for Bonus Pay, effective on the first pay date that occurs on or after October 17, 2022, the Department of Administration shall allocate to state agencies \$45,793,437 to provide for a one-time lump sum bonus. Each permanent state employee, in a full-time equivalent position, who has been in continuous state service for at least six months prior to July 1, 2022, shall receive an \$1,500 one-time lump sum payment. This payment is not a part of the state employee's base salary and*

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is not earnable compensation for purposes of employer or employee contributions to respective retirement systems. This appropriation may be used for payments to employees only in the same ratio as the employee's base salary is paid from appropriated sources and the employing agency shall pay the bonus for federal and other funded full-time equivalent positions employees from federal or other funds available to the agency in the proportion that such funds are the source of the employee's salary. The earnings limitation on bonuses in Proviso 117.52 of this Act does not apply to this bonus. For institutions of higher education, the funds received for this bonus may be used without uniformity. Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.

- (3) H630 - State Department of Education
  - (a) Capital Funding for Disadvantaged Schools..... \$110,000,000;
  - (b) Bus Lease/Purchase..... \$12,000,000;
  - (c) State Aid to Classrooms-Maintenance of Effort  
and Equity ..... \$10,000,000;
- (4) H710 - Wil Lou Gray Opportunity School  
Renovations and Maintenance..... \$200,000;
- (5) H750 - School for the Deaf and Blind  
Renovation of Educational Buildings ..... \$4,000,000;
- (6) L120 - Governor's School for Agriculture at John de la Howe  
Cafeteria Upgrade ..... \$50,000;
- (7) H670 - Educational Television Commission  
Regional Studio Construction Enhancements..... \$35,000,000;
- (8) H640 - Governor's School for Arts and Humanities  
Dining Hall Expansion and Furniture Replacement - Phase I... \$512,950;
- (9) H950 - State Museum (State Museum Commission)
  - (a) Permanent Galley Renovation - Reimagine the  
Experience (RTE): Phase 3..... \$3,375,000;
  - (b) Museum's IT Network Upgrade..... \$110,000;
- (10) H960 - Confederate Relic Room and Military Museum Commission
  - (a) Collections Storage Infrastructure ..... \$95,000;
  - (b) SC Vietnam Veterans Program..... \$30,000;
- (11) H030 - Commission on Higher Education  
AmeriCorps Grant (Four years of match)..... \$240,000;
- (12) H090 - Citadel  
Engineering Building..... \$15,915,510;
- (13) H120 - Clemson University  
Maintenance, Renovation, and Replacement..... \$7,500,000;
- (14) H150 - University of Charleston  
Maintenance, Renovation, Replacement, and Expansion..... \$12,500,000;
- (15) H180 - Francis Marion  
Environmental Science and Forestry Building..... \$8,000,000;
- (16) H210 - Lander  
Maintenance, Renovation, and Replacement..... \$6,000,000;
- (17) H240 - SC State  
Maintenance, Renovation, and Replacement..... \$25,000,000;
- (18) H270 - USC - Columbia  
Tucker Center ..... \$9,000,000;

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<u>(19) H340 - USC - Upstate</u>	
<u>Library.....</u>	<u>\$5,000,000;</u>
<u>(20) H390 - USC - Sumter</u>	
<u>Health, Wellness, and Athletic Facilities.....</u>	<u>\$9,000,000;</u>
<u>(21) H470 - Winthrop</u>	
<u>(a) Maintenance, Renovation, and Replacement.....</u>	<u>\$6,000,000;</u>
<u>(b) Wofford Hall and Richardson Hall.....</u>	<u>\$6,000,000;</u>
<u>(c) Dinkins and Dacus Library Renovation .....</u>	<u>\$5,000,000;</u>
<u>(22) H510 - Medical University of South Carolina - MUSC</u>	
<u>(a) Purchase of Old Roper St. Francis Hospital.....</u>	<u>\$15,000,000;</u>
<u>(b) Hospital Authority - SC Children's Hospital Collaborative Infrastructure .....</u>	<u>\$10,000,000;</u>
<u>(23) H590 - Board for Technical and Comprehensive Education</u>	
<u>(a) Aiken Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$1,594,882;</u>
<u>(b) Central Carolina Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$10,000,000;</u>
<u>(c) Denmark Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$10,000,000;</u>
<u>(d) Florence-Darlington Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$2,517,863;</u>
<u>(e) Greenville Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$6,611,981;</u>
<u>(f) Horry-Georgetown Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$4,490,718;</u>
<u>(g) Midlands Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$6,072,254;</u>
<u>(h) Northeastern Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$1,107,253;</u>
<u>(i) Orangeburg-Calhoun Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$1,760,379;</u>
<u>(j) Piedmont Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$3,385,072;</u>
<u>(k) Spartanburg Community College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$3,051,605;</u>
<u>(l) Technical College of the Lowcountry</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$1,551,771;</u>
<u>(m) Tri-County Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$4,234,139;</u>
<u>(n) Trident Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$7,080,626;</u>
<u>(o) Williamsburg Technical College</u>	
<u>Maintenance, Renovation, and Replacement .....</u>	<u>\$1,000,000;</u>
<u>(p) Central Carolina Technical College -</u>	
<u>Academic Building .....</u>	<u>\$19,000,000;</u>
<u>(q) Florence-Darlington Technical College -</u>	
<u>Darlington County Campus.....</u>	<u>\$20,000,000;</u>

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<u>(r) Horry-Georgetown Technical College - Grand Strand Campus Renovation</u> .....	\$5,000,000;
<u>(s) Orangeburg-Calhoun Technical College - Advanced Manufacturing Building</u> .....	\$8,000,000;
<u>(t) Tri-County Technical College - Transportation, Logistics, and Utility Center</u> .....	\$6,000,000;
<u>(u) Trident Technical College - Berkeley Campus</u> .....	\$6,000,000;
<u>(v) York Technical College - Baxter Hood Center</u> .....	\$28,000,000;
<u>(24) H730 - Vocational Rehabilitation</u>	
<u>(a) Technology Infrastructure</u> .....	\$269,250;
<u>(b) ADA Compliant Vehicle Replacement</u> .....	\$520,000;
<u>(c) Berkeley-Dorchester VR Center Re-roofing</u> .....	\$494,000;
<u>(d) Conway VR Center Re-roofing</u> .....	\$540,000;
<u>(e) Rock Hill VR Center Re-roofing</u> .....	\$604,000;
<u>(25) J020 - Department of Health &amp; Human Services</u>	
<u>(a) Behavioral Health Capacity</u> .....	\$61,500,000;
<u>(b) Rural Health Network Revitalization</u> .....	\$6,000,000;
<u>(c) Healthcare Compliance Programs</u> .....	\$5,000,000;
<u>(d) Youth Psychiatric Residential Treatment Facility</u> .....	\$5,000,000;
<u>(e) Medical Contracts</u> .....	\$2,000,000;
<u>(f) Pregnancy Crisis Centers</u> .....	\$2,400,000;
<u>(g) Camp Happy Days</u> .....	\$150,000;
<u>(26) J040 - Department of Health &amp; Environmental Control</u>	
<u>(a) EMS Association Recruitment and Retention</u> .....	\$1,600,000;
<u>(b) Public Health Laboratory</u> .....	\$104,400,000;
<u>(c) Water Quality</u> .....	\$50,000,000;
<u>(d) PFAS Remediation</u> .....	\$25,000,000;
<u>(e) Ocean Outfalls - Myrtle Beach and North Myrtle Beach</u> ...	\$10,000,000;
<u>(f) ePermitting Project Completion</u> .....	\$5,039,612;
<u>(g) New Morning Foundation</u> .....	\$1,875,000;
<u>(27) J120 - Department of Mental Health</u>	
<u>State Veterans Nursing Homes</u> .....	\$30,600,000;
<u>(28) J160 - Department of Disabilities &amp; Special Needs</u>	
<u>(a) Community Based Services</u> .....	\$140,000;
<u>(b) South Carolina Genomic Medicine Initiative at Greenwood Genetic Center</u> .....	\$2,000,000;
<u>(29) L040 - Department of Social Services</u>	
<u>Title IV-E Annualization</u> .....	\$9,000,000;
<u>(30) L060 - Department on Aging</u>	
<u>(a) American Rescue Plan (State Match)</u> .....	\$3,553,000;
<u>(b) HUD Home Modification</u> .....	\$150,000;
<u>(31) L080 - Department of Children's Advocacy</u>	
<u>(a) Foster Care Review Board Advocacy Upgrade</u> .....	\$150,000;
<u>(b) Administration and Investigations Unit Development</u> .....	\$25,000;
<u>(32) H790 - Department of Archives &amp; History</u>	
<u>(a) SC American Revolution Sestercentennial Commission</u> .....	\$4,399,000;
<u>(b) Historic Preservation State Grant Fund</u> .....	\$500,000;

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- (c) Agency Digital Conversion to Cloud Storage..... \$250,000;
- (d) African American History Curriculum..... \$100,000;
- (33) H910 - Arts Commission
  - (a) Resources to Support Community Arts Organizations ..... \$3,000,000;
  - (b) Creative Place Making Pilot in Rural Communities ..... \$500,000;
- (34) P120 - Forestry Commission
  - (a) Fire Support Aircraft..... \$425,000;
  - (b) Wee Tee State Forest Bridge Replacement..... \$4,500,000;
- (35) P160 - Department of Agriculture
  - Local Farmers Markets Enhancements ..... \$3,000,000;
- (36) P200 - Clemson - PSA
  - (a) Critical PSA Infrastructure..... \$3,626,000;
  - (b) Edisto Research and Education Center Research  
Infrastructure Upgrades and Expansion..... \$7,000,000;
- (37) P210 - SC State - PSA
  - (a) Expansion of Emerging Agribusiness Programs..... \$1,500,000;
  - (b) Small Business Digital Technologies Transformation..... \$585,000;
  - (c) Youth Residential Cabin at Historic Camp  
Harry E. Daniels ..... \$2,000,000;
  - (d) The South Carolina Limnology Research Center..... \$2,000,000;
- (38) P280 - Department Parks, Recreation & Tourism
  - (a) Regional Promotions - SCATR..... \$1,100,000;
  - (b) Murrells Inlet Dredging..... \$25,000,000;
  - (c) State Park Enhancements ..... \$19,000,000;
  - (d) Destination Specific Grants..... \$15,000,000;
  - (e) Edisto Beach Renourishment..... \$7,500,000;
  - (f) Cabin Construction and Renovations..... \$4,000,000;
  - (g) Regional Tourism Advertising ..... \$4,000,000;
  - (h) Hunting Island..... \$500,000;
  - (i) Statewide Exhibits..... \$500,000;
  - (j) Charles Towne Landing Animal Forest Enclosure  
Repairs and Upgrades..... \$500,000;
  - (k) Asbestos, Mold, Mildew, and Lead Abatement - Phase 6.... \$500,000;
- (39) P320 - Department of Commerce
  - (a) Strategic Economic Development Infrastructure ..... \$83,000,000;
  - (b) Camp Hall Rail..... \$25,000,000;
  - (c) Closing Fund ..... \$25,000,000;
  - (d) International Boulevard Diversion..... \$22,000,000;
  - (e) Radar Relocation..... \$20,000,000;
  - (f) Spartanburg Downtown Development Infrastructure ..... \$10,500,000;
  - (g) LocateSC..... \$10,000,000;
  - (h) SC Technology and Aviation Center..... \$9,000,000;
  - (i) South Carolina Association for Economic Development .... \$2,000,000;
- (39.1) There is established a pilot program within the Department of Commerce named the Public/Private Partnerships – Emergency Services Fund for the purpose of funding projects that increase a local government’s emergency services capacity and capability. Every project must involve investment and participation by both private companies and local governments in

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order to be eligible for funding. The Department of Commerce will provide an annual update by January 15 of each year to the Chairmen of the Senate Finance Committee and Ways and Means Committee until all funds are expended. Any unexpended funds at the end of the fiscal year shall be carried forward and expended in the current fiscal year for the same purposes.

- (40) Y140 - State Ports Authority
  - Naval Base Intermodal Facility and Container
  - Barge Infrastructure..... \$126,900,000;
- (41) P240 - Department of Natural Resources
  - (a) Law Enforcement - New Class and Operating ..... \$676,500;
  - (b) Water Planning, Mapping, and Monitoring ..... \$2,300,000;
  - (c) Land Conservation ..... \$68,250,000;
  - (d) Infrastructure Needs ..... \$15,100,000;
  - (e) Waterfowl Impoundments Infrastructure Maintenance ..... \$2,727,000;
  - (f) Vehicle Rotation ..... \$1,000,000;
  - (g) Field/Regional Office and Building Maintenance ..... \$1,000,000;
- (42) P400 - Conservation Bank
  - Conservation Grant Funding..... \$30,000,000;
- (43) E200 - Attorney General
  - (a) Crime Victim Assistance Funding ..... \$25,367,000;
  - (b) Dennis Building Infrastructure Upgrades ..... \$15,000,000;
  - (c) SC Child ID Program ..... \$3,000,000;
- (44) E210 - Prosecution Coordination Commission
  - (a) Agency Technology Equipment and Software ..... \$406,000;
  - (b) Solicitor Technology Equipment and Software ..... \$9,600,000;
- (45) D100 - State Law Enforcement Division - SLED
  - (a) Agency Personnel and Equipment ..... \$2,357,200;
  - (b) Animal Fighting Enforcement..... \$72,600;
  - (c) Bell Helicopter..... \$15,000,000;
  - (d) Forensic Breath Testing Units..... \$2,562,500;
  - (e) Florence County Office Space..... \$4,000,000;
  - (f) Vehicle Rotation ..... \$1,000,000;
- (46) K050 - Department of Public Safety
  - (a) Local Body Camera and Vests Grants Programs..... \$20,000,000;
  - (b) Vehicle Rotation ..... \$3,000,000;
  - (c) Governor's Law Enforcement Award..... \$30,000;
- (47) N200 - Law Enforcement Training Council (Criminal Justice Academy)
  - (a) Center for Excellence in Policing and Public Safety..... \$10,000,000;
  - (b) Dormitory Restrooms Renovation ..... \$1,240,553;
- (48) N040 - Department of Corrections
  - (a) Critical Deferred Maintenance Projects ..... \$10,000,000;
  - (b) Agency Critical Equipment Replacement ..... \$37,013,067;
  - (c) Goodman Classroom & Mental Health Services
    - Modular Buildings..... \$1,350,000;
  - (d) Expansion of K-9 Unit at Level III Lee
    - Correctional Institution..... \$352,500;
  - (e) Command Center Security Operations & Weapons
    - Upgrade/Replacement..... \$263,710;

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(f) <u>CDL Training School Modification</u> .....	\$192,000;
(49) <u>N080 - Department of Probation, Parole &amp; Pardon Services</u>	
(a) <u>Agency Equipment</u> .....	\$3,910,683;
(b) <u>Information Technology Computer Network Refresh</u> .....	\$1,236,051;
(c) <u>Live Scan</u> .....	\$998,921;
(50) <u>N120 - Department of Juvenile Justice</u>	
<u>SMI Youth Facility</u> .....	\$20,000,000;
(51) <u>R520 - State Ethics Commission</u>	
<u>Investigator IV</u> .....	\$28,150;
(52) <u>L360 - Human Affairs Commission</u>	
(a) <u>Security Cameras</u> .....	\$60,000;
(b) <u>Public Information IT</u> .....	\$70,000;
(c) <u>Cisco Switches Replacement</u> .....	\$9,000;
(53) <u>L460 - Commission for Minority Affairs</u>	
<u>Technology Infrastructure Upgrades</u> .....	\$250,000;
(54) <u>R080 - Workers Compensation Commission</u>	
<u>IT Legacy System Modernization Project</u> .....	\$5,000,000;
(55) <u>R360 - Department of Labor, Licensing &amp; Regulation</u>	
(a) <u>Emergency Response Task Force - USAR - SC Task Force 1 Equipment</u> .....	\$12,000,000;
(b) <u>State Fire Marshal - USAR Funding</u> .....	\$5,000,000;
(c) <u>Emergency Response Task Force - Regional Team Equipment</u> .....	\$5,000,000;
(d) <u>Agency Technology Upgrades</u> .....	\$2,000,000;
(e) <u>EMT Training</u> .....	\$850,000;
(56) <u>R400 - Department of Motor Vehicles</u>	
(a) <u>CDL Testing Site Expansion</u> .....	\$3,201,370;
(b) <u>Established Motor Carrier Service State Program</u> .....	\$1,092,000;
(57) <u>R600 - Department of Employment &amp; Workforce</u>	
<u>Be Pro Be Proud - Final Phase</u> .....	\$642,500;
(58) <u>U120 - Department of Transportation</u>	
(a) <u>Rural Interstate Funding</u> .....	\$176,500,242;
(b) <u>Surface Transportation Resiliency Studies</u> .....	\$5,000,000;
(59) <u>U200 - County Transportation Funds</u>	
<u>CTC Acceleration</u> .....	\$250,000,000;
(60) <u>U300 - Division of Aeronautics</u>	
<u>Statewide Airport Growth Response</u> .....	\$65,000,000;
(61) <u>C050 - Administrative Law Court</u>	
(a) <u>Computer Equipment Maintenance</u> .....	\$423,385;
(b) <u>Renovations and Furniture</u> .....	\$923,028;
(62) <u>A170 - Legislative Services</u>	
<u>Enterprise Software Systems</u> .....	\$8,500,000;
(63) <u>D300 - Office of Resilience</u>	
<u>Disaster Relief and Resilience Reserve Fund</u> .....	\$87,500,000;
(64) <u>D500 - Department of Administration</u>	
(a) <u>Facilities Management - Maintenance Projects</u> .....	\$10,000,000;
(b) <u>Digital Government Transformation</u> .....	\$6,500,000;

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- (65) E160 - State Treasurer
    - Disaster Trust Fund..... \$137,850,000;
  - (66) E240 - Adjutant General
    - (a) IT Network Migration License Fees ..... \$195,000;
    - (b) Olympia Armory Renovation ..... \$3,040,450;
    - (c) Armory Revitalization Funding ..... \$2,500,000;
    - (d) SCEMD - Building Repairs ..... \$221,000;
    - (e) SCEMD - Replacement of HVAC Units (Phase 3 of 3) ..... \$172,000;
  - (67) E260 - Department of Veterans' Affairs
    - (a) Military Affairs Expansion ..... \$8,000;
    - (b) Mobile Service Capability ..... \$1,283,380;
    - (c) Veteran Transition Homes ..... \$10,000,000;
    - (d) Military Enhancement Fund ..... \$10,000,000;
  - (68) X220 - Aid to Subdivisions - State Treasurer
    - Council of Governments Supplement Increase ..... \$1,000,000.
- (C) Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.

**118.20 ADD** (SR: Savannah River Site Litigation) **WMC:** ADD new proviso to appropriate nonrecurring revenue generated from the Savannah River Site Litigation to various agencies for Fiscal Year 2022-23.

**118.20.** (SR: Savannah River Site Litigation) (A) The source of revenue appropriated in subsection (B) is nonrecurring revenue generated from the Savannah River Site Litigation in the amount of \$525,000,000.

Any restrictions concerning specific utilization of these funds are lifted for the specified fiscal year. The transfers shall occur no later than thirty days after the close of the books on Fiscal Year 2021-22 and shall be available for use in Fiscal Year 2022-23.

This revenue is deemed to have occurred and is available for use in Fiscal Year 2022-23 after September 1, 2022, following the Comptroller General's close of the state's books on Fiscal Year 2021-22.

(B) The appropriations in this provision are listed in priority order. Item (1) must be funded first and each remaining item must be fully funded before any funds are allocated to the next item. Provided, however, that any individual item may be partially funded in the order in which it appears to the extent that revenues are available.

The State Treasurer shall disburse the following appropriations by September 30, 2022, for the purposes stated:

- (1) H360 - State Department of Education
  - (a) Barnwell County Consolidated High School & CATE Center..... \$110,000,000;
  - (b) Aiken County Public School District ..... \$30,000,000;
  - (c) Allendale School District Capital Improvements..... \$15,000,000;
  - (d) Edgefield County School District Workforce Equipment and Training ..... \$1,600,000;
  - (e) Bettis Academy Preparatory School Renovation and Construction..... \$1,200,000;
  - (f) Fox Creek Athletic Complex ..... \$1,000,000;

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- (2) H590 - Board for Technical and Comprehensive Education
  - (a) Aiken Technical College - Welding Lab ..... \$1,500,000;
  - (b) Piedmont Technical College Advanced  
Manufacturing Center..... \$10,000,000;
- (3) J020 - Department of Health & Human Services  
Aiken Rural Health Service Building and Construction ..... \$6,000,000;
- (4) J040 - Department of Health & Environmental Control
  - (a) North Augusta/Aiken County New Savannah Bluff  
Lock and Dam..... \$15,000,000;
  - (b) Aiken County Storage Tanks and Pump Stations..... \$4,000,000;
  - (c) North Augusta Regional Solid Waste Transfer Station..... \$2,000,000;
- (5) P280 - Department of Parks, Recreation & Tourism
  - (a) Aiken Generational Park ..... \$1,200,000;
  - (b) Aiken Railroad Facilities Renovation and Completion ..... \$900,000;
- (6) P320 - Department of Commerce  
Industrial Park Project in Eastern Aiken County ..... \$10,000,000;
- (7) Y140 - State Ports Authority  
Naval Base Intermodal Facility and Container Barge  
Infrastructure..... \$223,100,000;
- (8) K050 - Department of Public Safety  
Edgefield Law Enforcement Center..... \$18,000,000;
- (9) E240 - Adjutant General
  - (a) National Lab ..... \$20,000,000;
  - (b) Dreamport National Guard ..... \$10,000,000;
  - (c) Cyber Initiative - Fort Gordon Army Cyber  
Command Center ..... \$15,000,000;
- (9) X220 - Aid To Subdivisions - State Treasurer
  - (a) City of Aiken/Aiken County - Redevelopment and  
Economic Development in Downtown Aiken ..... \$20,000,000;
  - (b) Allendale CV Bing Community Center ..... \$4,500,000;
  - (c) Barnwell Multipurpose Building..... \$2,000,000;
  - (d) Blackville Multipurpose Space..... \$2,000,000;
  - (e) Williston City Park Multipurpose Building..... \$1,000,000.