

**SUMMARY OF PROVISO CHANGES FOR FY 2023-2024
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 a calculation to determine allocation of funds based on the total number of weighted pupil units. Provides for the distribution of funds to the SC Public Charter School District. Requires RFA to document annually the expenditure of all funds by each district. Requires the department and the EOC provide links to this information on their websites. Provides pupil classification weightings.
WMC: AMEND proviso to update total pupil count and funding per pupil. Updates the State Minimum Teacher Salary Schedule. Updates the salary cost amount and fiscal year references. Adds additional items to be included for sources of funding to be received by districts. Deletes RFA’s requirement to convene with educators, parents, citizens, and policymakers to provide recommendations regarding the design of the financial dashboard by January 1. Deletes requirement that special districts, career centers, and alternative schools will receive the amount they received in the prior fiscal year. Directs SDE to allocate funds received for health insurance for school districts to school districts proportionately utilizing weighted pupil units, and to allocate district funds received for retirement benefits through the State Aid to Classrooms formula.
- 1.20** **AMEND** (SDE: Proviso Allocations) Allows the department to reduce any allocation designated by proviso in Section 1 by the BEA revenue reduction percentage amount, while restricting the reduction of teacher salary allocations.
WMC: AMEND proviso to delete the reference to the EFA allocation to the SC Public Charter School District. Deletes the references that the reduction may not be greater than the total percentage reduction of the appropriation and the restriction of reduction of teacher salary allocations.
- 1.21** **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. *Companion to EIA proviso 1A.13.*
WMC: AMEND proviso to change the reference from the “2022-2023” school year to the “current” school year.
- 1.30** **AMEND** (SDE: Education Finance Act Reserve Fund) Establishes the EFA Reserve Fund. Directs that unexpended EFA general funds are to be transferred to the reserve fund. Directs that if insufficient funds are appropriated to fully fund the base student cost, the reserve fund may be used to supplement the funds appropriated. Authorizes unexpended funds to be carried forward.
WMC: AMEND proviso to update references from “Education Finance Act” to “State Aid to Classrooms”. Delete reference to “base student cost” and insert “designated student-teacher ratio.” Delete reference to EFA funds being utilized for bus purchase. Requested by the Department of Education.

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- 1.39** **AMEND** (SDE: Impute Index Value) Provides a methodology for the Department of Revenue to use for calculating the index of taxpaying ability for the current fiscal year.
WMC: AMEND proviso to delete reference to “EFA” and insert “General Appropriations Act.” Requested by the Department of Education.
- 1.40** **AMEND** (SDE: EFA State Share) Provides a supplement to a school district that does not recognize a share of State Aid to Classrooms funding by an amount equal to 70% of the least State financial requirement.
WMC: AMEND proviso to update title from “EFA” to “State Aid to Classrooms.” Updates the supplement amount from “seventy” to “seventy-five” percent. Requested by the Department of Education.
- 1.48** **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.26.
WMC: AMEND proviso to allow students attending any authorized charter school or approved institution of higher education to be eligible for participation in CERDEP. Directs that no school district can be denied participation in CERDEP. Updates the minimum rate for instructional costs and transportation costs per student. Requires SDE to offer waivers for students with disabilities to be served in multi-categorical classroom settings. Deletes the requirement that school districts choosing not to participate in CERDEP shall receive the same amount of EIA funds from the previous year from the half day 4K program. Updates funding amount to \$250,000 to provide one-time needs-based grants to private providers expanding service to CERDEP eligible children in communities unable to enroll all students. Deletes that \$1,000,000 may be used to provide grants to public private partnerships for building renovations and designs. Deletes requirement that children eligible for the Child Early Reading Development and Education Program during the COVID-19 crisis but did not participate shall be eligible in FY 2022-23.
- 1.63** **AMEND** (SDE: Special Education Minutes Requirement) Directs the department to waive the required 250 minutes of specialized instruction a student is required to receive in order to qualify for the EFA special education weighting. Allow a special education weighting to be applied for any public school child who has an Individualized Education Program, regardless of the number of minutes of instruction. Requested by the Department of Education.
WMC: AMEND proviso to delete “EFA” and insert “State Aid to Classrooms.”
- 1.69** **AMEND** (SDE: Consolidate Administrative Functions) Allows the State Superintendent of Education, under certain circumstances, to consolidate administrative and professional services of a school district with one or more other school districts. Provides a timeline for a plan to be implemented and directs that if the district fails to comply, the department shall withhold 1% of the district’s EFA allocation until they are in compliance.
WMC: AMEND proviso to delete references to “EFA” and insert “State Aid to Classrooms.” Requested by the Department of Education.
- 1.71** **AMEND** (SDE: Teacher Salaries/SE Average) States that the projected Southeastern average teacher salary is projected to be \$55,898. Requires a local district board of trustees to provide a step increase for all eligible certified teachers. Requires districts to use the district salary schedule

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used in the prior fiscal year as the basis for providing the increase. Suspends the requirement that districts maintain local salary supplements per teacher no less than their prior fiscal year. *Companion to EIA proviso 1A.31.*

WMC: AMEND proviso to update projected teacher salary and fiscal year.

- 1.72** **AMEND** (SDE: School District Hold Harmless) Specifies that districts are held harmless from the Fiscal Accountability Act local school district reserve fund requirement for the fiscal year, upon approval by the department, if there is not an increase in state support disbursed 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 reference to “Fiscal Year 2022-23” and insert “the current fiscal year.”

- 1.74** **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 delete reference to “Fiscal Year 2022-23” and insert “the current fiscal year.”

- 1.75** **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. (A) Authorizes Superintendent of Education to provide maximum financial flexibility, including the authority to carry forward cash balances to local districts adjusting to operations due to COVID-19. (B) Authorizes department cash balances to be carried forward and allows the superintendent to transfer any department appropriations to assist local school districts to use summer reading camps and all other available tools to ensure satisfaction of learning needs. (C) Requires the superintendent to provide a report on the emergency powers exercised 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, 2022.

WMC: AMEND proviso to delete the phrase “adjusting operations.” Deletes “COVID-19” and inserts “pandemic learning loss.” Updates calendar year reference.

- 1.76** **AMEND** (SDE: Formative Assessment Data) Requires districts to ensure that all students in first through eighth grades are assessed using a state approved interim assessment tool during the fall, winter, and spring. Directs school districts to provide 2021-2022 and 2022-2023 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 delete “2022-2023” and insert “current” in reference to the school year. Deletes “2021-2022 and 2022-2023” and inserts “from the prior school year” relating to assessment data scores. Updates reporting date from “January” to “May.”

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- 1.77** **DELETE** (SDE: School District Employees Data) Requires school districts provide a report to the department by October 1, 2021, that details school, district administration, and Career Centers employees and directs that the report specify job duties and indicate the number of individuals who primarily provide classroom instruction. Directs the department compile this information and submit a comprehensive report to the General Assembly.
WMC: DELETE proviso.
- 1.80** **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 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 delete “Fiscal Year 2022-23” and insert “the current fiscal year.”
- 1.81** **AMEND** (SDE: Capital Funding for Disadvantaged Schools) Directs that Capital Funding for Disadvantaged Schools be prioritized as follows: (A) Directs that \$25,000,000 be made available first to local districts consolidating with another district. 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. Directs the department submit to the General Assembly a project informational report by June 30 of each year. Authorizes unexpended funds to be carried forward and used for the same purpose.
WMC: AMEND proviso to update amount of funds available to “\$20,000,000” for consolidating districts. Directs up to \$10,000,000 of the funds to be made available to a local school district consolidating at least three schools into a single campus and consolidating other district-owned educational buildings into a single building. Allows the funds to be used for costs directly related to the consolidation. Directs up to \$20,000,000 of the funds to be made available to school districts for funding facility upgrades aligned with school safety priorities.
- 1.83** **AMEND** (SDE: Retired Teacher Salary Negotiation) Allows school districts to negotiate salaries below the salary schedule when hiring retired teachers for the 2022-23 school year.
WMC: AMEND proviso to update the school year reference.
- 1.85** **AMEND** (SDE: Magnet School Athletics) Allows 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.

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WMC: AMEND proviso to direct any public magnet school which shares a physical campus with another public magnet school to allow any student to participate in a sport not offered at the student's school of enrollment. Adds "determining" and "competition status, or eligibility." Adds that competition status or eligibility also shall not be subjected to a change as a result of compliance with this provision. Deletes the prohibition on expending funds to an organization that prevents a student from playing athletics or changes a school's athletic classification or status. Adds a prohibition on expending funds to an organization that changes or alters athletic classification, eligibility, or competition status as a result of compliance with this provision or to any organization that refuses a student's participation.

1.86 **DELETE** (SDE: Graduation Requirements) Directs that SDE promulgate regulations to update current graduation requirements to include a half credit in personal finance. Requires the regulation to be submitted to the State Board of Education by September 30th.

WMC: DELETE proviso.

1.88 **AMEND** (SDE: READY Program) Requires funds for the READY program to be awarded by the SC First Steps to School Readiness Board of Trustees to First Steps local partnerships through a competitive and targeted grants process. Provides for the requirements of the grant awards. Directs that no more than 10% of the funds appropriated may be distributed to any one county, and no more than 3% may be retained by the Office of First Steps. Requires an annual report to be provided to the General Assembly and the Governor by June 30, 2023.

WMC: AMEND proviso to update the due date of the report.

1.90 **DELETE** (SDE: Dyslexia Screener) Directs SDE to utilize \$1,500,000 to create the Learning Ally - USC Literacy Screener Pilot Project.

WMC: DELETE proviso.

1.92 **AMEND** (SDE: Base Student Cost/EFA) Directs that in FY 2022-23, references to Base Student Cost and EFA for reimbursement purposes shall have the same meaning in the previous fiscal year. Directs that references to Base Student Cost and EFA for withholding purposes means a State Aid to Classroom withholding. Directs SDE to make budget recommendations for changes to Base Student Cost or EFA references in the act.

WMC: AMEND proviso to change "Fiscal Year 2022-23" to "the current fiscal year." Delete the directive for SDE to make budget recommendations for changes to Base Student Cost or EFA references in the act.

1.93 **DELETE** (SDE: Educational Services for Children With Disabilities Report) Directs the department to provide certain data to specific committees in order to determine whether educational services are being delivered effectively and efficiently to children with disabilities by public schools and submit to the Joint Citizens and Legislative Committee on Children and to the Revenue and Fiscal Affairs Office. Requires the department to report on specific information and indicators and submit required reports by August 1, 2022 to the joint committee. Directs the joint committee to submit its findings and a work plan to assess and develop recommendations to the Governor, the General Assembly, SDE, and the State Board of Education by November 1, 2022.

WMC: DELETE proviso.

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- 1.95** **DELETE** (SDE: Teacher Recruitment and Retention) Directs the department establish a task force to examine and propose revisions to improve teacher recruitment, retention, and advancement. Provides composition of and guidelines for the task force. Directs the task force to submit recommendations for reform to the Governor, the Speaker of the House, and the President of the Senate no later than May 31, 2023.
WMC: DELETE proviso.
- 1.96** **AMEND** (SDE: Competency-Based Education) Allows districts to submit a waiver application to the department when seeking to implement competency-based education. Defines competency-based education. Directs the department to create evaluation criteria and guidelines. Directs a participating school to submit data for a biennial review on a form developed by the department. Requires a report summarizing the reviews to be distributed to the Governor and member of the General Assembly no later than June 30, 2023.
WMC: AMEND proviso to update reporting date.
- 1.97** **ADD** (SDE: First Steps Transfer Plan) **WMC:** ADD new proviso to direct the Office of First Steps to work with DOA and EBO, in consultation with SDE, to develop a plan to operate independently from SDE. Includes plan requirements and directs that a report be submitted to the Chairmen of Senate Finance and House Ways and Means and the Governor by 12/1/23. Requested by the Office of First Steps.
- 1.98** **ADD** (SDE: Career Readiness Assessments) **WMC:** ADD new proviso to direct the EOC and State Board of Education to create a waiver by 7/1/23 for districts and high schools to request an exemption from reporting student performance on the career readiness assessment for the 2022-2023 school year if the student is taking the assessment a second time and when it is different from the assessment taken in 11th grade.
- 1.99** **ADD** (SDE: Alternative Education Programs Options) **WMC:** ADD new proviso to direct SDE to create, publish, and provide to all public schools a list of alternative education programs at various institutions to students who are not on track for on-time graduation or who are at risk of dropping out of school. Directs that school counselors should also provide student information those institutions unless the student has opted out pursuant to the Family Educational Rights and Privacy Act. Directs the department to develop an opt-out form for parents or students eighteen or older and make it available on its website.

SECTION 1A - H630 - DEPARTMENT OF EDUCATION-EIA

- 1A.7** **AMEND** (SDE-EIA: Disbursement/Other Entities) Directs a quarterly disbursement by the Department of Revenue directly to other state agencies referenced in the appropriations act with four exceptions listed that receive their full appropriations at the start of the fiscal year. Grants conforming funding authority to the Executive Budget Office.
WMC: AMEND proviso to delete the directive that DOR provide first quarter appropriation of funding for the Charter School District to the SDE.
- 1A.9** **AMEND** (SDE-EIA: Teacher Supplies) Provides guidelines for distributing teacher supply reimbursement of up to \$300 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

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school that are not eligible for this reimbursement, to claim a refundable income tax credit on their 2022 tax return.

WMC: AMEND proviso to change “three hundred dollars” to “\$350.” Updates tax year references.

- 1A.13** **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 135 day mark and directs the department to report this information to the General Assembly. *Companion General Education proviso is 1.21.*

WMC: AMEND proviso to change the reference from the “2022-2023” school year to the “current” school year.

- 1A.19** **AMEND** (SDE-EIA: Accountability Program Implementation) Authorizes the EOC to carry forward unexpended EAA administrative funds and non-awarded Community Block Grants for Education Pilot Program funds and to use these funds for an independent common evaluation of each awarded grant.

WMC: AMEND proviso to delete the carry forward for the EIA SC Community Block Grants for Education Pilot programs. Directs that the carry forward now be used for the Education Data Dashboard funds.

- 1A.26** **AMEND** (SDE: 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 1.48.

WMC: AMEND proviso to allow students attending any authorized charter school or approved institution of higher education to be eligible for participating in CERDEP. Directs that no school district can be denied participation in CERDEP. Updates the minimum rate for instructional costs and transportation costs per student. Requires SDE to offer waivers for students with disabilities to be served in multi-categorical classroom settings. Deletes the requirement that school districts choosing not to participate in CERDEP shall receive the same amount of EIA funds from the previous year from the half day 4K program. Updates funding amount to \$250,000 to provide one-time needs-based grants to private providers expanding service to CERDEP eligible children in communities unable to enroll all students. Deletes that \$1,000,000 may be used to provide grants to public private partnerships for building renovations and designs. Deletes requirement that children eligible for the Child Early Reading Development and Education Program during the COVID-19 crisis, but did not participate shall be eligible in FY 2022-23.

- 1A.31** **AMEND** (SDE: Teacher Salaries/SE Average) States that the projected Southeastern average teacher salary is projected to be \$55,898. Requires a local district board of trustees to provide a step increase for all eligible certified teachers. Requires districts to use the district salary schedule used in the prior fiscal year as the basis for providing the increase. Suspends the requirement that districts maintain local salary supplements per teacher no less than their prior fiscal year. *Companion to General Education proviso 1.71.*

WMC: AMEND proviso to update projected teacher salary and fiscal year.

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- 1A.41 AMEND** (SDE-EIA: EOC-South Carolina Autism Society) Directs that \$500,000 of the EIA funds appropriated for Partnerships, Education Oversight Committee (A85) be transferred quarterly from the EOC to the South Carolina Autism Society for the Autism Parent-School Partnership Program. Requires the society, on or before August 1, 2022, to provide an audit of the society's books from the previous fiscal year to the Chairmen of the Senate Finance and House Ways and Means Committees. Directs that the society provide an updated audit to the Chairmen on or before June 30, 2023.
WMC: AMEND proviso to update calendar year references.
- 1A.51 AMEND** (SDE-EIA: Career and Technology Education) Provides for the distribution and use of Career and Technology Education funds to school districts and multi-district career centers. Requires the district plan contain certain information on other available career and technical equipment and to include charter schools offering at least one career and technical education completer program. Authorizes school districts and career centers to carry forward these funds for the same purpose. Directs that \$125,000 be allocated to the Palmetto Partners for Science and Technology for robotics competition, curriculum, and support.
WMC: AMEND proviso to direct that multi-district career centers that received funds from the State Aid to Classrooms line item in FY 22-23 shall receive at least \$2,750,000 in the current fiscal year.
- 1A.59 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 delete "of Fiscal Year 2022-23" and insert "the current fiscal year."
- 1A.60 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 the fiscal year reference.
- 1A.63 AMEND** (SDE-EIA: Surplus) Requires and provides guidelines for the expenditures of the EIA cash funds and EIA funds of prior fiscal year, not appropriated or authorized to be carried forward.
WMC: AMEND proviso to update the fiscal year reference, items, and dollar amounts for EIA expenditures.
- 1A.69 ADD** (SDE-EIA: Developmental Education and Therapy Services) ADD new proviso to direct that of the funds appropriated for Developmental Education and Therapy Services, \$486,486 shall be allocated to the Meyer Center and \$1,513,514 shall be allocated to Pattison's Academy.

SECTION 3 - H660 - LOTTERY EXPENDITURE ACCOUNT

- 3.4 DELETE** (FY 2022-23 Lottery Funding) Directs expenditure of lottery funds for Fiscal Year 2022-23.

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WMC: DELETE proviso.

- 3.5** **ADD** (LEA: Disclosure of Winner Information) **WMC:** ADD new proviso to direct the board on what personal information pertaining to the winner may and may not be disclosed pursuant to SC FOIA.
- 3.6** **ADD** (LEA: FY 2023 24 Lottery Funding) **WMC:** ADD new proviso to proviso to direct expenditure of lottery funds for FY 2023-24.

SECTION 7 - L120 - GOVERNOR'S SCHOOL FOR AGRICULTURE AT JOHN DE LA HOWE

- 7.1** **DELETE** (JDLHS: Status Offender Carry Forward) Allows unexpended status offender funds distributed to the school from the Department of Education to be carried forward and used for the same purpose.
WMC: DELETE proviso. Requested by the Governor's School for Agriculture at John de la Howe.
- 7.3** **DELETE** (JDLHS: Deferred Salaries Carried Forward) Authorizes the amount of deferred salaries and employer contributions earned in the prior fiscal year for non-twelve month employees to be carried forward. Directs that these funds shall not be included as part of any other authorized carry forward amount.
WMC: DELETE proviso. Requested by the Governor's School for Agriculture at John de la Howe.

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 2022-23.
WMC: AMEND proviso to update fiscal year reference to "the current fiscal year."
- 11.22** **ADD** (CHE: Educator Report Card) **WMC:** ADD new proviso to direct CHE to collaborate with EOC and SDE to create the online educator report card and to utilize \$350,000 of EOC's carried forward funds for this purpose.
- 11.23** **ADD** (CHE: FAFSA) **WMC:** ADD new proviso to direct all high school seniors to complete and submit a FAFSA before high school graduation. Directs CHE and the State Board of Education to develop a form for declining the application and to develop user-friendly resources and information on FAFSA.

SECTION 15 - H150 - UNIVERSITY OF CHARLESTON

- 15.1** **DELETE** (UOC: Institutional Capital Resources) Allows the university to utilize any institutional capital resources to repair McAlister Hall. Directs that any recovery from litigation must be used first to repay allocations made from their capital improvement fee for this renovation.
WMC: DELETE proviso.

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SECTION 23 - H510 - MEDICAL UNIVERSITY OF SOUTH CAROLINA

- 23.5** **DELETE** (MUSC: Campus Renovation Funds) Redirects funds appropriated to MUSC for Statewide Teaching Partnerships to be used for campus renovations and improvements.
WMC: DELETE proviso.
- 23.6** **DELETE** (MUSC: Reginal Medical Center Partnership) Directs MUSC and the Medical University Hospital Authority to partner with the Regional Medical Center in Orangeburg for research and improved access to care in rural and underserved communities.
WMC: DELETE proviso.
- 23.7** **ADD** (MUSC: Admissions) **WMC:** ADD new proviso to prevent funds appropriated to MUSC from being used to conduct admission interviews.

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 subsection (A) relating to the Healthy Outcomes Initiative; (B) directs the department contract with the Center for Community Health Alignment to establish the Community Health Improvement Initiative; deletes language related to the Rural Hospital DSH payment; (C) establishes the Improving Access Initiatives to pursue Medicaid reimbursement and healthcare delivery methodologies; (D) provides for enhancement of the Quality Through Technology and Innovation in Pediatrics (QTIP) Initiative; (E) allows the department to use available funds from the Children's Health Insurance Program to implement the Health Services Initiative to improve the public health of children; (F) deletes the implementation of a methodology to reimburse safety net providers; amends language regarding the methodology allocating money to free clinics throughout the state; deletes obesity education language and the piloting of a behavioral health intervention program; and (H) provides that reports shall be published annually instead of quarterly to evaluate each initiative and report to the House Ways and Means Healthcare Budget Subcommittee and the Senate Finance Health and Human Services Subcommittee.
- 33.21** **DELETE** (DHHS: Medicaid Healthcare Initiatives Outcomes) Requires the department director present a report to the House Ways and Means Healthcare Budget Subcommittee before February 15th on outcomes of Medicaid healthcare initiatives that were enacted during the current fiscal year to improve the well-being of persons receiving services from Medicaid providers.
WMC: DELETE proviso.
- 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

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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; Maternal Mortality Rate, and the Rural Health Network Revitalization Project. Directs the department to investigate the potential use of DSH and/or other allowable and appropriate sources of funds to improve access to medical services in one or more rural communities identified by the department in which such access has been determined to be unstable or at-risk. Authorizes the department to establish a DSH pool or support pool from other available funds for this purpose and allows the department to cap the funds at any time. Exempts DHEC Certificate of Need requirements and regulations for emergency departments or facilities established within 35 miles of its sponsoring hospital that receives dedicated funding. Allows the department to receive proposals or addition of critical health services from rural hospitals. Requires proposals to show that the rural hospital sustainably meets the needs of its rural setting, and states that proposals that replace significantly aged physical plants that preserve or improve health service access shall be given priority. 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 delete reference to the January 2014 report of the SC GME Advisory Group. Deletes references to the Medical Education Advisory Committee and references to recurring funds being used for workforce development and the Aging Geriatric Physicians Loan Forgiveness Program. Deletes references to Maternal Mortality Reduction. Allows the department to establish a grant program to implement delivery models or capital improvements to enhance access to health care services. Directs the department to publish grant criteria and guidelines. Directs the department to report the status of outstanding grants to the Chairmen of House Ways and Means and Senate Finance by 10/1 of each year. Deletes references to establishing a DSH pool and the receipt of proposals from and providing financial support for expenditures associated with the renovation/replacement of rural hospitals or critical health services.

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, 2022, 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 year reference. Requested by the Department of Health and Human Services.

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.

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- 33.28** **DELETE** (DHHS: Mental Health Counselors) Directs the department to assume responsibility of providing state matching funds necessary to draw down Medicaid funds for mental health counselors in schools. Directs DMH to transfer general funds to the department in an amount equal to the match by DMH to draw down Medicaid funds for the most recently completed fiscal year.
WMC: DELETE proviso. Requested by the Department of Health and Human Services.
- 33.29** **DELETE** (DHHS: Reimagining Our Destiny) Redirects funds appropriated in Act 94 of 2021 to DHHS for the SC HIV Council “The Wright Wellness Center” to Voorhees College to be used for the HBCU’s Reimagining Our Destiny health study. Requires the council to provide a report on all expenditures of the funds to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, 2023.
WMC: DELETE proviso. Requested by the Department of Health and Human Services.
- 33.31** **DELETE** (DHHS: NOLA Program) Directs that \$250,000 of the funds appropriated to the department shall be used for the No One Left Alone (NOLA) program. Provides for the program components and directs the program to identify issues that restrict a patient’s access to care. Directs the program to partner with CancerCare, North Central Family Medicine, Plexus Health, and Carolina Blood and CancerCare Associates to mobilize resources to support cancer patients, cancer caregivers, and the bereaved.
WMC: DELETE proviso. Requested by the Department of Health and Human Services.
- 33.32** **ADD** (DHHS: Brain Health Initiative) **WMC:** ADD new proviso to direct HHS to contract with USC to develop and implement a rural brain health network. Provides guidelines for the network. Directs USC to collaborate with MUSC and Clemson University to use existing programs to meet dementia care needs in rural areas.. Directs the University to disseminate resources through DHEC’s “Take Brain Health to Heart” campaign. Direct the department to evaluate the initiative annually. Requested by the Department of Health and Human Services.

SECTION 34 - J040 - DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

- 34.29** **DELETE** (DHEC: Beach Renourishment and Monitoring and Coastal Access Improvement) Directs that state funds that are made available or carried forward for beach renourishment and maintenance, not more than \$100,000 shall be expended annually to support beach profile monitoring. Directs that certified excess additional funds may be spent for beach renourishment and departmental activities that advance State Beachfront Management Plan R.30-21 policy goals.
WMC: DELETE proviso. Requested by the Department of Health and Environmental Control.
- 34.40** **AMEND** (DHEC: Residential Treatment Facilities Swing Beds) Allows residential treatment facilities to swing/convert up to 18 beds to acute psychiatric beds. Includes stipulation the conversion would have to comply with federal CMS rules and regulations.
WMC: AMEND proviso to delete “For Fiscal Year 2017-18” and insert “In the current fiscal year.” Requested by the Department of Health and Environmental Control.

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- 34.55** **DELETE** (DHEC: Drainage Facilities) Directs that DHEC may not enforce the prohibition against maintenance, repair, or reestablishment activities performed by an approved organization on storm water conveyance systems. Directs that these activities must be compliant with all state, federal, and local laws, regulations, and guidelines. Directs that the reestablishment of previously approved systems must not have a greater footprint than the previous system. Requires organizations that perform these activities to notify DHEC and provide certain information. Directs that expenditures must originate from funds provided by the approved organization performing the activity unless otherwise agreed upon by the organization and DHEC.
WMC: DELETE proviso. Requested by the Department of Health and Environmental Control.
- 34.56** **DELETE** (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, 2023, to the Chairmen of the Senate Judiciary and House Labor, Commerce and Industry Committees.
WMC: DELETE proviso. Requested by the Department of Health and Environmental Control.
- 34.57** **DELETE** (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, 2023. Provides requirements and limitations for the permit extension.
WMC: DELETE proviso. Requested by the Department of Health and Environmental Control.
- 34.59** **DELETE** (DHEC: EMS Association) Utilizes appropriated funds for EMS Association Recruitment and Retention to consult with the SC EMS Association to study and recommend recruitment strategies. Directs the association to provide a report detailing progress to the Chairmen of the Senate Finance and House Ways and Means Committees, and the director of DHEC annually.
WMC: DELETE proviso.
- 34.64** **ADD** (DHEC: Grant Authority) **WMC:** ADD new proviso to authorize the department to make grants to nonprofit organizations and governmental entities for public health and environmental programs. Directs the department to develop polices and procedures and promulgate regulations. Requested by the Department of Health and Environmental Control.
- 34.65** **ADD** (DHEC: Dam Safety Emergency Fund) **WMC:** ADD new proviso to direct the department to establish the Dam Safety Emergency Fund. Directs the department to deposit up to \$250,000 at the beginning of fiscal year to be used for emergency actions and protection of life and property. Directs that funds be carried forward and used for the same purpose. Requested by the Department of Health and Environmental Control.
- 34.66** **ADD** (DHEC: Deferred Maintenance, Capital Project, Ordinary Repair and Maintenance) **WMC:** ADD new proviso to authorize the department to establish an interest-bearing fund with the State Treasurer for deferred maintenance and one-time funds received from any source. Authorizes the department deposit funds from the sale of property owned by, under the control

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of, or assigned to the department. Allows funds to be carried forward and used for the same purpose. Requested by the Department of Health and Environmental Control.

34.67 **ADD** (DHEC: Lake Conestee Dam) **WMC:** ADD new proviso to direct that additional funds received in excess of \$250,000 for the Dam Safety Emergency Fund shall be directed by grant to the Lake Conestee Dam Restoration Fund.

34.68 **ADD** (DHEC: Medicaid Permit Dates) **WMC:** ADD new proviso to direct the department to notify HHS of all Medicaid permit days request for FY 23-24 and evaluate and assign permit days requests for facilities requesting additional days or an initial permit days application. Requires that the department not reduce the number of Medicaid nursing home permit days for failure to comply with Section 44-7-84 if they provide less than 90% of stated Medicaid Days Permit.

SECTION 35 - J120 - DEPARTMENT OF MENTAL HEALTH

35.7 **AMEND** (DMH: Lease Payments to SFAA for SVP Program) Exempts Sexually Violent Predator Program lease payments to SFAA from any across-the-board base reductions. **WMC:** AMEND proviso to add "Excess Lease Funds" to the title. Authorizes DMH to receive one-time excess lease funds from SFAA and use the funds for maintenance and capital project purposes. Requested by the Department of Mental Health.

35.10 **ADD** (DMH: Orangeburg Crisis Stabilization Unit Facility) **WMC:** ADD new proviso to authorize the department to use up to \$2,000,000 of its available one-time funds to secure a site in Orangeburg County and prepare it for licensure as a Crisis Stabilization Unit Facility. Directs the department to provide a status report to the Chairmen of the Senate Finance, Senate Medical Affairs, House Ways and Means, and Medical, Military, Public, and Municipal Affairs Committees by January 10, 2024. Requested by the Department of Mental Health.

SECTION 36 - J160 - DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS

36.13 **DELETE** (DDSN: Service Providers Expenditure Requirement) Authorizes service providers, including local disabilities and special needs boards, to carry forward unexpended funds based on a 90% expenditure requirement for capitated services in order to accommodate service provider infrastructure needs that resulted from reduced waiting lists. Prohibits service providers from withholding services in order to generate carry forward funds. Directs that the expenditure requirement shall not affect the department's 3 month reserve limitation policy. Allows the department, if Medicaid allowable costs do not meet the level of certified public expenditures reported to DHHS, to recoup funds necessary to remain in compliance with federal Medicaid CPE rules. **WMC:** DELETE proviso. Requested by the Department of Disabilities and Special Needs.

SECTION 37 - J200 - DEPARTMENT OF ALCHOL AND OTHER DRUG ABUSE SERVICES

37.5 **ADD** (DAODAS: South Carolina Center of Excellence in Addiction) **WMC:** ADD new proviso to direct that Clemson University, the University of South Carolina, the Medical University of

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South Carolina, DAODAS, and DHEC will collaborate to prevent and address opioid use and other substance use disorders through the SC Center of Excellence in Addiction.

SECTION 38 - L040 - DEPARTMENT OF SOCIAL SERVICES

- 38.14** **AMEND** (DSS: Family Foster Care Payments) Establishes the amount of monthly foster care payments for children under the department’s sponsorship and under kinship care.
WMC: AMEND proviso to update foster care funding rates. Requested by the Department of Social Services. Requested by the Department of Social Services.
- 38.22** **AMEND** (DSS: SNAP Coupons) Directs that the department shall continue the “Healthy Bucks” program to provide coupons to allow SNAP recipients to purchase additional fresh fruits and vegetables. Allows the beneficiary to increase the amount of produced purchased to up to \$20 monthly. Directs the agency to work to identify and use funds as matching dollars to continue the success of the program and to report the status of the program to the General Assembly semi-annually. Directs that the status report include the number of recipients, counties served, and cumulative expenditure data.
WMC: AMEND proviso to delete directive that DSS shall utilize funds received from the US Department of Agriculture as a bonus for reducing the error rate in processing applications during 2012. Allows DSS to retain and carry forward any unexpended funds appropriated for the Healthy Bucks Prog am. Requested by the 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 the fiscal year reference. Deletes “create and fund” in reference to the committee and inserts “continue the work of the.”
- 38.30** **ADD** (DSS: Economic Services System Application Modernization) **WMC:** ADD new proviso to authorize the department to retain and carry forward unexpended funds for the ESSAM project. Requested by the Department of Social Services.

SECTION 39 - L240 - COMMISSION FOR THE BLIND

- 39.2** **ADD** (BLIND: Deferred Maintenance, Capital Project, Ordinary Repair and Maintenance Account) **WMC:** ADD new proviso to authorize the department to establish an interest-bearing fund with the State Treasurer for deferred maintenance and one-time funds received from any source. Allows funds to be carried forward and used for the same purpose. Requested by the Commission for the Blind.
- 39.3** **ADD** (BLIND: Remodeling) **WMC:** ADD new proviso to allow the commission to use the \$30,000 appropriated in the 2019-20 Appropriations Act, proviso 118.16(30), for facility remodeling and renovation.
- 39.4** **ADD** (BLIND: Reallotment Funds) **WMC:** ADD new proviso to allow the commission to reallocate funds received in excess of original projections to maximize federal funding.

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SECTION 40 - L060 - DEPARTMENT ON AGING

- 40.4 DELETE** (AGING: Council Meeting Requirements) Suspends the duties and responsibilities, including the statutory meeting requirement, of the Coordinating Council and the Long Term Care Council.
WMC: DELETE proviso.

SECTION 43 - P120 - FORESTRY COMMISSION

- 43.6 ADD** (FC: Firefighting Equipment and Response Carry Forward) **WMC:** ADD new proviso to authorize the commission to carry forward unexpended funds for firefighting purposes and allow them to expend the funds for the same purpose. Requested by the Forestry Commission.

SECTION 44 - P160 - DEPARTMENT OF AGRICULTURE

- 44.9 AMEND** (AGRI: Agribusiness Infrastructure Carry Forward) Authorizes the department to carry forward any revenues, accrued interest and unexpended Agribusiness Infrastructure funds.
WMC: AMEND proviso to allow funds to be carried forward and directs that these funds shall not be deducted from the base when calculating the 10% carry forward amount.
- 44.11 DELETE** (AGRI: County of Sumter) Redirects that remaining funds appropriated to the department for the Town of Mayesville Grant Matching Funds in Act 94 of 2021 to the County of Sumter and used for the same purpose.
WMC: DELETE proviso.
- 44.12 ADD** (AGRI: State Farmers Market Escrow Accounts) **WMC:** ADD new proviso to allow the department to retain remaining revenues from the State Farmers Market Escrow and State Farmers Market Sale Proceeds and expend the funds on planning, development, construction, improvement, and maintenance of the State Farmers Market. Requested by the Department of Agriculture.

SECTION 47 - P240 - DEPARTMENT OF NATURAL RESOURCES

- 47.3 AMEND** (DNR: Proportionate Funding) Allocates a proportionate share of funds to each of the forty-six Soil and Water Conservation Districts.
WMC: AMEND proviso to update funding amount from "\$15,000" to "\$25,000." Requested by the Department of Natural Resources.
- 47.9 AMEND** (DNR: Predator Control Program) Directs the department to develop a tagging and reward program. Requires the tagging and release of 4 coyotes in each of the four game zones and rewards the hunter/trapper, or his designee, with a complimentary lifetime hunting license per tagged coyote.
WMC: AMEND proviso to delete the reward of a complimentary lifetime hunting license and instead offers \$3,000 per tagged coyote. Directs that no hunter/trapper may collect a reward or more than two coyotes per fiscal year. States that DNR employees, member of the General Assembly, and their immediate families are not eligible for the reward.

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- 47.17** **DELETE** (DNR: Blue Crab Fishery) Directs that DNR shall produce a report on sustainability of the blue crab fishery, including recommendations regarding the fishery, by January 10, 2023. **WMC:** DELETE proviso. Requested by the Department of Natural Resources.
- 47.18** **ADD** (DNR: Special Carryforward Delayed Vehicle/Equipment Delivery) **WMC:** ADD new proviso to allow the department to carry forward appropriations and authority encumbered by purchase orders to procure equipment. Directs that each order must meet or exceed \$16,000 and only qualify if delayed due to supply chain or transportation disruptions. Directs the department to provide a report to EBO by August 1. Requested by the Department of Natural Resources.

SECTION 48 - P260 - SEA GRANT CONSORTIUM

- 48.2** **ADD** (SGC: Collection of Fees for Consortium Programs and Events) **WMC:** ADD new proviso to allow Sea Grant Consortium to collect registration fees to generate funds to support programs and outreach events. Directs the generated funds shall not exceed the direct cost of the associated program. Requested by Sea Grant Consortium.

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

- 49.1** **AMEND** (PRT: Tourism and Promotion) Provides for the distribution of Regional Promotions funds to the 11 Regional Tourism groups. **WMC:** AMEND proviso to update funding amounts. Requested by Parks, Recreation and Tourism.
- 49.16** **AMEND** (PRT: Destination Specific Tourism) Allows the agency director to reduce the Destination Specific Tourism Marketing recurring funds grant match requirement for FY 22-23. Directs that the adjustment shall be based on prior fiscal year financial statements and cash balances submitted with the application, along with the forecast data proved by the destination. Directs that there shall not be a match requirement for non-recurring funds. **WMC:** AMEND proviso to delete the agency's ability to reduce the grant match requirement and the qualifications for the adjustment of the match requirement. Adds that non-recurring funds appropriated to the grant program shall not be subject to match requirement. Requested by Parks, Recreation and Tourism.
- 49.19** **ADD** (PRT: State Parks Carry Forward) **WMC:** ADD new proviso to allow the department to carry forward unexpended general operating funds for the State Park Service and expend them for the same purpose. Requested by Department of Parks, Recreation and Tourism.
- 49.20** **ADD** (PRT: South Carolina Welcome Centers) **WMC:** ADD new proviso to allow funds appropriated for welcome centers in this Act and Act 94 of 2021 to be expended as needed for welcome center projects.

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SECTION 50 - P320 - DEPARTMENT OF COMMERCE

50.18 DELETE (CMRC: Road Closures Related to Navy Base Intermodal Facility) Authorizes the Division of Public Railways to close streets or roads on or in the vicinity of the former Charleston Navy Base as necessary to implement the Navy Base Intermodal Facility. Prohibits any closure from denying a property owner whose land abuts the closed section from having access or if access is denied, require alternate access be provided.

WMC: DELETE proviso. Requested by Department of Commerce.

50.20 DELETE (CMRC: Distribution Facility) Directs the Navy Base Intermodal Facility to be considered a distribution facility to receive sales tax exemptions on purchased equipment and construction materials.

WMC: DELETE proviso. Requested by Department of Commerce.

SECTION 53 – P400 – S.C. CONSERVATION BANK

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

SECTION 59 – E200 – OFFICE OF ATTORNEY GENERAL

59.13 DELETE (AG: Crime Victims Ombudsman) Directs the State Crime Victim Compensation Department to transfer \$116,000 to the Crime Victims Ombudsman's Office for administrative and operations support.

WMC: DELETE proviso.

59.16 DELETE (AG: Crime Victim Training Certification and Statistical Analysis) Authorizes the Attorney General's Office to use \$75,000 of the State Crime Victim Compensation Fund to support the State Crime Victim Training, Certification and Statistical Analysis Division.

WMC: DELETE proviso.

59.18 ADD (AG: Securities Revenue) **WMC:** ADD new proviso to allow the office to expend Securities Fees and Fines revenue on information technology, building revenues, and law enforcement equipment and supplies. Requested by the Office of Attorney General.

SECTION 60 – E210 – PROSECUTION COORDINATION COMMISSION

60.11 AMEND (PCC: Caseload Equalization Funding) Directs that the first \$3,450,000 of caseload equalization funds be distributed \$75,000 per county and the remaining \$4,376,872 be distributed based on the average incoming caseload for each county as reported by the Judicial Department for the prior three fiscal years.

WMC: AMEND proviso to update funding amounts. Requested by the Prosecution Coordination Commission.

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- 60.13 DELETE** (PCC: Intake and Analysis Funding) Directs that Intake and Analysis Programs funds be distributed in the amount of \$135,000 to each circuit that establishes, maintains, and annually reports certain information about the program. Directs that unexpended funds be remitted to the General Fund.
WMC: DELETE proviso. Requested by the Prosecution Coordination Commission.
- 60.15 AMEND** (PCC: Solicitor Technology Funding Distribution) Requires funds appropriated for Solicitor Technology Equipment and Software 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 Commission on Prosecution Coordination 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.
WMC: AMEND proviso to update calendar year reference. Requested by Prosecution Coordination Commission.

SECTION 61 – E230 – COMMISSION ON INDIGENT DEFENSE

- 61.1 AMEND** (INDEF: Defense of Indigents Formula) Provides for the distribution of Defense of Indigents funds. Directs that counties must contribute no less than they contributed in the previous year.
WMC: AMEND proviso to delete the reference to the application fee provided in Section 17-3-30(B), relating to indigent defense.
- 61.7 AMEND** (INDEF: Defense of Indigents Civil Action Application Fee) Directs that person requesting appointment of counsel must submit an affidavit of their assets before counsel may be appointed; authorizes court to order person to pay the assets or a portion of them to agency. Authorizes a \$40 application fee and allows for waiver if person is unable to pay; revenue to be remitted to the agency and used for indigent defense services only. In juvenile cases, the parents or legal guardians are responsible for the fee. Directs that appointment of counsel creates a claim against the assets for costs of representation and directs that such claims be filed with the Clerk of Court and are subject to reduction by order of the court.
WMC: AMEND proviso to direct that the application fee must be remitted to the State Treasurer's Office instead of to the Commission on Indigent Defense separate from the application fee collected pursuant to Section 17-3-30, relating to the defense of indigents.
- 61.12 DELETE** (INDEF: Court Case Contract Attorneys) Directs distribution of funds for contract attorneys for each circuit based on the percentage of the age of pending active cases in each circuit as compared to the statewide age of pending cases. Directs the commission to report to the Senate Finance and the House Ways and Means Committees on the amount of funds received by each circuit and on the effectiveness of the funds to reduce pending cases.
WMC: DELETE proviso. Requested by Commission on Indigent Defense.
- 61.14 ADD** (INDEF: Assistant Public Defender Personnel and Retention Funding) **WMC:** ADD new proviso to direct the distribution of funding received for personnel and retention of assistant public defenders.

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SECTION 63 – K050 – DEPARTMENT OF PUBLIC SAFETY

63.3 DELETE (DPS: Motor Carrier Advisory Committee) Directs the department and the DMV to establish a Motor Carrier Advisory Committee to receive input from the trucking industry regarding regulation. Directs that members of the Advisory Committee serve without compensation.

WMC: DELETE proviso. Requested by the Department of Public Safety.

SECTION 64 - N200 - LAW ENFORCEMENT TRAINING COUNCIL

64.3 AMEND (LETC: Center for Excellence in Policing and Public Safety) Establishes a Center for Excellence in Policing and Public Safety at the Law Enforcement Training Council in partnership with the University of South Carolina School of Law. Provides guidelines for the operation of the Center.

WMC: AMEND proviso to allow funds received by the Council to be transferred to the Center for its operation.

SECTION 65 - N040 - DEPARTMENT OF CORRECTIONS

65.19 AMEND (CORR: Quota Elimination) Provides the department with guidelines and directives for accepting newly sentenced inmates from each local jail and detention center.

WMC: AMEND proviso to change the number of acceptance days of inmates at Lieber and include times and days of accepting inmates at the Camille Graham Correctional Institution. Requires the county to provide the sentencing order at least one day prior to the transfer instead of at the time of transfer and copies of medical history. States that inmates will not be admitted to the department until medical screenings are completed.

65.31 DELETE (CORR: Correctional Officer Compensation Reinvestment) Directs the department to eliminate 200 vacant, full-time equivalent correctional officer positions and reallocate personal services to remaining vacant and filled positions. Allows the agency to prioritize positions that have been vacant for at least 500 days and requires that the allocation of positions be done by September 1. Directs that the agency shall not transfer any general fund appropriations from personal service accounts to operating accounts and requires EBO to finalize the authorized FTE positions. Directs the Human Resources Division of DOA to provide support to the agency in reallocation of the resources. Requires the department to provide a report on salary effect of the reallocation to the Senate Finance Committee and the House Ways and Means Committee by November of the current fiscal year.

WMC: DELETE proviso.

SECTION 67 - N120 - DEPARTMENT OF JUVENILE JUSTICE

67.15 AMEND (DJJ: Carryforward Funds) Authorizes 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. Directs that the department shall submit a plan prior to the expenditure of any of these funds for the review of the Chairmen of the Senate Finance

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Committee, House Ways and Means Committee, Corrections and Penology Committee, and House Judiciary Committee.

WMC: AMEND proviso to change the proviso title from “carryforward” to “other”. Updates the fiscal year and project name references. Deletes references to projects that have been completed. Requested by the Department of Juvenile Justice.

SECTION 71 - L460 - COMMISSION FOR MINORITY AFFAIRS

71.6 **ADD** (CMA: Division of Small and Minority Business Contracting and Certification) **WMC:** ADD new proviso to transfer the Division of Small and Minority Business Contracting and Certification and their authorized appropriations, employees, assets, and liabilities from the Department of Administration to the Commission for Minority Affairs. Requires the Division to continue to perform its codified duties and responsibilities. Provides for the requirements of the personnel transfer. Authorizes contracts entered by or on behalf of the Division to be continued.

SECTION 72 - R040 - PUBLIC SERVICE COMMISSION

72.4 **ADD** (PSC: Santee Cooper Billing) **WMC:** ADD new proviso to allow the Public Service Commission to bill Santee Cooper for costs associated with the oversight performed pursuant to Act 90 of 2021 and any other relevant legislation, statute, or proviso. Allows Santee Cooper to reduce their remittance of revenues to the State in the second semi-annual remittance. Requested by the Public Service Commission.

SECTION 75 - R120 - STATE ACCIDENT FUND

75.2 **ADD** (SAF: Adjuster License Fees) **WMC:** ADD new proviso to allow the State Accident Fund to utilize appropriated funds for adjuster license fee dues owed by the Department of Insurance for any adjusters employed as adjusters with the State Accident Fund.

SECTION 78 – R20 DEPARTMENT OF INSURANCE

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

SECTION 82 R400 DEPARTMENT OF MOTOR VEHICLES

82.7 **AMEND** (DMV: Real ID) Authorizes DMV to spend any available earmarked cash reserves to implement Real ID.
WMC: AMEND proviso to update fiscal year reference.

82.13 **DELETE** (DMV: Mobile Driver’s License Study Committee) Directs 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.

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

- 82.16** **ADD** (DMV: Special Account for System Modernization) **WMC:** ADD new proviso to authorize the department to expend funds from a special funded program created for the sole purpose of IT system modernization. Allows those funds to be carried forward and requires the expenditure to be in accordance with the process established by proviso 117.109 in Act 239 of 2022. Requested by the Department of Motor Vehicles.
- 82.17** **ADD** (DMV: Authorized to Charge a Witness Fee) **WMC:** ADD new proviso to authorize the department to charge a witness fee for each employee testifying in matters which do not involve the department as a party and provides for the amounts. Directs that the fee shall be charged in addition to any court prescribed payment. Allows the department to receive, expend, retain, and carry forward these funds. Requested by the Department of Motor Vehicles.
- 82.18** **ADD** (DMV: Emergency Powers of the SCDMV) **WMC:** ADD new proviso to authorize the department to issue waivers for expiration dates, fees, and penalties if citizens' items expire during the State of Emergency. Allows the department to provide meals to employees working in support of the State of Emergency and to implement any waivers issued by certain federal entities and programs. Requested by the Department of Motor Vehicles.

SECTION 83 - R600 - DEPARTMENT OF EMPLOYMENT AND WORKFORCE

- 83.5** **AMEND** (DEW: UI Tax System Modernization) Authorizes DEW to spend up to \$2,230,756 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, 2022.
WMC: AMEND proviso to change the title to "REED Act Spending Authority." Amend funds available to expend to "\$2,375,072." Deletes that the funds must be used to replace the unemployment tax information system, and add that the funds must be used for UI, WIOA, and Employment Services Programs. Updates calendar year reference. Requested by the Department of Employment and Workforce.
- 83.7** **AMEND** (DEW: GED Incentive Program) Directs that unexpended funds for the GED Incentive Program may be carried forward and expended for the same purposes in the current fiscal year. 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.
WMC: AMEND proviso to delete requirement that carry forward funds shall be utilized as an incentive for only individuals currently drawing unemployment benefits and adds an incentive if the individuals successfully complete a short-term occupational training. Deletes the eligibility requirement that the individual must have an active claim from state or federal unemployment insurance. Updates calendar year reference and adds the State Technical College System to the data sharing agreement. Adds an additional one-time \$500 payment to individuals upon confirmation from the State Technical College System for successfully completing occupational training. Requested by the Department of Employment and Workforce.

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SECTION 84 - U120 - DEPARTMENT OF TRANSPORTATION

- 84.10 DELETE** (DOT: General Fund Balance Carry Forward) Authorizes DOT to carry forward unexpended general funds and expend those funds in the current fiscal year.
WMC: DELETE proviso. Requested by the Department of Transportation.

SECTION 88 - Y140 - STATE PORTS AUTHORITY

- 88.1 AMEND** (SPA: Charleston Cooper River Bridge Project) Directs the State Ports Authority to pay the State Transportation Infrastructure Bank \$1,000,000 before June 30, 2023 to continue the Charleston Cooper River Bridge Project.
WMC: AMEND proviso to update calendar year references to “2023” and “2024.” Requested by State Ports Authority.
- 88.5 ADD** (SPA: Road Closures Related to Navy Base Intermodal Facility) **WMC:** ADD new proviso to authorize State Ports Authority to close any street or road in the vicinity of the former Charleston Navy Base to implement the Navy Base Intermodal Facility. States that closures shall not deny access to any property owners or State Ports Authority shall provide alternative access. Requested by State Ports Authority.
- 88.6 ADD** (SPA: Distribution Facility) **WMC:** ADD new proviso to direct the Navy Base Intermodal Facility to be considered a distribution facility for the purpose of sales tax exemption on the purchases of equipment and construction materials. Requested by State Ports Authority.
- 88.7 ADD** (SPA: Transfer of Funds to Georgetown County) **WMC:** ADD new proviso to direct funds appropriated in Act 298 of 2014 to the State Ports Authority for Georgetown Port Dredging to be transferred to Georgetown County. Allows the county to use up to \$1,500,000 for the purchasing and development of excess port property within the county. Requested by State Ports Authority.

SECTION 92D - D300 - OFFICE OF RESILIENCE

- 92D.1 AMEND** (SCOR: Catastrophic Weather Event) Directs that improvements to real or personal property used as a residence, such as a mobile home or manufactured housing unit, resulting from damage caused by the catastrophic weather event in October 2015, Hurricane Matthew of 2016, or Hurricane Florence of 2018, made after the event and before June 30, 2023, is not considered an improvement and may not be reassessed at a higher rate as a result of the improvement. Directs that for the current fiscal year, an eligible property’s tax value shall remain the same unless an assessable transfer of interest occurs.
WMC: AMEND proviso to update calendar year reference from “2023” to “2024.” Requested by Office of Resilience.
- 92D.4 DELETE** (SCOR: Risk Reduction Plan Extension) Extends the completion date for the Strategic Statewide Resilience and Risk Reduction Plan.
WMC: DELETE proviso. Requested by Office of Resilience.

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SECTION 94 - D250 - OFFICE OF INSPECTOR GENERAL

94.2 **ADD** (OIG: Carry Forward) **WMC:** ADD new proviso to allow the office to carry forward funds to secure legal services, forensic auditing, and staff training to conduct investigations.

SECTION 97 - E120 - OFFICE OF COMPTROLLER GENERAL

97.6 **ADD** (CG: Annual Mapping Report) **WMC:** ADD new proviso to direct the CG to provide an implementation plan to the Chairmen of the House Ways and Means and Senate Finance Committees for creating and conducting an annual mapping report of funds for component units. Provides for the requirements of the plan.

97.7 **ADD** (CG: Comptroller General Account List) **WMC:** ADD new proviso to direct the CG to provide a list to the Chairmen of the House Ways and Means and Senate Finance Committees of the accounts within SCEIS that have been created by the CG staff, and if the account is included in the ACFR or not, with an explanation as to why.

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 requirement for municipalities for FY 2022-23 and authorizes and directs the State Treasurer to release all funds withheld from municipalities in the prior two fiscal years.

WMC: AMEND proviso to delete the suspension of the penalty requirement for municipalities for FY 2022-23 and the authorization of the State Treasurer to release all funds withheld from municipalities in the prior two fiscal years. Requested by the Office of State Treasurer.

SECTION 100 - E240 - OFFICE OF ADJUTANT GENERAL

100.6 **AMEND** (ADJ: Billeting Operations) Authorizes revenues collected by the Billeting operations at the R. L. McCrady Training Center be retained and expended in their budgeted operations determined by the Billeting Committee.

WMC: AMEND proviso to allow funds remaining in the account to be retained, carried forward, and expended for the same purpose. Requested by the Office of Adjutant General.

100.16 **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

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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, relating to the 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 1/15/23.

WMC: AMEND proviso to update fiscal year and calendar year references.

- 100.20** **ADD** (ADJ: Dining Operations) **WMC:** ADD new proviso to allow revenues collected by the Dining Facility operations at the R.L. McCrady Training Center to be retained and expended on budget operations. Allows funds to be retained, carried forward, and expended for the same purpose. Requested by the Office of Adjutant General.

SECTION 103 - E500 - REVENUE AND FISCAL AFFAIRS OFFICE

- 103.6** **AMEND** (RFAO: Revenue Forecast) Suspends Section 11-9-1130(A), relating to Board of Economic Advisors forecasts of economic conditions and adjustments to forecasts, for Fiscal Year 2022-23.

WMC: AMEND proviso to update fiscal year reference.

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, relating to employer and employee contribution rates, and Section 9-11-225, relating to employer and employee contribution rates, for Fiscal Year 2022-23. Directs that the contribution rate for SCRS and PORS shall increase by 1% from the Fiscal Year 2021-22 rates set in Act 94 of 2021.

WMC: AMEND proviso to update fiscal year references and act number and year.

SECTION 108 - F500 - PUBLIC EMPLOYEE BENEFIT AUTHORITY

- 108.6** **AMEND** (PEBA: State Health Plan) Directs that for Plan Year 2023 there shall be an employer premium increase of 18.1% and a subscriber increase of 0%. Authorize PEBA to adjust the plan, benefits, or contributions during Plan Year 2023 to ensure the plan remains fiscally stable.

WMC: AMEND proviso to update the premium increase percentage and the Plan Year. Deletes language relating to patient cost sharing adjustments to remain in an ACA-grandfathered status.

- 108.12** **AMEND** (PEBA: COVID-19 Return to Work Extension) Directs that for FY 2022-23, 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.

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- 108.14 AMEND** (PEBA: South Carolina Retiree Health Insurance Trust Fund) Suspends 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.
WMC: AMEND proviso to update fiscal year references. Requested by the Public Employee Benefit Authority.
- 108.15 AMEND** (PEBA: Fiduciary Audit) Suspends Section 9-4-40 [AUDIT] and bid solicitation for the fiduciary audit for FY 2022-23.
WMC: AMEND proviso to update fiscal year reference.
- 108.16 AMEND** (PEBA: PORS and SCRS Return to Work) Directs that, for the current fiscal year, the earnings limitation does not apply if a member of the PORS or SCRS has not been engaged to perform services for an employer in any capacity for a period of twelve consecutive months subsequent to retirement. Requires the member to certify that he meets the requirements. Directs the member to reimburse the system for any benefits paid if he inaccurately certifies.
WMC: AMEND proviso to specify the title reference to "Title 9."

SECTION 112 - V040 - DEBT SERVICE

- 112.2 AMEND** (DS: Excess Debt Service) Directs that excess debt service funds available in FY 2022-23 may be used to pay down general obligation bond debt.
WMC: AMEND proviso to update fiscal year reference.

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 fiscal year references.
- 113.6 DELETE** (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: DELETE proviso.
- 113.11 ADD** (AS-TREAS: Short-term Rentals) **WMC:** ADD new proviso to prohibit any political subdivision that receives funds from this act from spending any source of funds to enact or enforce an ordinance that prohibits short-term rentals unless the subdivision also provides financial incentives to purchase or rent affordable housing and zoning allowances in exchange for an affordable covenant of at least 20 years.

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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 2022-23.
WMC: AMEND proviso to update fiscal year reference.
- 117.3** **AMEND** (GP: Fiscal Year Definitions) Defines current and prior fiscal year time frames.
WMC: AMEND proviso to update fiscal year references.
- 117.23** **AMEND** (GP: Carry Forward) Authorizes agencies to carry forward up to 10% of their original general fund appropriation, less any appropriation reductions for the current fiscal year. Prohibits agencies from withholding services in order to carry forward general funds. Directs that this provision is suspended if necessary to avoid a fiscal year-end general fund deficit and directs that the amount of general fund deficit must be determined after all appropriations from the CRF have been allowed and before any General Reserve transfers. Directs that the amount carried forward by separate general fund carry forward authority for an agency must be excluded from their base for purposes of calculating the 10% carry forward. Directs that funds carried forward by this provision are not part of an agency's base of appropriations in succeeding years.
WMC: AMEND proviso to delete the directive that the amount carried forward by separate general fund carry forward authority for an agency must be excluded from their base for purposes of calculating the 10% carry forward and are not part of an agency's base of appropriations in succeeding years.
- 117.39** **AMEND** (GP: South Carolina Recycling Initiative) Requires state agencies to purchase recycled steel unless the item cannot be acquired competitively at a reasonable price.
WMC: AMEND proviso to include iron in the purchase or recycled materials.
- 117.52** **AMEND** (GP: Employee Bonuses) Authorizes state agencies and institutions to provide selected employees lump sum bonuses, not to exceed \$3,000 per year, based on objective guidelines established by the B&C Board. Directs that these bonuses are not part of the employee's base salary and are not earnable compensation for retirement system purposes. Directs that employees earning \$100,000 or more are not eligible for this bonus.
WMC: AMEND proviso to delete the requirement that employees earning \$100,000 or more are not eligible to receive bonuses.
- 117.67** **DELETE** (GP: Reduction in Force/Agency Head Furlough) Requires an agency head to take five days furlough if their state agency or institution implements a reduction in force (RIF) in the current fiscal year. Directs that the agency head retains all responsibilities and authority during the furlough. Authorizes savings from the furlough to be retained by the agency and expended at the discretion of the agency head. Provides guidelines for employee benefits during the furlough. Directs that placement of an agency head on furlough under this provision does not constitute a grievance or appeal under the State Employee Grievance Procedure Act. Requires state agencies to report furlough information to the B&C Board Office of Human Resources. Exempts agency heads from being required to take a mandatory furlough if RIFs are implemented due to reorganization to accomplish organizational efficiencies.
WMC: DELETE proviso.

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- 117.95 AMEND** (GP: Prohibit Use of State Aircraft for Athletic Recruitment) Authorizes institutions of higher learning to utilize the state aircraft for the purpose of athletic recruiting provided that they reimburse the Division of Aeronautics for all flight hours at an at cost basis using non general funds.
WMC: AMEND proviso to change “economic development” to “official state business” for the purposes of aircraft availability. Adds SLED, the Governor’s Office, the House of Representatives, and the Senate to have first right of refusal for scheduling conflicts with athletic recruiting flights.
- 117.99 DELETE** (GP: State Ports Authority Property) Directs that if the Authority has not sold its remaining property on Daniel Island, with certain exceptions, by June 30, 2023 it must transfer the property to the Department of Administration.
WMC: DELETE proviso.
- 117.102 AMEND** (GP: South Carolina Welcome Centers) Directs PRT and DOT maintain a MOU that provides that PRT control operations of all SC Welcome Centers and specifies control of certain responsibilities. Directs DOT to transfer \$3,563,560, less any state funds appropriated by the General Assembly for Welcome Centers, to PRT. Directs that these funds be placed in a separate and distinct fund and authorizes these funds to be carried forward and used for the same purposes.
WMC: AMEND proviso to change “\$3,563,560” to “stated in the Memorandum of Understanding.” Requested by Department of Parks, Recreation and Tourism.
- 117.113 AMEND** (GP: Retail Facilities Revitalization Act Repeal Suspension) Suspends the repeal of Chapter 34 of Title 6, relating to 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.
- 117.117 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 2022-23; 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), relating to 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.
- 117.126 AMEND** (GP: Medical Marijuana Research) Authorizes the USC College of Pharmacy and MUSC, to the extent permitted and in accordance with federal laws and regulations, to acquire pharmaceutical grade marijuana, and similar compounds to use for research and clinical trials to develop potential therapeutic agents for certain illnesses. Authorizes USC and MUSC to work with other public and private entities to conduct the research and clinical trials as permitted by federal law and regs. Directs USC and MUSC, by the first day of the 2021 legislative session,

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to provide the General Assembly with a written summary of actions taken and material findings, if any, resulting from these activities.

WMC: AMEND proviso to update calendar year reference.

117.135 DELETE (GP: Transfer Student Credits) Directs CHE to continue to work in consultation with the State Board for Technical and Comprehensive Education and public institutions of higher learning, to develop policies 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. Requires the commission to provide a report of the policies to the Chairmen of the Senate Finance Committee, House Ways and Means Committee, Senate Education Committee, and House Education and Public Works Committee by April 30, 2023.

WMC: DELETE proviso.

117.138 AMEND (GP: Sickle Cell Disease) Directs the Department of Health and Human Services to transfer \$1,000,000 to the MUSC Hospital Authority to develop a comprehensive approach to advancing awareness, detection, treatment, and scientific knowledge of sickle cell disease and trait. Authorizes the authority to partner with independent research entities to advance curative therapies and to endow one or more nationally leading academic research centers with a research chair named the "Rena N. Grant Endowed Chair for Hematology." Directs the authority to perform statewide cultural competency training in all hospitals and urgent care centers in the state to educate health care professionals on the symptoms and stigma associated with sickle cell disease and trait, especially pain relief. Directs that the goals in this provision be included in the SC Statewide Telemedicine Network. Authorizes DHHS to pursue a Health Services Initiative through CHIP to improve child and maternal health regarding sickle cell disease and trait. Directs the department and authority to each submit a progress report on these initiatives by January 15th to the Chairmen of the Senate Finance and House Ways and Means Committees and the Governor.

WMC: AMEND proviso to delete "\$1,000,000" and insert "\$2,000,000".

117.143 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. Allows service members to receive \$22,000 in grants to cover 100% of college tuition and fees. Directs that service members shall be required to meet all other requirements.

WMC: AMEND proviso to update fiscal year reference.

117.144 AMEND (GP: Employee Compensation) Provides a plan to distribute employee pay increases for FY 2022-23 in the amount of 3%. Direct EBO to review Executive Branch agencies in FY 2022-23 to determine whether their budgets warrant an increase in other fund authorization due to the 3% 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.

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WMC: AMEND proviso to update the distributed pay increase from 3% to \$2,500 for FTEs making \$83,000 and under, and 3% for FTEs making over \$83,000. Updates fiscal year reference.

117.147 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, 2023, 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 year reference.

117.148 AMEND (GP: Rare Disease Advisory Council) Establishes the South Carolina Rare Disease Council at MUSC for the purpose of advising the Governor, General Assembly, and other stakeholders on research, diagnosis, treatment, and education on rare diseases as defined by 21 U.S.C. Section 360bb [DESIGNATION OF DRUGS FOR RARE DISEASES OR CONDITIONS]. Provides for composition of the fifteen member council. Directs that the first meeting be convened by October 31 and that public meetings be held at least quarterly. Requires the council conduct specific activities to benefit rare disease patients. Directs that an annual report be provided by June 30 to the Governor and the Chairmen of the Senate Finance, Senate Medical Affairs, House Ways and Means, and House Medical, Military, Public and Municipal Affairs Committees. Requires the report to describe council activities and progress and provide recommendations to the Governor and the General Assembly on how to address the needs of people living with rare diseases in the state. Directs MUSC to provide staff support and set up a public website that shall include the annual reports, meeting notices and minutes, and resources. Directs that council members shall serve without compensation or per diem.

WMC: AMEND proviso to direct DHHS to utilize up to \$250,000 to contract with MUSC Hospital Authority. Deletes "set up" and adds "maintain."

117.151 AMEND (GP: Homestead Exemption Fund) Suspends Section 11-11-156(C), relating to the reimbursement of school districts from the homestead exemption fund.

WMC: AMEND proviso to update fiscal year reference.

117.156 AMEND (GP: In-State Tuition Mitigation) States that specific recurring funds have been appropriated in Part IA to institutions of higher education to mitigate tuition and mandatory fee increases. Requires institutions, 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.

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

117.158 AMEND (GP: Name Image Likeness) Suspends Act 35 of 2021 for FY 2022-23.

WMC: AMEND proviso to update fiscal year reference to "2023-24."

117.160 DELETE (GP: Human Affairs Commission and Commission for Minority Affairs Merger Study) Directs the Human Affairs Commission and Commission for Minority Affairs to work with DOA, EBO, and the Division of State Human Resources to study the merging of the two agencies. Directs the two agencies to develop a merger plan, lists the required plan information, and directs that the plan be submitted to the Chairmen of the Senate Finance and House Ways and Means Committees and the Governor by December 1, 2022.

WMC: DELETE proviso.

117.161 AMEND (GP: Statewide Mobile Health Units) Authorizes the SC Center for Rural and Primary Healthcare to provide coordination and assistance to mobile health units in SC. Provides the actions the center may do in support of increasing access to health care and reducing health inequities in the state. Directs the center to be available to support implementation strategies and provide organization and collaboration.

WMC: AMEND proviso to update fiscal year reference.

117.162 AMEND (GP: Palmetto Autism Study Committee) Establishes the Palmetto Autism Study Committee. Directs that the committee be housed in HHS with the department providing administrative services and support. Provides guidelines for and composition of the committee. Directs the committee to provide a report to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by January 15, 2023.

WMC: AMEND proviso to delete the reference of establishing the committee and to update the calendar year reference. Requested by the Department of Health & Human Services.

117.165 ADD (GP: Lead Apprenticeship Agency) **WMC:** ADD new proviso to authorize the State Board for Technical and Comprehensive Education to be the lead agency for facilitating USDOL Registered Apprenticeships in South Carolina. Requires state agencies and school districts to coordinate all USDOL Registered Apprenticeships through SCTCS. Directs SCTCS to create and implement policies to grow Registered Apprenticeships. Defines Registered Apprenticeships.

117.166 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, 2024.

117.167 ADD (GP: Third Party Processors) **WMC:** ADD new proviso to direct that an agency may charge and collect a processing fee on debit and credit cards and other electronic payment forms when contracted with a third-party payment processor.

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- 117.168 ADD** (GP: Millage Calculations) **WMC:** ADD new proviso to allow a municipality additional and permanent adjustment to its general operating millage rate increase limitation due to population growth for any increase that would have happened in FY 2021-22 but was not known because of the delayed Census release. Directs the calculation to be made from the July 1, 2020 census population estimates.
- 117.169 ADD** (GP: Coverage for Contraceptives) **WMC:** ADD new proviso to direct PEBA and the State Health Plan to cover prescribed contraceptives for dependents. Provides that the State Health Plan shall not apply patient cost sharing provisions to covered employees and that the current approved list of contraceptives is not altered and complies with Proviso 108.4 (Funding Abortions Prohibited).
- 117.170 ADD** (GP: Employee Retention and Recruitment) **WMC:** ADD new proviso to appropriate funds to the Prosecution Coordination Commission and the Commission on Indigent Defense for recruitment and retention. Directs that before funds are disbursed, all Prosecution and Indigent Defense Circuits shall provide a report, by year, of current backlogged cases, along with quarterly updates. Directs the commissions to provide progress reports to the Chief Administrative Judge of each respective circuit handling the General Sessions docket, the Chairmen of the Senate Finance Committee and House Ways and Means Committee, and the Governor's Office, by July 15, 2023, and then quarterly thereafter.

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.
- 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, 2022, to transfer from the General Fund any funds identified in this act designated for the Tax Relief Reserve Fund. Directs that the fund may only be used to provide tax relief to businesses and individuals as provided by law and authorizes these funds to be retained, carried forward, and used for the same purpose.
WMC: AMEND proviso to update calendar year reference.
- 118.17 DELETE** (SR: Nonrecurring Revenue) Appropriates non-recurring revenue to various agencies for Fiscal Year 2022-23, generated from specific sources.
WMC: DELETE proviso.
- 118.18 DELETE** (SR: Excess Funds for State Health Plan) Appropriates to the State Health Plan an amount not to exceed \$200 million from unallocated American Rescue Plan Act funds to ensure uninterrupted payment of claims if sufficient funds are not available in State Health Plan reserves.
WMC: DELETE proviso. Requested by the Public Employee Benefit Authority.
- 118.19 ADD** (SR: Nonrecurring Revenue) **WMC:** ADD new proviso to appropriate nonrecurring revenue to various agencies for Fiscal Year 2023-24, generated from specific sources.