

REPORT OF THE GENERAL GOVERNMENT, PERSONNEL & BENEFITS SUBCOMMITTEE

(Anthony, Herbkersman, Hayes, Pitts & Whitmire - Staff Contact: Kara Brurok)

HOUSE BILL 3223

H. 3223 -- Rep. White: A BILL TO AMEND SECTIONS 1-11-55, AS AMENDED, 1-11-425, 1-23-120, AS AMENDED, 2-1-230, 2-3-75, 2-13-60, 2-13-180, 2-13-190, AS AMENDED, 2-13-200, 2-13-210, 11-35-310, 11-53-20, AND 29-6-250, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING, IN WHOLE OR IN PART, TO THE OFFICE OF LEGISLATIVE PRINTING, INFORMATION AND TECHNOLOGY SYSTEMS (LPITS), SO AS TO CHANGE THE NAME OF THIS OFFICE TO THE LEGISLATIVE SERVICES AGENCY (LSA).

Summary of Bill:

This bill changes the Office of Legislative Printing, Information, and Technology Systems (LPITS) to the Legislative Services Agency (LSA).

Introduced:

01/08/2013

Received by Ways and Means:

01/08/2013

Estimated Fiscal Impact:

No Impact

Subcommittee Recommendation:

Adopted

Full Committee Recommendation:

Pending

Other Notes/Comments:

FISCAL IMPACT STATEMENT ON BILL NO. **H.3223**
(Doc. No. 3039sd13.docx)

TO:	The Honorable W. Brian White, Chairperson, House Ways and Means Committee		
FROM:	State Budget Division, Budget and Control Board		
ANALYSTS:	K. Earle Powell		
DATE:	April 5, 2013	SBD:	2013074

AUTHOR:	Representative White	PRIMARY CODE CITE:	1-11-55
SUBJECT:	Legislative Printing, Printing, Information & Technology Systems		

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:
\$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:
\$0 (No additional expenditures or savings are expected)

BILL SUMMARY:

House Bill 3223 amends the Code of Laws of South Carolina, 1976, to redesignate the Legislative Printing, Information and Technology Systems (LPITS) to the Legislative Services Agency (LSA).

EXPLANATION OF IMPACT:

LPITS indicates there is no fiscal impact with the adoption of this Bill.


LOCAL GOVERNMENT IMPACT:

None.

SPECIAL NOTES:

None.

Approved by:



Brenda Hart
Assistant Director, State Budget Division

South Carolina General Assembly
120th Session, 2013-2014

H. 3223

STATUS INFORMATION

General Bill

Sponsors: Rep. White

Document Path: I:\council\bills\dka\3039sd13.docx

Introduced in the House on January 8, 2013

Currently residing in the House Committee on **Ways and Means**

Summary: Legislative Printing, Information, and Technology Systems

HISTORY OF LEGISLATIVE ACTIONS

Date	Body	Action Description with journal page number
1/8/2013	House	Introduced and read first time (<u>House Journal-page 132</u>)
1/8/2013	House	Referred to Committee on Ways and Means (<u>House Journal-page 132</u>)

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VERSIONS OF THIS BILL

1/8/2013

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8
9 **A BILL**

10
11 TO AMEND SECTIONS 1-11-55, AS AMENDED, 1-11-425,
12 1-23-120, AS AMENDED, 2-1-230, 2-3-75, 2-13-60, 2-13-180,
13 2-13-190, AS AMENDED, 2-13-200, 2-13-210, 11-35-310,
14 11-53-20, AND 29-6-250, CODE OF LAWS OF SOUTH
15 CAROLINA, 1976, ALL RELATING, IN WHOLE OR IN PART,
16 TO THE OFFICE OF LEGISLATIVE PRINTING,
17 INFORMATION AND TECHNOLOGY SYSTEMS (LPITS), SO
18 AS TO CHANGE THE NAME OF THIS OFFICE TO THE
19 LEGISLATIVE SERVICES AGENCY (LSA).

20
21 Be it enacted by the General Assembly of the State of South
22 Carolina:

23
24 SECTION 1. Section 1-11-55(1) of the 1976 Code is amended to
25 read:

26
27 “(1) ‘Governmental body’ means a state government
28 department, commission, council, board, bureau, committee,
29 institution, college, university, technical school, legislative body,
30 agency, government corporation, or other establishment or official
31 of the executive, judicial, or legislative branches of this State.
32 Governmental body excludes the General Assembly, Legislative
33 Council, the ~~Office of Legislative Printing, Information and~~
34 ~~Technology Systems~~ Services Agency, and all local political
35 subdivisions such as counties, municipalities, school districts, or
36 public service or special purpose districts.”

37
38 SECTION 2. Section 1-11-425 of the 1976 Code is amended to
39 read:

1 “Section 1-11-425. All agencies using appropriated funds shall
2 print on the last page of all bound publications the following
3 information:

- 4 (1) total printing cost,
- 5 (2) total number of documents printed, and
- 6 (3) cost per unit.

7 The President Pro Tempore of the Senate, the Speaker of the
8 House, ~~the Legislative Printing, Information and Technology~~
9 ~~Systems Services Agency~~, the presidents of each institution of
10 higher education, and the State Board for Technical and
11 Comprehensive Education may exempt from this requirement
12 documents published by their respective agencies. Agency
13 publications which are produced for resale are also exempt from
14 this requirement.

15 Publications of public relations nature produced by Parks,
16 Recreation and Tourism and the Division of State Development are
17 exempt from this requirement.”

18
19 SECTION 3. Section 1-23-120(C) of the 1976 Code is amended
20 to read:

21
22 “(C) Upon receipt of the regulation, the President and Speaker
23 shall refer the regulation for review to the standing committees of
24 the Senate and House which are most concerned with the function
25 of the promulgating agency. A copy of the regulation or a
26 synopsis of the regulation must be given to each member of the
27 committee, and Legislative Council shall notify all members of the
28 General Assembly when regulations are submitted for review
29 either through electronic means or by addition of this information
30 to the website maintained by ~~the Legislative Printing Information~~
31 ~~and Technology Services Agency~~, or both. The committees to
32 which regulations are referred have one hundred twenty days from
33 the date regulations are submitted to the General Assembly to
34 consider and take action on these regulations. However, if a
35 regulation is referred to a committee and no action occurs in that
36 committee on the regulation within sixty calendar days of receipt
37 of the regulation, the regulation must be placed on the agenda of
38 the full committee beginning with the next scheduled full
39 committee meeting.”

40
41 SECTION 4. Section 2-1-230 of the 1976 Code, as added by Act
42 119 of 2005, is amended to read:

1 “Section 2-1-230. (A) With the exception of the Governor’s
2 Executive Budget and related documents and telephone directories,
3 an agency, a department, or an entity of state government required
4 by law to report to the General Assembly shall prepare its report
5 and transmit its report electronically to the ~~Office of Legislative~~
6 ~~Printing, Information and Technology Systems (LPITS) Services~~
7 ~~Agency (LSA)~~ and to the State Library as provided in Section
8 60-2-30. ~~LPITS LSA~~ shall notify the members of the General
9 Assembly that the report is available. An agency, a department, or
10 an entity of state government may not provide the General
11 Assembly with hard copies of a publication whether or not the
12 publication, report, or other document is required by law to be
13 furnished to the General Assembly, and a publication only may be
14 provided to a member of the General Assembly if the member
15 requests the publication.

16 (B) The agency, department, or entity of state government shall
17 transmit these publications to the ~~Office of Legislative Printing,~~
18 ~~Information and Technology Systems (LPITS) Services Agency~~
19 ~~(LSA)~~ by electronic medium in a format and form pursuant to
20 technical standards as may be established by ~~LPITS LSA~~. ~~LPITS~~
21 ~~LSA~~ shall make information transmitted available through its
22 network.

23 (C) A report governed by the requirements of this section may
24 be published in hard copy form for distribution to the General
25 Assembly if authorized by the Speaker of the House and the
26 President Pro Tempore of the Senate.”

27
28 SECTION 5. Section 2-3-75 of the 1976 Code is amended to
29 read:

30
31 “Section 2-3-75. (A) The name of the Office of Legislative
32 Printing, Information and Technology Systems (LPITS) on the
33 effective date of this subsection is hereby changed to the
34 Legislative Services Agency (LSA). All references to the former
35 Office of Legislative Printing, Information and Technology
36 Systems (LPITS) in the 1976 Code, or other provisions of law are
37 considered to be and must be construed to mean the Legislative
38 Services Agency (LSA).

39 (B) ~~The Office of Legislative Printing, Information and~~
40 ~~Technology Systems (LPITS) Services Agency (LSA)~~ is
41 established under the joint direction and management of the Clerk
42 of the Senate and the Clerk of the House. The clerks shall employ
43 a director to carry out the business of the office, who shall have

1 authority to hire and discharge staff with the approval of the clerks,
2 with funds as may be authorized by the General Assembly. The
3 ~~Office of Legislative Printing, Information and Technology~~
4 ~~Systems Services Agency~~ has the following authority and duties:

5 (1) The ~~Office of Legislative Printing, Information and~~
6 ~~Technology Systems Services Agency~~ shall provide printing and
7 technical services to the House of Representatives, the Senate, the
8 Legislative Council, and the Code Commissioner. The Director of
9 ~~LPITS LSA~~, with the approval of the clerks shall contract for all
10 legislative printing requirements not otherwise provided for by
11 law. ~~LPITS LSA~~ shall also contract for the printing requirements
12 of the Code Commissioner as contained in Section 2-13-60(4).

13 (2) Any materials which have been printed or paid for under
14 the ~~LPITS LSA~~ printing contract may be sold to other state
15 agencies and private persons. All funds received for this service
16 must be deposited in the state treasury to the credit of the general
17 fund of the State. Before any funds are paid into the state treasury,
18 all necessary expenses incurred by the ~~Office of LPITS LSA~~ in the
19 production and distribution of materials in accordance with this
20 section may be first deducted and retained by the ~~Office of LPITS~~
21 ~~LSA~~. Payment for these expenses may be made on order of the
22 Director of ~~Legislative Printing, Information and Technology~~
23 ~~Systems Services Agency~~ and approval of the Clerks of the House
24 and Senate.

25 (3) ~~Legislative Printing, Information and Technology~~
26 ~~Systems Services Agency~~ may sell by means of electronic
27 transmission or by other means as it considers appropriate any
28 legislative document or report which may be obtained under the
29 provisions of Chapter 4, of Title 30 of the 1976 Code. This sale is
30 with the approval of the Clerks of the House and Senate upon their
31 prior consultation with the Speaker of the House and the President
32 Pro Tempore of the Senate.”

33
34 SECTION 6. Section 2-13-60(5) of the 1976 Code is amended to
35 read:

36
37 “(5) annually prepare for publication, to be printed by the Office
38 of ~~Legislative Printing, Information and Technology Systems~~
39 ~~(LPITS) Services Agency~~, the statutes and joint resolutions passed
40 at the preceding session;”

41
42 SECTION 7. Section 2-13-180 of the 1976 Code is amended to
43 read:

1
2 “Section 2-13-180. The Code Commissioner, from time to
3 time during any session of the General Assembly, shall furnish the
4 ~~Office of Legislative Printing, Information and Technology~~
5 ~~Systems (LPITS) Services Agency (LSA)~~ with all acts and joint
6 resolutions of a general and permanent nature which have become
7 law. The ~~Office of Legislative Printing, Information and~~
8 ~~Technology Systems (LPITS) Services Agency (LSA)~~ as soon as
9 practicable after delivery of these acts and joint resolutions shall
10 furnish the Code Commissioner with page proofs of all acts and
11 joint resolutions.”

12
13 SECTION 8. Section 2-13-190 of the 1976 Code, as last amended
14 by Act 10 of 2009, is further amended to read:

15
16 “Section 2-13-190. After receiving the page proofs corrected
17 from the Code Commissioner, the ~~Office of Legislative Printing,~~
18 ~~Information and Technology Systems (LPITS) Services Agency~~
19 shall print the same and shall deliver not more than twenty-five
20 copies to the Code Commissioner as the commissioner orders.
21 ~~LPITS LSA~~ shall publish the advance sheets online as directed by
22 the Code Commissioner and in accordance with applicable law.
23 Dissemination of advance sheets to previous recipients will be
24 accomplished by making them available online only and will not
25 be provided in printed form.”

26
27 SECTION 9. Section 2-13-200 of the 1976 Code is amended to
28 read:

29
30 “Section 2-13-200. The Code Commissioner and the Legislative
31 Council may sell the service mentioned in Section 2-13-190 on
32 terms agreeable to the council and the Code Commissioner. All
33 funds received for this service must be deposited in the state
34 treasury, to the credit of the general funds of the State, but before
35 any funds are paid into the state treasury, the expenses of the Code
36 Commissioner and the ~~Office of Legislative Printing, Information~~
37 ~~and Technology Systems (LPITS) Services Agency (LSA)~~ for
38 additional supplies, postage, and clerical help may be first
39 deducted. Payment of these additional expenses may be made on
40 order of the Chairman of the Legislative Council and the Clerks of
41 the House and Senate.”

1 SECTION 10. Section 2-13-210 of the 1976 Code is amended to
2 read:

3
4 "Section 2-13-210. Within twenty-five days after the
5 adjournment of any session of the General Assembly, the Code
6 Commissioner shall furnish the Director of the ~~Office of~~
7 ~~Legislative Printing, Information and Technology Systems~~
8 ~~Services Agency~~ all acts and joint resolutions passed, and which
9 have been approved by the Governor. The Code Commissioner
10 shall deliver to the Director of the ~~Office of Legislative Printing,~~
11 ~~Information and Technology Systems Services Agency~~, within
12 fifteen days after the receipt of the final page proof, a complete
13 index of all the acts and joint resolutions furnished the director and
14 such other copy as may be necessary for the published acts. The
15 style and makeup of the acts and joint resolutions must be in such
16 form as the Code Commissioner and Clerks of the Senate and the
17 House may agree upon."

18
19 SECTION 11. Section 11-35-310(18) of the 1976 Code is
20 amended to read:

21
22 "(18) 'Governmental Body' means a state government
23 department, commission, council, board, bureau, committee,
24 institution, college, university, technical school, agency,
25 government corporation, or other establishment or official of the
26 executive or judicial branch. Governmental body excludes the
27 General Assembly or its respective branches or its committees,
28 Legislative Council, the ~~Office of Legislative Printing, Information~~
29 ~~and Technology Systems Services Agency~~, and all local political
30 subdivisions such as counties, municipalities, school districts, or
31 public service or special purpose districts or any entity created by
32 act of the General Assembly for the purpose of erecting
33 monuments or memorials or commissioning art that is being
34 procured exclusively by private funds."

35
36 SECTION 12. Section 11-53-20 of the 1976 Code is amended to
37 read:

38
39 "Section 11-53-20. It is mandated by the General Assembly that
40 the SCEIS shall be implemented for all agencies, with the
41 exception of lump-sum agencies, the General Assembly or its
42 respective branches or its committees, Legislative Council, and the
43 ~~Office of Legislative Printing and Information Technology~~

1 ~~Resources Services Agency~~. The South Carolina Enterprise
2 Information System Oversight Committee, as appointed by the
3 Comptroller General, shall provide oversight for the
4 implementation and continued operations of the system. The
5 Budget and Control Board is authorized to use any available
6 existing technology resources to assist with funding of the initial
7 implementation of the system. It is further the intent of the
8 General Assembly to fund the central government costs related to
9 the implementation of the system. Agencies are required to
10 implement SCEIS at a cost and in accordance with a schedule
11 developed and approved by the SCEIS Oversight Committee. Full
12 implementation must be completed within five years. An agency's
13 implementation cost shall be borne by that agency through existing
14 appropriations, grants, and/or the State Treasurer's Master Lease
15 Program and shall be for the implementation of the "back office"
16 administrative functions that are common to all agencies in the
17 areas of purchasing, finance, human resources, payroll, and
18 budgeting. Any issues arising with regard to project scope,
19 implementation schedule, and associated costs shall be directed to
20 the SCEIS Oversight Committee for resolution. In cooperation
21 with the Comptroller General and the Budget and Control Board's
22 Division of State Information Technology, the South Carolina
23 Enterprise Information System Oversight Committee is required to
24 report by January 31 ~~thirty-first~~ of the fiscal year to the Governor,
25 the Chairman of the Senate Finance Committee, and the Chairman
26 of the House Ways and Means Committee the status of the
27 system's implementation and on-going operations."

28
29 SECTION 13. Section 29-6-250(4) of the 1976 Code is amended
30 to read:

31
32 "(4) For purposes of this section, 'governmental body' means a
33 state government department, commission, council, board, bureau,
34 committee, institution, college, university, technical school,
35 agency, government corporation, or other establishment or official
36 of the executive or judicial branch, and all local political
37 subdivisions. Governmental body excludes the General Assembly
38 or its respective branches or its committees, Legislative Council,
39 ~~the Office of Legislative Printing, Information and Technology~~
40 ~~Systems Services Agency~~, or any entity created by act of the
41 General Assembly for the purpose of erecting monuments or
42 memorials or commissioning art that is procured exclusively by
43 private funds."

1
2 SECTION 14. This act takes effect upon approval by the
3 Governor.
4 -----XX-----
5