

**HEALTH CARE  
SUBCOMMITTEE  
RECOMMENDATIONS  
TO THE  
PROVISO  
SUBCOMMITTEE**

**HEALTH CARE SUBCOMMITTEE  
RECOMMENDATIONS FOR FY 2012-13  
TO THE PROVISO SUBCOMMITTEE**

**SECTION 20 - H73-DEPARTMENT OF VOCATIONAL REHABILITATION**

- 20.1 AMEND** (Production Contracts Revenue) Provides for the retention and use of production contracts revenues earned by handicapped trainees.

**SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to reference to "handicapped trainees of the Evaluation and Training Facilities (Workshops)" to "people with disabilities receiving job readiness training at the agency's Work Training Centers." *Technical to update terminology.* Fiscal Impact: No impact on the General Fund. Requested by Department of Vocational Rehabilitation.

**20.1.** (VR: Production Contracts Revenue) All revenues derived from production contracts earned by ~~the handicapped trainees of the Evaluation and Training Facilities (Workshops)~~ people with disabilities receiving job readiness training at the agency's Work Training Centers may be retained by the State Agency of Vocational Rehabilitation and used in the facilities for Client Wages and any other production costs; and further, any excess funds derived from these production contracts may be used for other operating expenses and/or permanent improvements of these facilities.

- 20.3 DELETE** (Basic Support Program Reconciliation) Requires the department complete a reconciliation of the cost to operate the Basic Support program relative to the combination of available state and federal funds.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *The proviso is no longer relevant due to the Federal Cash Management Act.* Fiscal Impact: No impact on the General Fund. Requested by Department of Vocational Rehabilitation.

**20.3.** (VR: Basic Support Program Reconciliation) ~~The General Assembly hereby directs the Department of Vocational Rehabilitation to complete a reconciliation of the cost to operate the Basic Support program related to the combination of state and federal funds available following the close of each federal fiscal year. Such reconciliation shall begin with the federal fiscal year ending September 30, 1989. Federal funds participation for that period shall be applied at the maximum allowable percentage and the level of those funds on hand which have resulted from the over participation of state funds shall be remitted to the general fund within one hundred twenty days following the close of the federal fiscal year. This reconciliation and subsequent remission to the general fund shall be reviewed by the State Auditor to ensure that appropriate federal/state percentages are applied. It is the intent of the General Assembly that federal/state percentages budgeted and appropriated shall in no way be construed as authorization for the department to retain the federal funds involved.~~

**SECTION 22 - J04-DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

- 22.6 DELETE** (Speech & Hearing) Require the department to their appropriated funds as necessary to continue Speech and Hearing programs.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *Funds for these programs are a special line item rendering the proviso unnecessary.* Fiscal Impact: No impact on the General Fund. Requested by Department of Health and Environmental Control.

**22.6.** (DHEC: Speech & Hearing) ~~The Department of Health and Environmental Control shall utilize so much of the funds appropriated in this section as may be necessary to continue the Speech and Hearing programs.~~

**HEALTH CARE SUBCOMMITTEE  
RECOMMENDATIONS FOR FY 2012-13  
TO THE PROVISO SUBCOMMITTEE**

- 22.9**     **AMEND** (Emergency Medical Services) Provides for the allocation of Emergency Medical Services funds.

**SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to delete specific reference to appropriation of "\$1,234,288." *During the budget process these funds will be placed on a special line item rendering a specified amount necessary.* Fiscal Impact: No impact on the General Fund. Requested by Department of Health and Environmental Control.

**22.9.** (DHEC: Emergency Medical Services) Funds appropriated herein for Emergency Medical Services, shall be allocated for the purpose of improving and upgrading the EMS system throughout the state. The monies allocated to the Counties are for the purpose of improving or upgrading the local EMS system through the licensed ambulance services, the monies allocated to the EMS Regional Councils are for the administration of training programs and technical assistance to local EMS organizations and county systems. All additional funds are to be allocated as follows: to the counties at the ratio of eighty-one percent of the additional funds appropriated herein, to the EMS Regions at a ratio of twelve percent of the additional funds appropriated herein and to the state EMS Office at the ratio of seven percent of the additional funds appropriated herein. The Department of Health and Environmental Control shall develop criteria and guidelines and administer the system to make allocations to each region and county within the state, based on demonstrated need and local match. Funds appropriated, ~~\$1,234,288~~, to Emergency Medical Services shall not be transferred to other programs within the department's budget. Unexpended funds appropriated to the program may be carried forward to succeeding fiscal years and expended for administrative and operational support and for temporary and contract employees to assist with duties related to improving and upgrading the EMS system throughout the state, including training of EMS personnel and administration of grants to local EMS providers. In addition, when instructed by the Budget and Control Board or the General Assembly to reduce funds by a certain percentage, the department may not reduce the funds appropriated for EMS Regional Councils or Aid to Counties greater than such stipulated percentage.

- 22.25**     **DELETE** (Health Disparities Study-State Health Plan for Elimination of Health Disparities) Directs the department to provide leadership in implementing the State Health Improvement Plan for eliminating health disparities.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *A report and plan have been developed.* Fiscal Impact: No impact on the General Fund. Requested by Department of Health and Environmental Control.

**22.25.** (DHEC: Health Disparities Study-State Health Plan for Elimination of Health Disparities) ~~The Department of Health and Environmental Control will provide leadership in the implementation of the State Health Improvement Plan for the elimination of health disparities with specific goals similar to the national Healthy People 2010 goals and targeting health disparities among our state's minority population. The Plan will address the areas of diabetes, heart disease, stroke, cancer, HIV/AIDS, infant mortality and childhood/adult immunizations. Working with public and private health care institutions, state agencies and providers, DHEC will provide leadership in the coordination of services, elimination of duplication and coordination of federal and state funding.~~

- 22.26**     **DELETE** (Head Lice) Authorizes the department to spend \$200,000 of revenue to fund the head lice program statewide.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *The agency is mandated to respond to any significant public health outbreak based on need and the direct threat to the*

**HEALTH CARE SUBCOMMITTEE  
RECOMMENDATIONS FOR FY 2012-13  
TO THE PROVISO SUBCOMMITTEE**

*public.* Fiscal Impact: No impact on the General Fund. Requested by Department of Health and Environmental Control.

~~22.26. (DHEC: Head Lice) The Department of Health and Environmental Control is authorized to expend \$200,000 in other fund accounts in order to fund the head lice program statewide.~~

- 22.37 DELETE** (Hemophilia Recombinant Factors) Requires the department, when a physician prescribes recombinant factors for Hemophilia patients, to provide the patient with a choice of recombinant factors regardless of their past Hemophilia treatment.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *Actions specified by the proviso have been implemented and the agency would support the treatment specified by the physician.* Fiscal Impact: No impact on the General Fund. Requested by Department of Health and Environmental Control.

~~22.37. (DHEC: Hemophilia Recombinant Factors) The Department of Health and Environmental Control shall provide patients with Hemophilia the choice of recombinant factors when prescribed by a physician regardless of the patient's past Hemophilia treatment methods.~~

**SECTION 23 - J12-DEPARTMENT OF MENTAL HEALTH**

- 23.4 DELETE** (Transfer of Patients to DDSN) Authorizes the department to transfer state funds to DDSN to cover the state match related to patients transferred from the department to DDSN. Authorize the department to use up to \$500,000 of the Patient Fee Account to help defray the cost of the transferees.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *The proviso is no longer in use.* Fiscal Impact: No impact on the General Fund. Requested by Department of Mental Health.

~~23.4. (DMH: Transfer of Patients to DDSN) DMH is authorized to transfer to the Department of Disabilities and Special Needs, state appropriations to cover the state match related to expenditures initiated as a result of the transfer of appropriate patients from DMH to the Department of Disabilities and Special Needs. In addition to other payments as authorized in this act, DMH is also authorized to utilize up to \$500,000 from the Patient Fee Account to help defray costs of these transferees.~~

**SECTION 24 - J16-DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS**

- 24.5 DELETE** (Medicare Reimbursements) Authorize the department to continue to budget Medicare reimbursements to cover program operating expenses.

**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *The department no longer bills Medicare, therefore the proviso is no longer relevant.* Fiscal Impact: No impact on the General Fund. Requested by Department of Disabilities and Special Needs.

~~24.5. (DDSN: Medicare Reimbursements) The department may continue to budget Medicare reimbursements to cover operating expenses of the program providing such services.~~

**HEALTH CARE SUBCOMMITTEE  
RECOMMENDATIONS FOR FY 2012-13  
TO THE PROVISO SUBCOMMITTEE**

- 24.15 DELETE** (FMAP Extension Carry Forward) Authorizes the department to carry forward increased FMAP funds and provides guidelines for the expenditure of such funds.  
**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *The funds no longer exist.* Fiscal Impact: No impact on the General Fund. Requested by Department of Disabilities and Special Needs.

~~24.15. (DDSN: FMAP Extension Carry Forward) The department is authorized to carry forward the funds received as a result of the January through June 2011 federal extension of the increased FMAP. The department is authorized to use the funds to maintain current service levels, to support Traumatic Brain or Spinal Cord Injury Post-Acute Rehabilitation, system enhancements of the assessment process and the monitoring and documentation process for home and community based services in order to increase efficiency and reduce fraud and abuse.~~

**SECTION 25 - J20-DEPARTMENT OF ALCOHOL & OTHER DRUG ABUSE SERVICES**

- 25.mmt ADD** (Medicaid Match Transfer) **SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to require the department to transfer \$1,915,902 at the beginning of the fiscal year to the Department of Health and Human Services to meet federal Medicaid Match requirements for delivering alcohol and other drug abuse services to the Medicaid population. *The transfer will allow DHHS to maximize federal Medicaid match funds.* Fiscal Impact: No impact on the General Fund. Requested by Department of Alcohol and Other Drug Abuse Services.

*25.mmt. (DAODAS: Medicaid Match Transfer) At the beginning of the fiscal year, the Department of Alcohol and Other Drug Abuse Services will transfer \$1,915,902 to the Department of Health and Human Services to meet federal Medicaid Match participation requirements for the delivery of alcohol and other drug abuse services to the Medicaid beneficiary population.*

**SECTION 26 - L04-DEPARTMENT OF SOCIAL SERVICES**

- 26.13 DELETE** (Prevent Welfare Reform Duplication of Services) States the General Assembly's intent that DSS does not duplicate services provided by the Department of Employment and Workforce and other state agencies. Directs agencies to cooperate with DSS in implementing the Family Independence Act of 1995.  
**SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *Proviso was implemented in the mid 1990s. The departments have an effective working relationship in this policy area, rendering the proviso obsolete.* Fiscal Impact: No impact on the General Fund. Requested by Department of Social Services.

~~26.13. (DSS: Prevent Welfare Reform Duplication of Services) The intent of the General Assembly is that the Department of Social Services not duplicate services available at the Department of Employment and Workforce and other state agencies. All state agencies are directed to cooperate with DSS as it implements the Family Independence Act of 1995. Monies appropriated for the purpose of implementing the Family Independence Act of 1995, and used to hire persons or procure services for employment training purposes, shall be reported to the Governor to ensure duplication of services does not occur.~~

**HEALTH CARE SUBCOMMITTEE  
RECOMMENDATIONS FOR FY 2012-13  
TO THE PROVISO SUBCOMMITTEE**

**SECTION 89 - X90-GENERAL PROVISIONS**

- 89.16 AMEND** (Allowance for Residences & Compensation Restrictions) Authorizes specific positions to occupy agency-owned residences without charge and provides compensation guidelines

**SUBCOMMITTEE RECOMMENDATION:** AMEND proviso delete references to the Department of Mental Health employees. *The department no longer provides housing for employees.* Fiscal Impact: No impact on the General Fund. Requested by Department of Mental Health.

**89.16. (GP: Allowance for Residences & Compensation Restrictions)** That salaries paid to officers and employees of the State, including its several boards, commissions, and institutions shall be in full for all services rendered, and no perquisites of office or of employment shall be allowed in addition thereto, but such perquisites, commodities, services or other benefits shall be charged for at the prevailing local value and without the purpose or effect of increasing the compensation of said officer or employee. The charge for these items may be payroll deducted at the discretion of the Comptroller General or the chief financial officer at each agency maintaining its own payroll system. This shall not apply to the Governor's Mansion, ~~nor for department-owned housing used for recruitment and training of Mental Health Professionals,~~ nor to guards at any of the state's penal institutions and nurses and attendants at ~~the Department of Mental Health,~~ and the Department of Disabilities and Special Needs, and registered nurses providing clinical care at the MUSC Medical Center, nor to the Superintendent and staff of John de la Howe School, nor to the cottage parents and staff of Wil Lou Gray Opportunity School, nor to full-time or part-time staff who work after regular working hours in the SLED Communications Center or Maintenance Area, nor to adult staff at the Governor's School for Science and Mathematics who are required to stay on campus by the institution because of job requirements or program participation. The presidents of those state institutions of higher learning authorized to provide on-campus residential facilities for students may be permitted to occupy residences on the grounds of such institutions without charge.

Any state institution of higher learning may provide a housing allowance to the president in lieu of a residential facility, the amount to be approved by the Budget and Control Board.

That the following may be permitted to occupy residences owned by the respective departments without charge: ~~the Director of the Department of Mental Health;~~ the Farm Director, Farm Managers, and Specialists employed at the Wateree River Correctional Institution; the South Carolina State Commission of Forestry fire tower operators, forestry aides, and caretaker at central headquarters; the Department of Natural Resources' Game Management Personnel, Fish Hatchery Superintendents, Lake Superintendent, and Fort Johnson Superintendent; the Department of Parks, Recreation and Tourism field personnel in the State Parks Division; Director of Wil Lou Gray Opportunity School; President of the School for the Deaf and the Blind; houseparents for the Commission for the Blind; South Carolina Department of Health and Environmental Control personnel at the State Park Health Facility and Camp Burnt Gin; Residence Life Coordinators at Lander University; Residence Life Directors, temporary and transition employees, student interns, and emergency personnel at Winthrop University; Farm Superintendent at Winthrop University; Residence Hall Directors at the College of Charleston; Clemson University's Head Football Coach; the Department of Disabilities and Special Needs' physicians and other professionals at Whitten Center, Clemson University Off-Campus Agricultural Staff and Housing Area Coordinators; and University of South Carolina's Manager of Bell Camp Facility, Housing Maintenance Night Supervisors, Residence Life Directors, temporary and transition employees, and emergency medical

**HEALTH CARE SUBCOMMITTEE  
RECOMMENDATIONS FOR FY 2012-13  
TO THE PROVISO SUBCOMMITTEE**

personnel; TriCounty Technical College's Bridge to Clemson Resident and Area Directors. Except in the case of elected officials, the fair market rental value of any residence furnished to a state employee shall be reported by the state agency furnishing the residence to the Agency Head Salary Commission, and the Division of Budget and Analyses by October first, of each fiscal year.

All salaries paid by departments and institutions shall be in accord with a uniform classification and compensation plan, approved by the Budget and Control Board, applicable to all personnel of the State Government whose compensation is not specifically fixed in this act. Such plan shall include all employees regardless of the source of funds from which payment for personal service is drawn. The Division of Budget and Analyses of the Budget and Control Board is authorized to approve temporary salary adjustments for classified and unclassified employees who perform temporary duties which are limited by time and/or funds. When approved, a temporary salary adjustment shall not be added to an employee's base salary and shall end when the duties are completed and/or the funds expire. Academic personnel of the institutions of higher learning and other individual or group of positions that cannot practically be covered by the plan may be excluded therefrom but their compensations as approved by the Division of Budget and Analyses shall, nevertheless, be subject to review by the Budget and Control Board. Salary appropriations for employees fixed in this act shall be in full for all services rendered, and no supplements from other sources shall be permitted or approved by the Budget and Control Board. With the exception of travel and subsistence, legislative study committees shall not compensate any person who is otherwise employed as a full-time state employee. Salaries of the heads of all agencies of the State Government shall be specifically fixed in this act and no salary shall be paid any agency head whose salary is not so fixed. Commuter mileage on non-exempt state vehicles shall be considered as income and reported by the Comptroller General in accordance with IRS regulations. As long as there is no impact on appropriated funds, state agencies and institutions shall be allowed to spend public funds and/or other funds for designated employee award programs which shall have written criteria approved by the agency governing board or commission. For purposes of this section, monetary awards, if any, shall not be considered a part of an employee's base salary, a salary supplement, or a perquisite of employment. The names of all employees receiving monetary awards and the amounts received shall be reported annually to the South Carolina Division of Budget and Analyses.

In the case of lodging furnished by certain higher education institutions to employees, the prevailing local rate does not apply if the institution meets the exceptions for inadequate rent described in the current Internal Revenue Code Section 119(d)(2). To meet the exception, rental rates must equal the lesser of five percent of the appraised value of the qualified campus lodging, or the average of the rentals paid by individuals (other than employees or students of the educational institution) during the calendar year for lodging provided by the educational institution which is comparable to the qualified campus lodging provided to the employee, over the rent paid by the employee for the qualified campus lodging during the calendar year. The appraised value shall be determined as of the close of the calendar year in which the taxable year begins, or, in the case of a rental period not greater than one year, at any time during the calendar year in which the period begins.