

**SPONSOR: REP. GARRY SMITH**

**#1**

**COMMISSION ON HIGHER EDUCATION**

**11.ms. (CHE: Mission, Ethics and Values Statements) Each institution of higher learning shall submit a report that denotes their mission, ethics, and values statements to the members of the General Assembly by January 3, 2015.**

**SPONSOR: LEGISLATIVE, EXECUTIVE & LOCAL GOVERNMENT  
SUBCOMMITTEE**

**RECOMMENDATION: AMEND**

**117.103.** (GP: ~~Retirement Investment Commission~~ *RSIC Performance Incentive Compensation Plan*)  
Of the funds appropriated and or authorized, the Retirement Investment Commission shall submit a ~~report~~  
*Performance Incentive Compensation Plan* to the Senate Finance Retirement Subcommittee and the  
*House* Ways and Means Legislative, Executive, and Local Government Subcommittee by January 15,  
2014 ~~2015~~ that sets forth a plan regarding *investment staff's* salary bonuses for ~~calendar year 2015~~ *Fiscal*  
*Year 2015-16. The plan shall include, but not be limited to, a clearly articulated listing of employees*  
*affected, how much incentive bonus is to be received, and clearly delineated associated performance*  
*goals and outcomes.*

*The Senate and House Subcommittees must approve or disapprove the plan by June 30, 2015 and the*  
*plan must not be implemented without legislative approval. Any bonus plan, if not approved by the*  
*legislative subcommittees, may not be carried over from year to year.*

**SPONSOR: REP. MERRILL**

**RECOMMENDATION: AMEND**

117.114. (GP: Fiduciary Audit) Of the funds authorized for the ~~Retirement System Investment Commission~~ Public Employee Benefit Authority, the ~~commission~~ authority shall transfer \$700,000 to the Office of Inspector General. The funds transferred shall be utilized by the Inspector General to employ a private audit firm to perform the fiduciary audit on the ~~Retirement System Investment Commission~~ Public Employee Benefit Authority as required by Section ~~9-16-380~~ 9-4-40 of the 1976 Code, as amended.

#6

**SPONSOR: REP. MERRILL**

**RECOMMENDATION: ADD**

NEW (Retirement Investment Commission Audit) For Fiscal Year 2014-2015, the provisions of Section 9-16-380 requiring the Inspector General to employ a private audit firm to perform the fiduciary audit on the Retirement System Investment Commission as required by Section 9-16-380 of the 1976 Code shall be suspended. Any savings generated by not conducting the audit shall be used to conduct audits required by Section 9-4-40 of the 1976 Code.

#7

**SPONSOR: REP. MERRILL**

**RECOMMENDATION: DELETE**

~~118.9. (SR: Admissions Tax) For the current fiscal year, up to one hundred fourteen thousand dollars in admissions tax revenue collected annually from all events held at a NASCAR sanctioned motor speedway or racetrack that hosts at least one race each year featuring the preeminent NASCAR cup series must be rebated to the motorsports entertainment complex facility in the current fiscal year to keep a NASCAR race at the motorsports entertainment complex facility.~~

#9

**SPONSOR: LEGISLATIVE, EXECUTIVE & LOCAL GOVERNMENT SUBCOMMITTEE**

98.qm. (RSIC: Quarterly Meetings) The Retirement System Investment Commission shall be required to appear before the House Ways and Means Committee's, Legislative, Executive and Local Government Subcommittee on a bi-annual basis at the request of the subcommittee. The purpose of the meeting shall include, but not be limited to, the review of quarterly investment reports and agency operations.

**#10**

**SPONSOR: REP. MERRILL**

**RECOMMENDATION: DELETE**

~~100.9. (ELECT: Help America Vote Act) Of funds appropriated to the commission for primary and general elections, the commission shall utilize any excess funds to match the Help America Vote Act program to the greatest extent possible, and also ensure compliance with the Uniformed and Overseas Citizens Absentee Voting Act of 1986.~~

**SPONSOR: LIMEHOUSE**

**#11**

**RECOMMENDATION: AMEND PROVISIO.**

**11.13.** (CHE: Higher Education Excellence Enhancement Program Additions) Converse College and Columbia College shall be eligible to receive funds under the Higher Education Excellence Enhancement Program ~~until June 30, 2014.~~



## **SPONSOR: REPS. MERRILL, COBB-HUNTER, & BARFIELD**

### **RECOMMENDATION: AMEND**

**91.4.** (LEG: Subsistence/Travel Regulations) (A) Members of the General Assembly shall receive subsistence for each legislative day that the respective body is in session and in any other instance in which a member is allowed subsistence expense. No member of the General Assembly except those present are eligible for subsistence on that day. Legislative day is defined as those days commencing on the regular annual convening day of the General Assembly and continuing through the day of adjournment sine die, excluding Friday, Saturday, Sunday, and Monday.

(B) Standing Committees of the Senate and House of Representatives are authorized to continue work during the interim; however, House members must receive advanced approval by the Speaker of the House and Senate members must receive advanced approval by the President Pro Tempore of the Senate or Standing Committee Chairman to meet. If such advanced approval is not received, the members of the General Assembly shall not be paid the per diem authorized in this provision. When certified by the Speaker of the House, President Pro Tempore of the Senate, or Standing Committee Chairman, the members serving on such committees shall receive a subsistence and mileage at the rate provided for by law, and the regular per diem established in this act for members of boards, commissions, and committees while attending scheduled meetings. Members may elect to receive actual expenses incurred for lodging and meals in lieu of the allowable subsistence expense. The funds for allowances specified in this proviso shall be paid to the members of the Senate or House of Representatives from the Approved Accounts of the respective body except as otherwise may be provided.

(C) Joint Study Committees created pursuant to Acts and Resolutions of the General Assembly are authorized to continue work during the interim to secure such information and complete such investigations as may be assigned to the respective committees; however, House members must receive advanced approval by the Speaker of the House and Senate members must receive advanced approval by the President Pro Tempore of the Senate or Standing Committee Chairman to meet. If such advanced approval is not received, the House and Senate members of the Joint Study Committee shall not be paid the per diem authorized in this provision. When certified by the appropriate authority, the members appointed to such committees shall receive a subsistence and mileage at the rate provided for by law, and the regular per diem established in this act for members of boards, commissions, and committees while attending scheduled meetings. Members may elect to receive actual expenses incurred for lodging and meals in lieu of the allowable subsistence expense. The allowances specified in this proviso shall be paid from funds appropriated to the respective committees for such purposes, or from Approved Accounts of the respective body of the General Assembly if no funds have been appropriated to such a committee for these purposes.

(D) Members of the Senate and the House of Representatives when traveling on official State business shall be allowed a subsistence and transportation expenses as provided for by law, and the regular per diem established in this act for members of boards, commissions, and committees upon approval of the appropriate chairman. When traveling on official business of the Senate or the House of Representatives not directly associated with a committee of the General Assembly, members shall be paid the same allowance upon approval of the President Pro Tempore of the Senate or the Speaker of the House of Representatives. In either instance, the members may elect to receive actual expenses incurred for lodging and meals in lieu of the allowable subsistence expense. The funds for the allowances specified in this proviso shall be paid from the Approved Accounts of the Senate or the House of Representatives or from the appropriate account of the agency, board, commission, task force or committee upon which the member serves.

(E) Members of the House of Representatives shall not be reimbursed for per diem, subsistence, or travel in connection with any function held outside of the regular session of the General Assembly unless prior approval has been received from the Speaker of the House.

(F) Notwithstanding any other provision of law, subsistence and mileage reimbursement for members of the General Assembly shall ~~not exceed~~ *be* the level authorized by the Internal Revenue Service for the Columbia area. *Provided, in calculating the subsistence reimbursement for members of the General Assembly the reimbursement rate for the lodging component shall be the average daily rate for hotels in the Columbia Downtown area as calculated by the Columbia Metro Convention and Visitor's Bureau for the preceding fiscal year of 2013-2014.*

**SPONSOR: REP. MERRILL**

117.wc. (GP: South Carolina Welcome Centers) Notwithstanding any agreement to the contrary, the Department of Parks, Recreation and Tourism shall assume control of all South Carolina Welcome Centers. Control shall include, but not necessarily be limited to, replacement, renovation and maintenance of these centers. The Department of Transportation shall transfer to the Department of Parks, Recreation and Tourism the amount of funds expended in the prior fiscal year for annual maintenance costs, not to exceed \$2,200,000.

**#14**

**SPONSOR: REP. MERRILL**

*117.im. (GP: Investment Match) The Department of Transportation shall be required to match, one-to-one, any investment made by the Department of Parks, Recreation and Tourism to replace or renovate any of the South Carolina Welcome Centers, not to exceed \$5,000,000.*

**Sponsor: Rep. Merrill**

# 15

**New Proviso**

*Section 84, Department of Transportation*

(DOT: Hanahan Permit Application) With the funds authorized for the Department of Transportation, the department shall coordinate and facilitate negotiations between the City of Hanahan, the United States Army Corps of Engineers, CSX Railroad, and other applicable entities for the necessary permit required to complete the Railroad Avenue Extension project in the City of Hanahan. The department shall submit any and all necessary applications for the required permit on behalf of the applicable entities no later than September 30, 2014.

## REP. SIMRILL PROPOSES THE FOLLOWING AMENDMENT:

### DEPARTMENT OF COMMERCE

**50.13.** (CMRC: Regional Economic Development Organizations) The Department of Commerce shall utilize ~~the \$5,000,000~~ \$4,850,000 appropriated in ~~Fiscal Year 2013-14~~ Fiscal Year 2014-15 for Regional Economic Development Organizations to provide funds to the following economic development organizations: ~~Of the \$5,000,000 appropriated for this purpose, \$4,350,000~~ and must be disbursed as follows:

- (1) Upstate Alliance, \$750,000;
- (2) Central SC Economic Development Alliance, \$750,000;
- (3) North Eastern Strategic Alliance (NESA), \$650,000;
- (4) Charleston Regional Development Alliance, \$650,000;
- (5) I-77 Alliance, \$575,000;
- (6) Economic Development Partnership, \$500,000; ~~and~~
- (7) Southern Carolina Alliance, \$475,000; ~~and~~
- (8) TheLINK Economic Alliance, \$350,000.

Each dollar of state funds must be matched with one dollar of private funds. The organization receiving state funds must certify that the private funds are new dollars specifically designated for the purpose of matching state funds and have not been previously allocated or designated for economic development. No funds appropriated in this proviso may be used for routine operating cost of the organization as defined by the Department of Commerce.

The remaining ~~\$650,000~~ \$150,000 shall be provided to Beaufort County ~~counties~~ as follows, provided ~~they meet~~ it meets the requirements established above:

- ~~(1) Beaufort County, \$250,000;~~
- ~~(2) Sumter County, \$250,000;~~
- ~~(3) Lancaster County, \$75,000; and~~
- ~~(4) Saluda County, \$75,000.~~

Upon receipt of the request for the funds and certification of the matching funds, the Department of Commerce shall disburse the funds to the requesting organization.

Funds recipients shall provide an annual report by November first, to the Chairmen of the Senate Finance Committee and the House Ways and Means Committee and the Secretary of Commerce on the expenditure of the funds and on the outcome measures.

Any unexpended, unallocated, or undistributed funds appropriated in prior fiscal years for Regional Economic Development Organizations shall be transferred to the Rural Infrastructure Fund at the Department of Commerce.

**SPONSOR: REP. SIMRILL**

*117.scd. (GP: Site Certification and Development) Any state funds received by the Department of Commerce, the Regional Economic Development Organizations, or by political subdivisions, whether by direct appropriation or indirect pass-through, and used for economic development-based site certification and development must adhere to the requirements of the South Carolina Consolidated Procurement Code.*

## Chairman White Proposes the Following

### 84 - NEW, Road Buy Back Program

The requirement that County Transportation Committees spend twenty-five percent of their "C" Fund apportionment on the state highway system for construction, improvements and maintenance is suspended. Prior to making any distribution of "C" Funds, the Department of Transportation shall sequester twenty-five percent of the total County Transportation Fund for a Road Buyback Program. Any local subdivision of government can file an application with the department to purchase a segment of the state system in return for a recurring allocation from these sequestered funds. Roads or road segments selected for this provision shall: not create orphans to the system; be residential in nature; and be grouped, if possible, to make maintenance operations more efficient. Preference shall be given to applications that seek to buy single purpose local roads and road segments that are 1/2 mile or less in length. In the aggregate, no county is eligible to receive more 'buyback dollars' than they would have received under the prior formula. If at any time the 'buyback dollars' are not annually remitted to the acquiring county, ownership must revert back to the State.



**PROVISOS CARRIED OVER BY PROVISO SUBCOMMITTEE FOR CONSIDERATION**

**SECTION 49 - P28-DEPARTMENT OF PARKS, RECREATION AND TOURISM**

- 49.8 CARRIED OVER** (Destination Specific, Tourism and Marketing Transfer) Provides for Motion Picture Incentive Wage Rebate set-aside funds to be transferred to PRT for the Destination Specific Tourism Program and specifies how the funds are to be used. Limits the amount of funds used for the Destination Specific program from all sources to \$12,000,000. Provides for Motion Picture Incentive Supplier Rebate set-aside funds to be transferred to PRT and specifies how the funds are to be used. Authorizes PRT to carry forward these funds.  
**PROVISO SUBCOMMITTEE RECOMMENDATION: CARRIED OVER**

**LEGISLATIVE/EXECUTIVE & LOCAL GOVERNMENT SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update fiscal year references to 2014-15; delete capital improvements to the state's Welcome Centers from acceptable use of wage rebate funds and delete Marketing/Advertising and deferred maintenance and capital projects at state parks from acceptable use of supplier rebate funds. *Wage Rebates will be used for deferred maintenance and capital projects at state parks and for Marketing/Advertising and Supplier Rebate will be used for Welcome Centers capital improvements.*

**49.8.** (PRT: Destination Specific, Tourism and Marketing Transfer) From the funds set aside pursuant to the Motion Picture Incentive Wage Rebate, for Fiscal Year ~~2013-14~~ 2014-15 unexpended funds carried forward from the prior fiscal year shall be transferred from the Department of Revenue to the Department of Parks, Recreation and Tourism and may be utilized for the Destination Specific Tourism Program. The Destination Specific program shall not exceed twelve million dollars when combining all source of funds. Any unexpended wage rebate carry forward funds not used for the Destination Specific program ~~can~~ *must* be used by the department ~~for capital improvements to the state's Welcome Centers, for deferred maintenance and capital projects at state parks, and for Marketing/Advertising.~~ From the funds set aside pursuant to the Motion Picture Incentive Supplier Rebate, for Fiscal Year ~~2013-14~~ 2014-15 unexpended funds carried forward from the prior fiscal year shall be transferred from the Department of Revenue to the Department of Parks, Recreation and Tourism and ~~may~~ *must* be ~~utilized for Marketing/Advertising,~~ *used by the department* for capital improvements to the state's Welcome Centers, ~~and for deferred maintenance and capital projects at state parks.~~ These funds shall be carried forward from the prior fiscal year into the current fiscal year and be expended for the same purpose.

- 49.sps CARRIED OVER** (State Park Service) **PROVISO SUBCOMMITTEE RECOMMENDATION: CARRIED OVER**

**LEGISLATIVE/EXECUTIVE & LOCAL GOVERNMENT SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to exempt PRT from remitting Admissions Tax to DOR on the admissions fees it collects at State Parks. Require an amount equal to the tax be earmarked in the State Park Service portion of PRTs budget to support general operations. *Retaining this revenue will assist in PRTs goal of the State Park Service becoming closer to self-sufficiency.* Fiscal Impact: BEA indicates general fund revenue would be reduced by \$225,000 while PRTs other funds would increase by a like amount.

*49.sps. (PRT: State Park Service) The Department of Parks, Recreation and Tourism is exempt from remitting Admissions Tax to the Department of Revenue on the admission fees collected at the South Carolina State Parks. The amount equivalent to the tax shall be earmarked in the State Park Service's budget for the purpose of supporting general operations.*

#21

**SPONSORS: REPS. MERRILL, WHITE, M. SMITH, SIMRILL, &  
BINGHAM**

**RECOMMENDATION: NEW**

100.me. (ELECT: Municipal Elections) The Election Commission shall work with the appropriate entities to develop a plan to standardize all election and ballot referendum dates across the state. Every effort should be made such that all elections are held on the first Tuesday following the first Monday of November.

**SPONSOR: Bingham**

#27

**1A.3.** (SDE-EIA: XII.B - Half Day Program for Four-Year-Olds) ~~Funds~~ *Of the funds* appropriated in Part IA, Section 1, XII.B. for half-day programs for four-year-olds, up to \$3,000,000 must allocated for the administration in the current fiscal year of a formative readiness assessment or assessments that will analyze the literacy, mathematics, and physical, social and emotional behavioral competencies of children in prekindergarten and kindergarten so that students may receive the appropriate support and intervention to succeed in school. The assessments must be approved by the State Board of Education. The remainder of the funds shall be distributed based on the prior year number of students in kindergarten eligible for free and reduce price lunch to school districts that are not participating or not eligible to participate in the Child Development Education Pilot Program.

**1A.8.** (SDE-EIA: XII.F.2-CHE/Teacher Recruitment) Of the funds appropriated in Part IA, Section 1, XII.F.2. for the Teacher Recruitment Program, the South Carolina Commission on Higher Education shall distribute a total of ninety-two percent to the Center for Educator Recruitment, Retention, and Advancement (CERRA-South Carolina) for a state teacher recruitment program, of which at least seventy-eight percent must be used for the Teaching Fellows Program specifically to provide scholarships for future teachers, and of which twenty-two percent must be used for other aspects of the state teacher recruitment program, including the Teacher Cadet Program and \$166,302 which must be used for specific programs to recruit minority teachers: and shall distribute eight percent to South Carolina State University to be used only for the operation of a minority teacher recruitment program and therefore shall not be used for the operation of their established general education programs. Working with districts with an absolute rating of At-Risk or Below Average, CERRA will provide shared initiatives to recruit and retain teachers to schools in these districts. CERRA will report annually by October first to the Education Oversight Committee and the Department of Education on the success of the recruitment and retention efforts in these schools. The South Carolina Commission on Higher Education shall ensure that all funds are used to promote teacher recruitment on a statewide basis, shall ensure the continued coordination of efforts among the three teacher recruitment projects, shall review the use of funds and shall have prior program and budget approval. The South Carolina State University program, in consultation with the Commission on Higher Education, shall extend beyond the geographic area it currently serves. Annually, the Commission on Higher Education shall evaluate the effectiveness of each of the teacher recruitment projects and shall report its findings and its program and budget recommendations to the House and Senate Education Committees, the State Board of Education and the Education Oversight Committee by October 1 annually, in a format agreed upon by the Education Oversight Committee and the Department of Education.

With the funds appropriated CERRA shall also ~~establish, appoint, and maintain the South Carolina Teacher Loan Advisory Committee.~~ The Committee shall be composed of one member representing each of the following: (1) Commission on Higher Education; (2) State Board of Education; (3) Education Oversight Committee; (4) Center for Educator Recruitment, Retention, and Advancement; (5) South Carolina Student Loan Corporation; (6) South Carolina Association of Student Financial Aid Administrators; (7) a local school district human resources officer; (8) a public higher education institution with an approved teacher education program; and (9) a private higher education institution with an approved teacher education program. The members of the committee representing the public and private higher education institutions shall rotate among those institutions and shall serve a two-year term on the committee. ~~Initial appointments must be made by July 1, 2013, at which time the member representing CERRA shall call the first meeting. At the initial meeting, a chairperson and vice-chairperson must be elected by a majority vote of the committee.~~ The committee must be staffed by CERRA, and shall meet at least twice annually. The committee's responsibilities are limited to: (1) establishing goals for the Teacher Loan Program; (2) facilitating communication among the cooperating agencies; (3) advocating for program participants; and (4) recommending policies and procedures necessary to promote and maintain the program.

**SPONSOR: Bingham**

**#31**

~~1A.56. (SDE EIA: XII.F.2 CERRA/Teaching Fellows) The additional funds provided to CERRA in the current fiscal year must only be used to support the Teaching Fellows and Teacher Cadet programs.~~

**SPONSOR: REP. PITTS**

**117.cls** (GP: Contracts for Legal Services) For the current fiscal year, no state agency shall enter into a contract for legal services with an attorney, his law firm, or any of his law firm's associated entities or subsidiaries if that attorney, in the past three years, has represented a party in a civil lawsuit in which the state or a political subdivision is a party defendant. Any state agency entering into a contract for legal services shall require documentation attesting to compliance with these requirements.

# 41

Representative Bill Herbkersman proposes the following new proviso:

Section 38, Department of Social Services

38.cfs. (DSS: Federally Certified Child Support Enforcement System Project) Effectively July 1, 2014, the CFS Project Executive Committee is abolished. For the current fiscal year, the direction, management, oversight, and decision-making authority previously exercised by the CFS Project Executive Committee is placed under the sole authority of the Director of the Department of Social Services who shall make all final decisions regarding the project. The department shall publish on its' website quarterly progress reports on the project's timetable to achieve a Federally certified Child Support Enforcement System.

Representative Murrell Smith proposes the following amendment.

DHEC

**34.47.**(DHEC: Sand-scraping and Sandbagging) Sand-scraping and sandbagging is allowed as protection for golf courses, if permitted by the department, until ~~December 31, 2013~~, June 30, 2015 ~~at which time sand-scraping and sandbagging will no longer be allowed for the protection of golf courses.~~ The payment of any fines assessed by the department regarding the use of sandbags, sand scraping or renourishment on golf courses are suspended. Any fines paid during the prior fiscal year regarding the use of sandbags, sand scraping or renourishment on golf courses are to be refunded by the department.



Rep. Murrell Smith

Healthcare Budget Subcommittee

Department of Social Services

Proposes the following amendment:

**38.10. (DSS: Fees for Court Witness in Child Welfare Services)** ~~Effective July 1, 1994, any monies appropriated for the payment of court testimony in either abuse and neglect, termination of parental rights, or judicial review cases arising under Section 20-7-480, et. seq. of the South Carolina Code of Laws, 1976, as amended, and adult protective service cases under Section 43-35-10(9), et. seq. of the South Carolina Code of Laws, 1976, as amended, shall only be paid in accordance with DSS policy which shall include limits on awards and procedures for payment, in due consideration of the agency budgetary limitations and specific funds allocated for such purposes. Provided further that DSS shall pay up to a maximum hourly rate to licensed psychologists, social workers, nurses, ministerial counseling, family and marriage counselors of \$60 for counseling and \$60 for expert witness fees, to include travel time and DSS shall pay up to a maximum hourly rate to physicians of \$125 for expert witness fees, to include travel time.~~

# 44

Rep. Murrell Smith

Healthcare Budget Subcommittee

Department of Social Services

Proposes the following amendment:

**38.19. (DSS: Child Care Voucher)** State funds allocated to the Department of Social Services and used for child care vouchers must be used to enroll eligible recipients within provider settings exceeding the state's minimum child care licensing standards. ~~The department may waive this requirement on a case by case basis.~~

**#46**

**SPONSOR: REPS. MERRILL, COBB-HUNTER, and BARFIELD**

**RECOMMENDATION: AMEND**

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

Amendment No. 47

Rep. Pitts proposes the following amendment:

**117.NEW (Detailed Expenditure/Revenue Reports PCC/CID) The Prosecution Coordination Commission and the Commission on Indigent Defense shall provide detailed expenditure reports and associated revenue streams for each individual circuit by no later than September 1 on the prior fiscal year.**

**SPONSOR: REP. GARRY SMITH**

**#48**

**COMMISSION ON HIGHER EDUCATION**

**11.ms. (CHE: Mission, Ethics and Values Statements) Each public institution of higher learning shall submit a report that denotes their mission, ethics, and values statements to the members of the General Assembly by January 3, 2015.**

# 49

Representative Murrell Smith

New Proviso

Section 33

The Department of Health and Human Services is instructed to request from the Centers for Medicare and Medicaid Services a delay in the July 1, 2014 implementation of its' demonstration for dual eligible (Medicare/Medicaid) beneficiaries know as Healthy Connections Prime. The requested date to begin enrollment will be no earlier than January 1, 2014.