

**PROVISO**

**SUBCOMMITTEE**

**RECOMMENDATIONS**

~~~

**TRANSPORTATION**

**AND**

**REGULATORY**

**PROVISO SUBCOMMITTEE  
TRANSPORTATION AND REGULATORY  
RECOMMENDATIONS FOR FY 2013-14  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**SECTION 79 - R23-BOARD OF FINANCIAL INSTITUTIONS**

**79.nms** **ADD** (National Mortgage Settlement Carry Forward) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the Consumer Finance Division to retain, expend, and carry forward State-Federal National Mortgage Settlement funds received for enforcement and regulation.

*79.nms.(FI: National Mortgage Settlement Carry Forward) Funds received by the Consumer Finance Division pursuant to the State-Federal National Mortgage Settlement for enforcement and regulation may be retained, expended, and carried forward from the prior fiscal year into the current fiscal year and used for the same purposes.*

**SECTION 82 - R40-DEPARTMENT OF MOTOR VEHICLES**

**82.6** **DELETE** (Motor Carrier Advisory Committee) Directs DMV to establish a Motor Carrier Advisory Committee to solicit input from the trucking industry and other interested parties to assist in the development of policies and procedures.  
**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Agency indicates the advisory committee is governed by DPS and should more appropriately be included in their section. Fiscal Impact: No impact. Requested by Department of Motor Vehicles.

~~**82.6.** (DMV: Motor Carrier Advisory Committee) From the funds appropriated and/or authorized to the Department of Motor Vehicles, the department is directed to establish a Motor Carrier Advisory Committee to solicit input from the Trucking Industry and other interested parties in developing policies and procedures for the regulation of this industry. The members of the advisory committee shall serve without compensation.~~

**SECTION 83 - R60-DEPARTMENT OF EMPLOYMENT AND WORKFORCE**

**83.5** **AMEND** (Transparency of Funding Appropriation) Requires the department to place a report on their website by September 1<sup>st</sup>, that contains all aggregate amounts of taxes, fees, and payments they charged, collected, and paid in the prior fiscal year. . Requires the report also be submitted to the Chairmen of the Senate Finance and House Ways and Means Committees by September 1<sup>st</sup>.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to direct that the report required by this proviso be incorporated into the Trust Fund Report required by Section 41-33-45 [UNEMPLOYMENT COMPENSATION FUND; ANNUAL REPORTS; TREND CHARTS; COST ANALYSIS] and be posted online and submitted to the required chairmen by October 1st rather than September 1st.

**83.5.** (DEW: Transparency of Funding Appropriation) In order to promote accountability and transparency, the Department of Employment and Workforce must provide and release to the public via the agency's website, a report of all aggregate amounts of taxes, fees and payments that were charged, collected and paid by that state agency in the prior fiscal year. *For the purpose of efficiency and conservation of resources, this report shall be incorporated into the Trust Fund Report due by October 1st as required by Section 41-33-45 of the 1976 Code. In addition to the requirements of Section 41-33-45, the Trust Fund Report* ~~The~~

**PROVISO SUBCOMMITTEE  
TRANSPORTATION AND REGULATORY  
RECOMMENDATIONS FOR FY 2013-14  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

~~report~~ shall include, but not be limited to: (1) SUTA taxes collected per Tier; (2) unemployment benefit claims paid; (3) how many unemployment claims were made in error; (4) loan repayments made to the federal government; and (5) the amount of funds left in the agency's account at the end of the fiscal year. The report must be posted online by ~~September~~ October first of the current fiscal year. Additionally, the report must be delivered to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee by ~~September~~ October first. Funds appropriated to and/or authorized for use by the department shall be used to accomplish this directive.

- 83.7**     **DELETE** (Negotiation of Interest) Requires DEW to develop and implement a plan by October 1, 2012 to seek a waiver of interest on the FUA Loan debt so that the impact of the interest payments is mitigated on SC employers.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. *Agency appealed for a waiver of interest in 2011 and 2012 with no success. Agency indicates that preparing the plan will require additional staff time and resources during times of significant decreases in federal funding. The agency wants to focus its time and efforts on initiatives that will positively impact the citizens and businesses of South Carolina. Requested by Department of Employment and Workforce.*

**83.7.** (DEW: Negotiation of Interest) ~~By October 1, 2012, the Department of Employment and Workforce must develop and implement a plan to seek a waiver of interest on the state's FUA loan debt in order to mitigate the impact of the interest payments on South Carolina employers.~~

**SECTION 117 - X90-GENERAL PROVISIONS**

- 117.79**   **AMEND** (Printed Report Requirements) Directs that for Fiscal Year 2012-13 certain state agencies and higher education institutions shall not be required to submit printed reports and shall only submit the reports electronically.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update fiscal year references to "2013-14."

**117.79.** (GP: Printed Report Requirements) (A) For Fiscal Year ~~2012-13~~ 2013-14, state supported institutions of higher learning shall not be required to submit printed reports mandated by Sections 2-47-40, 2-47-50, and 59-103-110 of the 1976 Code, and shall instead only submit the documents electronically.

Submission of the plans or reports required by Sections 2-47-55, 59-101-350, 59-103-30, 59-103-45(4), and 59-103-160(D) shall be waived for the current fiscal year, except institutions of higher learning must continue to report under 2-47-55 year one of the Comprehensive Permanent Improvement Plan, student pass rates on professional examinations, and data elements otherwise required for the Commission on Higher Education Management Information System. The commission, in consultation with institutions, shall take further action to reduce data reporting burdens as possible.

(B) For Fiscal Year ~~2012-13~~ 2013-14, the Department of Agriculture shall not be required to submit printed reports mandated by Section 46-49-10 of the 1976 Code. The department shall provide these reports electronically and shall use any monetary savings for K5-12 agricultural education programs.

**PROVISO SUBCOMMITTEE  
TRANSPORTATION AND REGULATORY  
RECOMMENDATIONS FOR FY 2013-14  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

(C) For Fiscal Year ~~2012-13~~ 2013-14, the Department of Health and Human Services shall not be required to provide printed copies of the Medicaid Annual Report required pursuant to Section 44-6-80 of the 1976 Code and the Provider Reimbursement Rate Report required pursuant to Proviso 33.11, and shall instead only submit the documents electronically.

(D) For Fiscal Year ~~2012-13~~ 2013-14, the Department of Transportation shall not be required to submit printed reports or publications mandated by Sections 1-11-58, 2-47-55, and 58-17-1450 of the 1976 Code.

The Department of Transportation may combine their Annual Report and Mass Transit Report into their Annual Accountability Report.