

#45(A)

SPONSORS: REPRESENTATIVES BINGHAM, ALLISON, ANTHONY AND HAYES

DEPARTMENT OF EDUCATION-EIA

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

1A.tf CERRA.docx

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SPONSOR: REPRESENTATIVE LIMEHOUSE

LOTTERY EDUCATION ACCOUNT

3.If. (LEA: FY 2013-14 Lottery Funding) There is appropriated from the Education Lottery Account for the following education purposes and programs and funds for these programs and purposes shall be transferred by the Budget and Control Board as directed below. These appropriations must be used to supplement and not supplant existing funds for education.

The Budget and Control Board is directed to prepare the subsequent Lottery Expenditure Account detail budget to reflect the appropriations of the Education Lottery Account as provided in this section.

All Education Lottery Account revenue shall be carried forward from the prior fiscal year into the current fiscal year including any interest earnings, which shall be used to support the appropriations contained below.

For Fiscal Year 2013-14 certified net lottery proceeds and investment earnings and any other proceeds identified by this provision are appropriated as follows:

| | |
|---|------------------------|
| <u>(1) Commission on Higher Education and State Board for Technical and Comprehensive Education--Tuition Assistance.....</u> | <u>\$ 42,900,000;</u> |
| <u>(2) Commission on Higher Education--LIFE Scholarships as provided in Chapter 149, Title 59.....</u> | <u>\$ 109,341,120;</u> |
| <u>(3) Commission on Higher Education--HOPE Scholarships as provided in Section 59-150-370.....</u> | <u>\$ 7,779,856;</u> |
| <u>(4) Commission on Higher Education--Palmetto Fellows Scholarships as provided in Section 59-104-20.....</u> | <u>\$ 30,777,240;</u> |
| <u>(5) Commission on Higher Education--Need-Based Grants.....</u> | <u>\$ 11,631,566;</u> |
| <u>(6) Tuitions Grants Commission--Tuition Grants.....</u> | <u>\$ 7,766,604;</u> |
| <u>(7) Commission on Higher Education--National Guard Tuition Repayment Program as provided in Section 59-111-75.....</u> | <u>\$ 1,700,000;</u> |
| <u>(8) South Carolina State University.....</u> | <u>\$ 2,500,000;</u> |
| <u>(9) Technology--Public Four-Year Universities, Two-Year Institutions, and State Technical Colleges.....</u> | <u>\$ 7,301,816;</u> |
| <u>(10) Department of Education--K-5 Reading, Math, Science & Social Studies Program as provided in Section 59-1-525.....</u> | <u>\$ 26,291,798;</u> |
| <u>(11) Department of Education--Grades 6-8 Reading, Math, Science & Social Studies Program.....</u> | <u>\$ 2,000,000;</u> |
| <u>(12) School for the Deaf and the Blind--Technology.....</u> | <u>\$ 200,000; and</u> |
| <u>(13) Commission on Higher Education--Higher Education Excellence Enhancement Program.....</u> | <u>\$ 50,000.</u> |

Fiscal Year 2013-14 funds appropriated to the Commission on Higher Education for Tuition Assistance must be distributed to the technical colleges and two-year institutions as provided in Section 59-150-360. Annually the State Board for Technical and Comprehensive Education and the Commission on Higher Education shall develop the Tuition Assistance distribution of funds appropriated.

Of the funds appropriated to South Carolina State University, \$250,000 may be used for the BRIDGE Program.

#45(B)

The provisions of Section 2-75-30 of the 1976 Code regarding the aggregate amount of funding provided for the Centers of Excellence Matching Endowment are suspended for the current fiscal year.

The Commission on Higher Education is authorized to temporarily transfer funds between appropriated line items in order to ensure the timely receipt of scholarships and tuition assistance. It is the goal of the General Assembly to fund the Tuition Assistance program at such a level to support at least \$996 per student per term for full time students.

Fiscal Year 2013-14 net lottery proceeds and investment earnings in excess of the certified net lottery proceeds and investment earnings for this period are appropriated and must be used to ensure that all LIFE, HOPE, and Palmetto Fellows Scholarships for Fiscal Year 2013-14 are fully funded.

If the lottery revenue received for Fiscal Year 2013-14 is less than the amounts appropriated, the projects and programs receiving appropriations for any such year shall have their appropriations reduced on a pro rata basis, except that a reduction must not be applied to the funding of LIFE, HOPE, and Palmetto Fellows Scholarships.

The Commission on Higher Education is authorized to use up to \$260,000 of the funds appropriated in this provision for LIFE, HOPE, and Palmetto Fellows scholarships to provide the necessary level of program support for the scholarship award process.

The Higher Education Tuition Grants Commission is authorized to use up to \$70,000 of the funds appropriated in this provision for Tuition Grants to provide the necessary level of program support for the grants award process.

For Fiscal Year 2013-14, of the funds certified from unclaimed prizes, \$6,200,000 shall be appropriated to the Commission on Higher Education and State Board for Technical and Comprehensive Education for Tuition Assistance Two Year Institutions; \$50,000 shall be appropriated to the Department of Alcohol and Other Drug Abuse Services for gambling addiction services; \$2,950,000 shall be appropriated to the Commission on Higher Education for the Higher Education Excellence Enhancement Program; and \$3,200,000 shall be appropriated to the Department of Education for K-5 Reading, Math, Science & Social Studies Program as provided in Section 59-1-525;

Of any unclaimed prize funds available in excess of the Board of Economic Advisors estimate, the first \$1,500,000 shall be directed to the Commission on Higher Education for the Partnership Among South Carolina Academic Libraries (PASCAL) Program. The next \$5,470,093 shall be directed for Technology: Public Four-Year Universities, Two-Year Institutions, and State Technical Colleges. The next \$2,000,000 shall be directed to the State Library for Aid to County Libraries. The next \$1,000,000 shall be directed to the Commission on Higher Education for the Higher Education Excellence Enhancement Program. The next \$4,000,000 shall be directed to the State Board for Technical and Comprehensive Education for the Allied Health Initiative. The next \$1,000,000 shall be directed to the Commission on Higher Education for the Critical Needs Nursing Program. All additional revenue in excess of the amount certified by the Board of Economic Advisors for unclaimed prizes shall be distributed to the Commission on Higher Education for LIFE, HOPE, and Palmetto Fellows Scholarships.

#45 (c)

SPONSOR: REPRESENTATIVE CHIP LIMEHOUSE

STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION

25. siwd (TEC: System wide Infrastructure and Workforce Development) Of the funds appropriated to the State Board for Technical and Comprehensive Education for system wide infrastructure and workforce development the board shall be responsible for prioritizing and funding projects to maximize workforce development.

#45(D)

SPONSOR: REPRESENTATIVE CHIP LIMEHOUSE

STATE LIBRARY

27.1. (LIB: Aid to Counties Libraries Allotment) The amount appropriated in this section for "Aid to County Libraries" shall be allotted to each county on a per capita basis according to the official United States Census For 2010, as aid to the County Library. No county shall be allocated less than ~~\$60,000~~ \$75,000 under this provision. To receive this aid, local library support shall not be less than the amount actually expended for library operations from local sources in the second preceding year.

#45 (E)

SPONSOR: REPRESENTATIVE MURRELL SMITH

MEDICAL UNIVERSITY OF SOUTH CAROLINA

①

23.tel. (MUSC: Telemedicine) From the \$8,000,000 appropriated to the Medical University of South Carolina for the MUSC Hospital Authority, the Authority is directed to continue the development of its Telemedicine network. The MUSC Hospital Authority shall determine which hospitals are best suited for a Telemedicine partnership.

②

23.rap. (MUSC: Rural Access Plan) The MUSC Hospital Authority, in conjunction with the Department of Health and Human Services, shall study how ~~it might be able~~ to partner with existing rural hospitals to ensure that these regions maintain access to medical care. Facilities studied shall not be limited to, but shall at a minimum include those facilities in Hampton, Allendale, Orangeburg and Barnwell counties. If a hospital does not actively participate, the Department of Health and Human Services may withhold a portion of the enhanced DSH payment.

musc telemedicine and rural access plan2.docx

6

#45(F)

SPONSOR: REPRESENTATIVE MURRELL SMITH

**MOVES TO RECONSIDER AND TABLE PROVISIO 33.RES ON PAGE 6 OF THE
HEALTH CARE SUBCOMMITTEE PROVISIO PACKAGE - AND OFFERS THIS
SUBSTITUTE AMENDMENT**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

33.res. (DHHS: Recoupment/Sustainability Fund) There is created in the State Treasury a fund distinct from the General Fund of the State and all other funds entitled the Medicaid Sustainability Fund (Fund). The General Assembly may make direct appropriations to this Fund. All unexpended state funds appropriated to the Department of Health and Human Services (department) may be transferred to the Fund at the end of the current fiscal year by the department. Further, the department may at any time transfer any program settlements, recoupments and recoveries to the Fund. Money in the Fund shall be used for the Medicaid Program. All unexpended funds in the Fund and any interest accrued by the Fund shall remain in the Fund and be carried forward into the current fiscal year. The Fund shall not exceed three percent of the total appropriation of all funds for the department authorized for the current fiscal year. Amounts in excess of three percent will be remitted to the General Fund. Within 30 days of the close of each quarter, the Director of the Department of Health and Human Services shall report by letter to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee on the balance in the Fund; withdrawals from the Fund and the use of the funds withdrawn; and deposits to the Fund.

#45 (G)

SPONSOR: REPRESENTATIVE MURRELL SMITH

DEPARTMENT OF HEALTH AND HUMAN SERVICES

33.aqi. (DHHS: Medicaid Accountability and Quality Improvement Initiative) From the funds appropriated and authorized to the Department of Health and Human Services, the department shall implement the following accountability and quality improvement initiatives:

(A) Healthy Outcomes Initiative - Upon approval of the Centers for Medicare and Medicaid Services (CMS), the Department of Health and Human Services shall make available to participating hospitals up to a \$35,000,000 aggregate rate incentive effective October 1, 2013. This incentive shall be directly linked to a hospital's participation in initiatives designed to reduce system cost and increase health outcomes. These initiatives may include, but are not limited to:

1. entering into a Memorandum of Understanding (MOU) with selected primary health care and other providers to co-manage chronically ill uninsured high-utilizers of emergency room services; and
2. participating in price and quality transparency efforts initiated by the department.

In designing these initiatives the department shall receive public input, and make the final determination of the initiative design. The department shall, no later than August 1, 2013, publish the manner in which participation in these initiatives will correspond with incentives. If at the end of the state fiscal year the department determines that this program is not generating cost savings or increasing health outcomes the department may retract this incentive in part or full.

(B) Disproportionate Share (DSH) Payment Accountability - Upon approval of CMS, in order to increase accountability for money reimbursed to hospitals under the DSH program and to improve outcomes for the uninsured, hospitals shall:

1. submit claims-level data for all individuals receiving uncompensated care; and
2. obtain a patient attestation to determine whether or not the individual receiving uncompensated care has access to affordable health insurance or does not have other means to pay for services.

(C) Rural Hospital DSH Payment - Upon approval of CMS, Medicaid-designated rural hospitals in South Carolina shall receive full coverage of uncompensated care as part of the State's Medicaid Disproportionate Share (DSH) program. Funds shall be allocated from the existing DSH program and shall not exceed \$20,000,000 total funds. Rural Hospitals are ineligible for this increased coverage should they not participate in reporting and quality guidelines published by the department and outlined in the Healthy Outcomes Initiative in the Fiscal Year 2013-14 Appropriations Act. These guidelines shall be published no later than August 1, 2013.

In addition to the requirements placed upon them by the department, rural hospitals must actively participate with the department and any other stakeholder identified by the department, in efforts to design an alternative health care delivery system in these regions.

(D) Primary Care Safety Net - The department shall develop a methodology to reimburse safety net providers to provide primary care, behavioral health services, and pharmacy services for chronically ill individuals that do not have access to affordable insurance. Qualifying safety net providers are approved, licensed, and duly organized Federally Qualified Health Centers (FQHCs), Rural Health Clinics (RHCs), Free Clinics, and Welvista.

The department shall allocate at least \$3,000,000 for baseline funding, at least \$5,000,000 for innovative care strategies, and at least \$2,000,000 for documented capital needs. From the aforementioned \$10,000,000, Welvista shall receive at least an additional \$600,000. To be eligible for funds, qualifying providers shall be required to provide the department patient and service data to assist in the overall improvement of the state's health quality and when appropriate safety net providers must enter into a MOU with hospitals to co-manage chronically ill uninsured high-utilizes of emergency room services. Participants in this program shall submit evaluations of effectiveness annually to the department.

(E) Rural Provider Capacity - The department shall incentivize the development of rural physician coverage and capacity building through the following mechanisms:

1. the department shall leverage the Graduate Medical Education program and develop a methodology to improve accountability and increased outcomes for the State's GME and Supplemental Teaching Payments investment by January 1, 2014; and

2. the department shall develop a program to leverage the use of teaching hospitals to provide rural physician coverage, expand the use of Telemedicine, and ensure targeted placement and support of OB/GYN services in at least four (4) counties with a demonstrated lack of adequate OB/GYN resources by July 1, 2014.

(F) Community Residential Care Optional State Supplement - The department shall establish policies and procedures to include establishing a facility rate per eligible beneficiary at \$1,500 per month for recipients and providers who meet the requirements for the enhanced maximum OSS payment; establish eligibility criteria; and establish a methodology for increasing the personal needs allowance. the department will revise the net income limit to accommodate the change in the maximum OSS facility rate. A total of \$7,000,000 shall be made available for this rate increase.

In addition, the department will establish Quality of Care Standards and other requirements for facilities licensed as a Community Residential Care Facility and participating in the OSS program and Medicaid Waiver services.

(G) The department shall publish quarterly reports on the agency's website regarding the department's progress in meeting the goals established by this provision.

House Ways and Means Recommendation
DHHS Funding Plan for FY 13-14

Beginning General Funds Base for DHHS \$1.094 Billion

| | |
|--------------------------------|---|
| W&M Recommended Appropriations | (Millions) |
| Surplus | \$ 5 |
| Tobacco Management Authority- | \$105 |
| Certified Cig Tax Revenue- | <u>\$ 53</u> |
| Total for DHHS | \$163 million (includes \$ 5 million for nursing homes) |

New Proviso: Medicaid Accountability and Quality Improvement Initiative

Upon approval of CMS, the DHHS shall make available to:

(a) Hospitals- Healthy Outcomes Initiative- \$10.5 match- total up to \$35 million

DHHS to design incentives for hospitals for participating:

- Entering into MOUs with Primary Care Providers to co-manage chronically ill & high-users of ER
- Price and quality transparency efforts- incentives with goal of cost savings, if not, discontinued

(b) Hospitals- DSH payment accountability- claims-level data improvements for uncompensated care payments

(c) Rural Hospital DSH Payment- \$6 matching funds for total NTE \$20 million

- Designated rural hospitals- full coverage of uncompensated care
- Requires hospitals to participate in reporting and quality guidelines

(d) Primary Care Safety Net- methodology helping chronically ill w/out insurance

- Participants- FQHCs, Rural Health Clinics, Free Clinics, and Welvita
- Federally Qualified Health Centers- at least \$10 million as follows:
- \$ 3 million for base funding; \$5 million for innovative care and \$2 million for capital needs

(e) Rural Provider and Rural Physician Capacity- \$1.6 million

Incentivize the capacity development by:

- Leverage the GME & Supplemental Teaching Payments for improved outcomes
- Leverage Teaching Hospitals for rural physician coverage
- Expand use of Telemedicine
- Targeted placement and support of OB/GYN in 4 counties with demonstrated need

(f) Community Residential Care Facilities OSS Payments- \$7 million

g) DHHS to publish quarterly progress reports on agency web-site

45(H)

SPONSOR: REPRESENTATIVE MURRELL SMITH

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

34.ob. (DHEC: Obesity) The Department of Health and Environmental Control is charged with addressing the public health of our citizens and shall be the convener and coordinator of the fight against Obesity in South Carolina. Because addressing the obesity epidemic requires behavioral, educational, systemic, medical, and community involvement, the following state agencies should use their best efforts to cooperate with the requests of the department and its partners to facilitate an environment that decreases body mass index (BMI): Department of Education; Department of Health and Human Services; Department of Social Services; Department of Mental Health; Medical University of South Carolina; University of South Carolina Arnold School of Public Health; Department of Parks, Recreation & Tourism; Department of Commerce; Department of Transportation; and Commission for the Blind.

In addition, school districts must provide the Department of Health and Environmental Control with information regarding their progress towards meeting certain provisions of the Student Health and Fitness Act of 2005, specifically: Section 59-10-10 regarding the average number of minutes students exercise weekly; Section 59-10-50 regarding the SC Physical Education Assessment; Section 59-10-310 regarding efforts to promote healthy eating patterns; Section 59-10-320 regarding assessment of school district health education programs; Section 59-10-340 regarding snacks in vending machines; and Section 59-10-360 regarding health curriculum. The department is given the authority to collect, compile and assess the progress of the State and the School Districts in meeting the goals of this act.

#45 (I)

SPONSOR: REPRESENTATIVE MURRELL SMITH

STATEWIDE REVENUE

118.8. (SR: Health Care Maintenance of Effort Funding) The source of funds appropriated in this provision is \$157,299,845 ~~\$158,000,000~~ from the revenue collected during Fiscal Year 2011-12 and Fiscal Year 2012-13 from the 50 cent cigarette surcharge and deposited into the South Carolina Medicaid Reserve Fund and shall be utilized by the Department of Health and Human Services for the Medicaid Program's maintenance of effort. By this provision these funds are deemed to have been received and are available for appropriation.

~~The residual funds from the cigarette surcharge shall remain in the South Carolina Medicaid Reserve Fund and may be used by the director of the Department of Health and Human Services to ensure access to care in rural and underserved areas of the state. Within ninety days of the start of the fiscal year, the department shall develop methods and criteria for determining how access issues will be identified, assessed and addressed. Any use of these funds shall require thirty days prior notice to the Chairmen of the Senate Finance and House Ways and Means Committees. The department shall provide an assessment of access to care as part of the reporting requirements stipulated in Proviso 33.29, (DHHS: Medicaid Reporting). The director is not authorized to access any of the residual funds prior to January 31, 2013. The director must submit a proposal for any use of the funds to the General Assembly by January 1, 2013. If no action is taken on the proposal by the General Assembly by January 31, 2013, the director may access the residual funds as presented in the proposal.~~

Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.

45 (J)

SPONSOR: REPRESENTATIVE MURRELL SMITH

118.ts. (SR: Tobacco Settlement) (A) To the extent funds are available from payments received on behalf of the State by the Tobacco Settlement Revenue Management Authority from the Tobacco Master Settlement Agreement ("MSA") during calendar year 2014, the State Treasurer is authorized and directed to transfer \$1,253,000 to the Attorney General's Office for Diligent Enforcement and Arbitration Litigation; \$450,000 to the State Law Enforcement Division for Diligent Enforcement; \$325,000 to the Department of Revenue for Diligent Enforcement, all to enforce Chapter 47 of Title 11, the Tobacco Escrow Fund Act; and \$36,202,090 to the Department of Education for EFA-IDEA Contingency Reserve. The remaining balance shall be transferred to the Department of Health and Human Services for Medicaid.

(B) To the extent funds are available from payments received on behalf of the State by the Tobacco Settlement Revenue Management Authority from the Tobacco Master Settlement Agreement ("MSA") during calendar year 2013, the State Treasurer is authorized and directed to transfer funds sufficient to cover the operating expenses of the Authority, with the remaining balance transferred to the Department of Health of Human Services for Medicaid.

(C) To the extent funds are available to the Tobacco Settlement Revenue Management Authority following the discharge of the Series 2008 Tobacco Bonds and all remaining uncommitted Tobacco funds held by the State Treasurer prior to calendar year 2013, the State Treasurer is authorized and directed to transfer \$4,287,779 to the Department of Social Services to complete development of the Child Support Enforcement System; \$4,000,000 to the Medical University of South Carolina Hospital Authority for the Telemedicine program; and \$2,000,000 to the Department of Agriculture pursuant to Section 11-49-55 of the 1976 Code. The remaining balance shall be transferred to the Department of Health and Human Services for Medicaid.

(D) The requirements of Section 11-11-170 of the 1976 Code shall be suspended for Fiscal Year 2013-14.

#45 (IT)

SPONSOR: REPRESENTATIVE SIMRILL

DEPARTMENT OF COMMERCE

50.bi. (CMRC: Business Incubation) Funds appropriated to the department for business incubation shall be used to invest in technology-based economic development projects. The department shall develop guidelines to administer the program and any investment made by the department shall be accompanied by, at a minimum, an equal match of non-state funds. Eligible projects should foster economic development, encourage technological innovation and business recruitment, leverage the state scientific potential and existing knowledge base, or encourage research and development collaboration. Up to \$300,000 may be used by the department for administrative costs associated with this program.

#45(L)

SPONSOR: REPRESENTATIVE SIMRILL

DEPARTMENT OF AGRICULTURE

44.fmp. (AGRI: Farmers Market Purchase) The Department of Agriculture shall not enter into a contract for the purchase of income-producing property located at the State Farmers Market without obtaining written income verification from the seller.

The Department of Agriculture shall not enter into a contract for the purchase of property located at the State Farmers Market until the department has renegotiated any existing lease agreement between the department and the selling party to terms satisfactory to both parties, unless the leased property is included as part of the property to be purchased under the contract.

No money allocated for the purchase of property located at the State Farmers Market shall be spent by the Department of Agriculture unless the department has first reached an agreement with all parties necessary to renegotiate the original farmers market development plan including but not limited to the Declaration of Covenants, Conditions and Restrictions for the wholesalers section.

44.fmp farmers market purchase.docx

14

45(m)

SPONSOR: REPRESENTATIVE ROLAND SMITH

DEPARTMENT OF TRANSPORTATION

84.nfa.(DOT: Non-Federal Aid Highway Fund) In the current fiscal year, one percent of the proceeds from thirteen cents of the gasoline user fee imposed pursuant to Title 12, Chapter 28 of the 1976 Code shall be used by the Department of Transportation for the Non-Federal Aid Highway Fund. Additionally, in the current fiscal year, the department shall use an amount equivalent to ten percent of the one-fourth cent per gallon assessed pursuant to Section 12-25-2355(A) for the Non-Federal Aid Highway Fund.

45(n)

SPONSOR: REPRESENTATIVE MERRILL

MOVES TO TABLE PROVISIO 49.9 PREVIOUSLY PULLED FROM THE LEGISLATIVE, EXECUTIVE SUBCOMMITTEE PROVISIO PACKAGE AND CARRIED OVER AND OFFERS THIS SUBSTITUTE AMENDMENT

DEPARTMENT OF PARKS, RECREATION, AND TOURISM

AMEND FURTHER.....

49.9. (PRT: Destination Specific, Tourism and Marketing Transfer) From the funds set aside pursuant to the Motion Picture Incentive Wage Rebate, for Fiscal Year ~~2012-13~~ 2013-14 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 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 ~~2012-13~~ 2013-14 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 Marketing/Advertising, 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.

45 (o)

SPONSOR: REPRESENTATIVE MERRILL

BUDGET AND CONTROL BOARD

101.22. (BCB: Employee Compensation) The amounts appropriated to the Budget and Control Board for Employee Pay Increases must be allocated by the Board to the various state agencies to provide for employee pay increases in accordance with the following plan:

1. With respect to classified and non-judge judicial classified employees, effective on the first pay date that occurs on or after July first of the current fiscal year, the compensation of all classified employees shall be increased by ~~three~~ zero percent.

2. With respect to unclassified and non-judge judicial unclassified employees or unclassified executive compensation system employees not elsewhere covered in this act, effective on the first pay date that occurs on or after July first of the current fiscal year the compensation of all unclassified employees shall be increased by ~~three~~ zero percent. Any employee subject to the provisions of this paragraph shall not be eligible for compensation increases provided in paragraphs 1, 3, 4, 5, or 6.

3. Effective on the first pay date that occurs on or after July first of the current fiscal year, agency heads not covered by the Agency Head Salary Commission, shall receive an annualized base pay increase of ~~three~~ zero percent.

4. With respect to local health care providers compensation increases shall be ~~three~~ zero percent effective on the first pay date that occurs on or after July first of the current fiscal year. With respect to Area Agencies on Aging funded by the Lieutenant Governor's Office on Aging, compensation shall be increased by ~~three~~ zero percent effective on the first pay date that occurs on or after July first of the current fiscal year. With respect to local councils on aging or local providers of services funded by the Lieutenant Governor's Office on Aging through Area Agencies on Aging, no pay increases will be allowed. School Bus Driver salary and fringe funding to school districts shall be increased by ~~three~~ zero percent.

5. Effective on the first pay date that occurs on or after July first of the current fiscal year, the Chief Justice and other judicial officers shall receive an annualized base pay increase of ~~three~~ zero percent.

6. Effective on the first pay date that occurs on or after July first of the current fiscal year, county auditors and county treasurers shall receive an annualized base pay increase of ~~three~~ zero percent.

~~7. The Budget and Control, the Office of Comptroller General, and state agencies whose payroll is not processed by the Office of Comptroller General are authorized to implement employee pay increases described in this provision retroactively to the first pay date that occurs on or after July first of the current fiscal year, if the Appropriations Act is ratified by the General Assembly after June 7, 2012.~~

The Budget and Control Board shall allocate associated compensation increases for retirement employer contributions based on the retirement rate of the retirement system in which individual employees participate.

The Executive Director of the Budget and Control Board is authorized to use excess appropriations for the current fiscal year, as determined by the Director of the Office of State Budget, designated for statewide employer contributions for other statewide purposes. At the discretion of the Executive Director of the Budget and Control Board, such action may be considered a permanent transfer into the receiving agency's base budget.

Funds appropriated in Part IA, F30, Section 103, Budget and Control Board, Employee Benefits may be carried forward from the prior fiscal year into the current fiscal year.

17

45 (P)

SPONSOR: REPRESENTATIVE MERRILL

BUDGET AND CONTROL BOARD

101.cpcs. (BCB: Consumer Protection and Cyber Security Improvements) The General Assembly finds, that as a top priority of the current fiscal year, consumer protection is to continue to be provided for those citizens whose personal financial information was compromised as a result of the Department of Revenue Security Breach of 2012. In accordance with that finding, the funds appropriated to the Budget and Control Board for Consumer Protection and Statewide Cyber Security Improvements shall first be used to provide, at a minimum, one additional year of consumer protection to those citizens who were enrolled in "ProtectMyID" as of March 31, 2013. Any funds remaining shall be utilized by the board to implement state agency cyber security improvements as recommended in solutions for plans on cyber security improvements.

101.csbp cyber security breach protection.2docx.docx

45 (Q)

SPONSOR: REPRESENTATIVE MERRILL

PUBLIC EMPLOYEE BENEFIT AUTHORITY

105.shp. (PEBA: FY 2014 State Health Plan) Of the funds authorized for the State Health Plan in Plan Year 2014 pursuant to Section 1-11-710(A)(2) of the 1976 Code, an employer premium increase of 6.8% and a subscriber premium increase of 0% for each tier (subscriber, subscriber/spouse, subscriber/children, full family) will result for the standard State Health Plan in Plan Year 2014. Co-payment increases for participants of the State Health Plan in Plan Year 2014 shall not exceed 20%. Notwithstanding the foregoing, pursuant to Section 1-11-710(A)(3), the Public Employee Benefit Authority may adjust the plan, benefits, or contributions of the State Health Plan during Plan Year 2014 to ensure the fiscal stability of the Plan.

105.shp health plan 2014.docx

#45 (R)

SPONSOR: REPRESENTATIVE MERRILL

STATE ETHICS COMMISSION

107.ecf. (ETHICS: Ethics Commission Fees) For Fiscal Year 2013-14, any fee, fine, or penalty imposed by the State Ethics Commission in the current fiscal year shall be deposited in the General Fund, with the exception of the one hundred dollar lobbyist and lobbyist's principal registration fee increase authorized in proviso 107.1 as provided herein.

#45 (s)

SPONSOR: REPRESENTATIVE MERRILL

DEBT SERVICE

109.1. (DS: Excess Debt Service Funds Carry Forward) Excess Debt Service funds from Fiscal Year ~~2011-12~~ 2012-13 may be carried forward and expended for debt service purposes in Fiscal Year ~~2012-13~~ 2013-14.

#45 (7)

REPRESENTATIVE MERRILL MOVES TO RECONSIDER THE VOTE BY WHERE 117.ra
WAS ADOPTED. TABLE THE AMENDMENT AND OFFERS THE FOLLOWING
SUBSTITUTE.

SPONSOR: REPRESENTATIVE MERRILL

117.ra. (GP: Recreational Activities) Two counties that receive an allocation from the local government fund may enter into a Memorandum of Understanding in order to provide recreational activities and projects that benefit the citizens of both counties.

#45 (u)

SPONSOR: REPRESENTATIVE MERRILL

STATEWIDE REVENUE

118.11. (SR: Contingency Reserve Fund Transfers) ~~Any excess Fiscal Year 2011-12 general fund revenue above the amounts appropriated in Proviso 118.14 shall be transferred to the Contingency Reserve Fund.~~

SPONSOR: REPRESENTATIVE MERRILL

STATEWIDE REVENUE

118.nr.(SR: Non-recurring Revenue) (A) The source of revenue appropriated in this provision is \$159,845,460 of non-recurring revenue generated from Fiscal Year 2012-13 unobligated general fund revenue as certified by the Board of Economic Advisors and transferred to the State Treasurer. This revenue is deemed to have occurred and is available for use in Fiscal Year 2013-14 after September 1, 2013, following the Comptroller General's close of the state's books on Fiscal Year 2012-13.

Any restrictions concerning specific utilization of these funds are lifted for the specified fiscal year. The above agency transfers shall occur no later than thirty days after the close of the books on Fiscal Year 2012-13 and shall be available for use in Fiscal year 2013-14.

(B) The appropriations in this provision are listed in priority order. Item (1) must be funded first and each remaining item must be fully funded before any funds are allocated to the next item. Provided, however, that any individual item may be partially funded in the order in which it appears to the extent that revenues are available.

The State Treasurer shall disburse the following appropriations by September 30, 2013, for the purposes stated:

| | | |
|-----|---|----------------|
| (1) | X22 - Local Government Fund-State Treasurer | |
| | Local Government Fund..... | \$ 30,000,000; |
| (2) | H63 - Department of Education | |
| | (a) Governor's School for the Arts and Humanities | |
| | Data Network Wiring..... | \$ 187,000; |
| | (b) Transportation..... | \$ 6,426,188; |
| | (c) Instructional Materials..... | \$ 3,584,616; |
| (3) | H75 - School for the Deaf and the Blind | |
| | (a) Educational Technology..... | \$ 575,000; |
| | (b) Distance Learning..... | \$ 185,000; |
| | (c) Audio Description Devices..... | \$ 65,000; |
| | (d) Student Response Services..... | \$ 40,000; |
| | (e) Auditory Enhancement..... | \$ 65,000; |
| | (f) Records Management..... | \$ 175,000; |
| (4) | J02 - Department of Health and Human Services | |
| | (a) Nursing Homes..... | \$ 5,000,000; |
| | (b) SC Health Information Network (Palmetto Project)..... | \$ 50,000; |
| (5) | H03 - Commission on Higher Education | |
| | University Center of Greenville Infrastructure Development..... | \$ 200,000; |
| (6) | H12 - Clemson University | |
| | Student Career Opportunity Program..... | \$ 1,000,000; |

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| (7) | H27 - University of South Carolina | |
| (a) | On Your Time..... | \$ 2,500,000; |
| (b) | SC Child Abuse Medical Response Program..... | \$ 225,000; |
| (c) | USC-Lancaster Deferred Maintenance | \$ 400,000; |
| (8) | H51 - Medical University of South Carolina | |
| | MUSC Hospital Authority-Rural Hospital Transformation | \$ 400,000; |
| (9) | H59 - State Board for Technical and Comprehensive Education | |
| | Horry-Georgetown Technical College Culinary Arts Center..... | \$ 25,000; |
| (10) | H79 - Department of Archives and History | |
| | Archival Technology..... | \$ 56,957; |
| (11) | H95 - State Museum Commission | |
| | Laurens County Museum..... | \$ 150,000; |
| (12) | P36 - Patriots Point Development Authority | |
| | National Flight Academy..... | \$ 400,000; |
| (13) | J04 - Department of Health and Environmental Control | |
| (a) | SC Bleeding Disorders Premium Assistance Program..... | \$ 100,000; |
| (b) | Ocean Water Quality Outfall Initiative..... | \$ 750,000; |
| (c) | Women in Unity | \$ 100,000; |
| (d) | HIV Prevention - Project Faith..... | \$ 350,000; |
| (e) | Nurse Family Partnership..... | \$ 100,000; |
| (14) | J12 - Department of Mental Health | |
| (a) | School Mental Health Services | \$ 800,000; |
| (b) | Seahaven..... | \$ 200,000; |
| (15) | H73 - Vocational Rehabilitation | |
| | Basic Services - Case Services..... | \$ 500,000; |
| (16) | P32 - Department of Commerce | |
| (a) | Deal Closing Fund..... | \$ 7,947,873; |
| (b) | Base Closure Fund..... | \$ 500,000; |
| (c) | Business Incubator Program | \$ 5,000,000; |
| (d) | SC Council on Competiveness..... | \$ 300,000; |
| (17) | D10 - State Law Enforcement Division | |
| (a) | Computer Equipment | \$ 803,150; |
| (b) | Maintenance Fees | \$ 30,000; |
| (c) | Law Enforcement Equipment..... | \$ 739,980; |
| (d) | Vehicle Replacement..... | \$ 600,000; |
| (e) | Computer Software | \$ 346,295; |

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| (18) K05 - Department of Public Safety Vehicle Replacement..... | \$ 500,000; |
| (19) N04 - Department of Corrections | |
| (a) Statewide Paving..... | \$ 1,000,000; |
| (b) Deferred Maintenance..... | \$ 3,635,000; |
| (c) Security/Detention Systems and Equipment..... | \$ 2,542,000; |
| (d) Inmate Security and Support Vehicles..... | \$ 1,000,000; |
| (e) Broad River Sewer System Upgrade..... | \$ 700,000; |
| (f) Food Service Institutional Equipment..... | \$ 489,357; |
| (g) Observation Towers - Lee Correctional Institution..... | \$ 236,900; |
| (h) Center Pivot Irrigation System..... | \$ 100,000; |
| (i) Weapons Replacement..... | \$ 40,000; |
| (20) N08 - Department of Probation, Parole, and Pardon Services | |
| (a) Parole Process Automation..... | \$ 500,000; |
| (b) Violations and Incentives Matrix..... | \$ 400,000; |
| (21) N12 - Department of Juvenile Justice Deferred Maintenance..... | \$ 800,000; |
| (22) P24 - Department of Natural Resources | |
| (a) Waddell Center Infrastructure..... | \$ 903,000; |
| (b) Outreach Programs..... | \$ 200,000; |
| (c) State River Basin Study..... | \$ 2,000,000; |
| (d) Information Technology - Phase II Upgrade Software and Equipment Replacement..... | \$ 1,725,000; |
| (e) Groundwater Monitoring Clusters..... | \$ 250,000; |
| (f) Enforcement Division Vehicles..... | \$ 785,050; |
| (23) L36 - Human Affairs Commission CAAMS System..... | \$ 100,000; |
| (24) L46 - Commission on Minority Affairs PC Replacement..... | \$ 10,334; |
| (25) R28 - Department of Consumer Affairs Licensing Database Reconfiguration/Upgrade..... | \$ 100,000; |
| (26) R40 - Department of Motor Vehicles ADA Compliance..... | \$ 925,000; |
| (27) D25 - Office of Inspector General Office Infrastructure..... | \$ 52,565; |
| (28) E04 - Office of Lieutenant Governor Caregivers..... | \$ 3,000,000; |

(29) E08 - Secretary of State

(a) Board and Commissions Database Project \$ 250,000;
(b) Disaster Recovery/Image Digitization..... \$ 97,800;

(30) E24 - Office of Adjutant General

(a) Armory Maintenance and Repair Projects \$ 450,000;
(b) Emergency Management Program Improvements..... \$ 250,000;

(31) H87 - State Library

Aid to Counties \$ 1,341,395;

(32) H18-Francis Marion University

Health Sciences Building..... \$ 200,000;

(33) U12 - Department of Transportation

(a) Traffic Management/Richland Electrical Building Construction..... \$ 1,750,000;
(b) Lexington County Maintenance Complex Land Acquisition..... \$ 1,400,000;
(c) Lexington County Maintenance Complex Construction \$ 200,000;
(d) Upstate Salt Storage Facility Construction \$ 627,000
(e) Cherokee Salt Shed Construction \$ 260,000; and
(f) Bridge Replacement and Rehabilitation..... \$ 60,000,000.

(33.1) The funds appropriated above for Bridge Replacement and Rehabilitation shall serve as the match requirement for active federal aid eligible bridges currently programmed in the Statewide Transportation Improvement Program. After the match requirements for projects in the current Act 114 prioritized Bridge Replacement Program and Bridge Rehabilitation Program are satisfied, any remaining funds shall be used by the Department of Transportation to address closed and load restricted bridges that meet the prioritization criteria of Act 114.

Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.

(C) From the escrow account established pursuant to Proviso 90.13 of Act 310 of 2008, the remaining funds shall be used to offset any operating shortfalls resulting from the Barnwell Low Level Waste Facility operations in order to preserve the economic viability of the facility. The amount distributed to offset any operating shortfalls shall be determined by calculating the difference between the allowable operating costs plus adjustments as approved by the Public Service Commission, and the access fees paid by the Atlantic Compact generators. Funds remaining in the account to offset operating shortfalls shall also be used to maintain access fees to the facility for Fiscal Year 2013-14 at the Fiscal Year 2009-10 level. There shall also be paid from the escrow account the annual dues of the Southern States Energy Board.

#45(w)

SPONSOR: REPRESENTATIVE SIMRILL

DEPARTMENT OF COMMERCE

50.cc. (CMRC: Council on Competitiveness) The Department of Commerce shall utilize \$300,000 appropriated in Fiscal Year 2013-14 for the South Carolina Council on Competitiveness to provide funds for existing business economic development activities. Each dollar of state funds disbursed must be matched equally with private funds and prior to the disbursement of funds, the Council on Competitiveness 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. The Council on Competitiveness shall provide a report on the expenditure of the funds and on the outcome measures by January 1, 2014, to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee and the Secretary of Commerce.

#45(w)

SPONSOR: REPRESENTATIVE SIMRILL

DEPARTMENT OF COMMERCE

50.cc. (CMRC: Council on Competitiveness) The Department of Commerce shall utilize \$300,000 appropriated in Fiscal Year 2013-14 for the South Carolina Council on Competitiveness to provide funds for existing business economic development activities. Each dollar of state funds disbursed must be matched equally with private funds and prior to the disbursement of funds, the Council on Competitiveness 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. The Council on Competitiveness shall provide a report on the expenditure of the funds and on the outcome measures by January 1, 2014, to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee and the Secretary of Commerce.