

**SUMMARY OF PROVISO CHANGES FOR FY 2015-16
AS RECOMMENDED BY
THE HOUSE WAYS AND MEANS COMMITTEE**

SECTION 1 - H63-DEPARTMENT OF EDUCATION

- 1.3** **AMEND** (EFA Formula/Base Student Cost Inflation Factor) States the General Assembly's intent to fully implement the EFA including an inflation factor to match the inflation wages of public school employees in the southeast; states that for FY 14-15, the base student cost has been determined to be \$2,120; that the per pupil count is projected to be 708,231, and projects the average per pupil funding. Provides for the distribution of funds to the SC Public Charter School District. Requires the Revenue and Fiscal Affairs Office post each school district's projections on their website and for each school district to also post their numbers. Requires the department and the EOC provide links to this information on their websites. Provides pupil classification weightings.
WMC: AMEND proviso to update the projections for FY 15-16 as follows: base student cost \$2,220; total pupil count, 714,394; average per pupil funding: \$5,536 state, \$1,185 federal, and \$5,371 local, for an average total funding level of \$12,092, excluding local bond issues. Delete the school year 2014-15 local match exemption for additional weightings for personalized instruction. Define an accelerated student as one who is classified as gifted and talented or who is enrolled in AP or IB courses in high school or who is a state-identified artistically and academically high achieving student enrolled in a charter school serving core academic classes with an accelerated curriculum that has been verified by the department to meet SBE Regulations and are included on CHE's prior year list of transferable courses. Require the department report to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by October 2, 2015, on the effects USDA community certification has had on the ability for individual districts and provide recommendations on using poverty data from the US Census Bureau to calculate a district's poverty allocation in lieu of direct certification.
- 1.20** **AMEND** (School Bus Purchase) Requires procurement of school buses to meet specifications developed by the School Bus Specifications Committee and allows the department to use specifications from Georgia and North Carolina, but if it does, requires the department submit a report to the Chairmen of the Senate Finance and House Ways and Means Committee that details the methodology used to determine the specifications were safe, more economical, and in the public interest when compared with the School Bus Specifications Committee specifications.
WMC: AMEND proviso change "Georgia or North Carolina" to "another state."
- 1.28** **AMEND** (School Districts and Special Schools Flexibility) Grants maximum transferability and expenditure of appropriated State funds for operations of school districts and special schools within certain guidelines; prohibits school districts from transferring specific funds allocated for certain purposes; and suspends specific requirements and assessments.
WMC: AMEND proviso to prohibit a school district from transferring funds provided for the EEDA or for Career and Technology Education. Change the reference to students with "exceptional needs" to "disabilities who have Individualized Education Programs." *Within the realm of education, the phrase "students with exceptional needs" includes students with disabilities as well as students who are in gifted and talented programs. Since the intent of this particular language is to have staffing ratios remain intact for students with disabilities, the language should be updated.* Requested by Department of Education. Companion to EIA proviso 1A.15.

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- 1.43 AMEND** (Residential Treatment Facilities Student Enrollment and Funding) Establishes guidelines for educational, financial and accountability of students between responsible licensed residential treatment facilities, school districts, parents, and the department.
WMC: AMEND proviso to change reference to “Virtual School Program” to “virtual school program” and specify the program name of “(Virtual SC).” Allow a student to also be enrolled in a virtual charter school authorized by an approved institute of higher education. Specify that a facility school district is also responsible for compliance with the Individuals with Disabilities Act of 2004 (IDEA). Requested by Department of Education.
- 1.48 DELETE** (Teaching Requirement for Certified School Employees) Directs that all certified personnel employed in a school district should, if feasible, teach at least two classes per week within the school district in which they are employed.
WMC: DELETE proviso. *This proviso was added when districts were furloughing certified staff members due to budget cuts but is no longer needed.* Requested by Department of Education.
- 1.62 DELETE** (First Steps) Requires First Steps to submit its next external evaluation to the General Assembly by November 15, 2014 and to incorporate an update pertaining to the LAC June 2013 review of the initiative.
WMC: DELETE proviso. *Report has been submitted.* Requested by First Steps to School Readiness.
- 1.66 AMEND** (~~Child Development Education Pilot Program~~ *Full-Day 4K*) Creates CDEPP, a voluntary program which focuses on developmental and learning support to be ready for school for four year olds in the trial and plaintiff school districts with expansion to eligible children in school districts with a poverty index of 70% or greater.
WMC: AMEND proviso to delete all of the proviso except for (K) and (N). Amend (K) to allow eligible students who live in a school district with a poverty index of 70% or greater to participate in the S.C. Early Reading Development and Education Program; direct that public and private providers will be reimbursed for instructional costs at a rate of \$4,218 per student enrolled; direct that eligible students enrolling or withdrawing during the school year shall be funded on a pro rata basis determined by the length of their enrollment; direct that new providers participating for the first time who enroll between 1-6 eligible children are eligible to receive up to \$1,000 per child in materials and equipment grant funding, and direct that providers who enroll 7 or more eligible children are eligible for funding not to exceed \$10,000; require providers receiving equipment funding participate for a minimum of 3 years; and direct that funding is contingent on receipt of data as requested by SDE and First Steps. Amend (N) to delete the requirement that certain data be included in the EOC annual evaluation of CDEPP. *See companion EIA proviso 1A.31*
- 1.68 AMEND** (Educational Credit for Exceptional Needs Children) Provides for a tax credit for the amount a person contributes for an exceptional needs child to a nonprofit scholarship funding organization, within specific parameters.
WMC: AMEND proviso to update calendar year references to “2015” and “2016.” Amend subsection (A)(7) to specify that ‘Nonprofit scholarship funding organization’ means a charitable organization “certified by the Department of Revenue.” Amend subsection (B) to direct that a person is also entitled to a tax credit against income taxes for the “monetary value of any publicly

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traded securities” the person contributes to a nonprofit scholarship funding organization. Add new subsection (C)(2)(a)(b)(c)(d) to amend the definition of a special needs child to include a child whose parent or legal guardian is on full-time duty status in the active uniformed military, to include members of the National Guard and Reserve on active duty; a child who is or was a resident at a Child Caring Facility, Foster Home, or Residential Group Care Home; a child who is or was homeless or who is the child of a homeless individual; or a child who is a Student At Risk of School Failure or who is classified as At Academic Risk per the EFA. Amend subsection (G)(2)(a) to change “good standing” to “certified by the Department of Revenue.” Delete subsection (H)(1) and (2) which required nonprofit scholarship funding organizations the provide grants to have an outside auditing firm conduct a comprehensive financial audit and for independent schools accepting grants to have a compliance audit conducted by an outside entity or auditing firm. Add new subsection (H)(1) and (2) to require each nonprofit scholarship funding organization, by August 1st each year, to apply to be considered a certified nonprofit scholarship funding organization for which its contributors are allowed the tax credit allowed by this section. Direct that if they do not apply, or are not approved, the organization may not be published as an approved organization and tax credits shall not be allowed. Require certain information to be included in the application. Require the EOC, by September 1st each year, to publish a list, along with certain information, of all qualifying nonprofit scholarship funding organizations certified by DOR on its website. Add subsection (I) to direct that nothing in this section restricts DOR’s authority to oversee and audit any of the parties. Direct DOR to notify the EOC if they conduct an audit and determine a school or organization is not meeting eligibility guidelines and direct the EOC to immediately remove the school or organization from the approved list.

- 1.70** **DELETE** (Technology/Device Pilot) Authorizes the department to use carry forward funds and appropriated recurring and non-recurring Instructional Materials and Digital Instructional Materials funds to allow up to 6 school districts to apply to the Department of Education to participate in a technology device pilot for a specific program/grade level in middle or high schools. Requires the department prepare a report that outlines implementation and use in the selected districts and submit it by December 15, 2014 to the Chairmen of the Senate Finance, Senate Education, House Ways and Means and House Education and Public Works Committees. **WMC:** DELETE proviso. *The department states the pilot was technically for one year. Six districts implemented their plan in the 2014-15 school year.* Requested by Department of Education. Companion to EIA proviso 1A.57.
- 1.71** **DELETE** (First Steps CDEPP Carry Forward and Other Funds) Directs that First Steps may use no more than \$15,000 of unexpended CDEPP carry forward funds and no more than \$325,000 in other, non-CDEPP funds to meet IT needs and ensure secure, statewide IT network connectivity via DOA and requires data system connectivity and compatibility with PowerSchool through the department to maintain data for 4K students served through CDEPP. Requires a report be submitted by December 1, 2014 to the Executive Budget Office and the Chairmen of the Senate Finance and House Ways and Means Committees on the expenditure of these funds. **WMC:** DELETE proviso.
- 1.73** **AMEND** (Alternative Fuel Transportation) Directs the department to use at least 5%, but not more than 10% of School Bus Lease/Purchase appropriations to lease or purchase alternative fuel or dual fuel school buses so long as at least one school district wants to participate in the pilot

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project. Requires the department select up to 3 school districts that wish to participate if the district pays for certain costs associated with the alternative or dual fuel buses. Requires participating districts to use alternative fuel buses for department approved routes and to submit quarterly reports to the department as directed. Directs that the department is responsible for the alternative fuel buses it purchases and for their maintenance costs and fuel. Requires the department report by June 1, 2015 to the Chairmen of the Senate Finance and House Ways and Means Committees on how many alternative fuel buses were purchased, the cost of each bus, and the type and cost of the alternative fuel used.

WMC: AMEND proviso to delete the requirement that the department use at least 5% of the specified funds for the pilot project. Delete the requirement that the participating districts pay for: (1) a fueling station/facility; (2) the difference in the cost between a conventional and alternative fuel or dual fuel bus; and (3) appropriate training of department bus maintenance staff. Update reporting timeframe to "2016."

- 1.74** **AMEND** (Reading Coaches) Provides for the allocation of funds appropriated for Reading Coaches to school districts.
WMC: AMEND proviso to direct that the department must publish minimum reading coach qualifications for school year 2016-17 by February 1, 2016.
- 1.75** **AMEND** (Charter School Transition Funds) Requires local districts to provide transition funds to charter schools sponsored by the local school district and located in a district receiving transition funds. Provides for transition funds to be reduced pro rata if demand exceeds the school district's allotment.
WMC: AMEND proviso to update fiscal year reference to "2015-16."
- 1.80** **ADD** (Board of Education Funds) **WMC:** ADD new proviso to authorize the department to carry forward Board of Education funds and permit the State Board of Education to use these funds for innovative educational opportunities and projects. Require the board to develop guidelines and to publish them on their website. Requested by Department of Education.
- 1.81** **ADD** (Proceeds from Sale of Bus Shop and Boat) **WMC:** ADD new proviso authorize the department to retain the proceeds from the sale of any bus shop or from the sale of the state owned boat and to expend those funds for transportation purposes.
- 1.82** **ADD** (Transition Funds to Districts) **WMC:** ADD new proviso to direct that funds appropriated for EFA Transition Payments are to be distributed to school districts that are eligible to receive transition funds and direct that the funds be disbursed in an amount equal to the net aggregate decrease in funding realized by the district resulting from changes to the EFA funding formula. Provide the allocation methodology for transition payments for districts which were eligible to receive transition payments in the prior fiscal year. Direct that school districts and individual charter schools are not eligible to receive these funds for the portion of a net funding decrease that resulted from a decrease in district ADM from the prior to the current fiscal year. Provide for a pro rate allocation reduction if transition payments exceed available funds.
- 1.83** **ADD** (GSSM Articulated Courses) **WMC:** ADD new proviso to direct that courses offered by the Governor's School for Science and Math that are articulated at any SC higher education

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institution are considered articulated with every other SC higher education institution if such courses appear on the agreed upon list of 86 courses.

- 1.84** **ADD** (First Steps 4K Technology) **WMC:** ADD new proviso to authorize First Steps to use up to \$300,000 of funds carried forward from the 4-year-old kindergarten program to provide needs-based IT grants to 4K providers participating in the mandatory school readiness assessment program. Direct that First Steps shall own any computer hardware purchased for this purpose. Direct First Steps to provide a report that documents technology and materials expenditures to the Chairmen of the Senate Finance and House Ways and Means Committees by January 15, 2016.
- 1.85** **ADD** (Teacher Salary Schedule Structure) **WMC:** ADD new proviso to direct the department to convene certain stakeholders to examine and make recommendations on changes to the statewide minimum state teacher salary schedule and include extending steps, the beginning teacher salary and each district's salary schedule structure in the examination. Direct recommendations be provided to the Chairmen of the Senate Finance and House Ways and Means Committees by November 15, 2015.
- 1.86** **ADD** (CDEPP Transfer) **WMC:** ADD new proviso to direct First Steps to transfer \$5,000,000 of non-recurring, unexpended CDEPP funds to the Department of Education and authorize the department to use these funds to support CDEPP classrooms and students.
- 1.87** **ADD** (First Steps CDEPP Carry Forward Transfer) **WMC:** ADD new proviso to authorize First Steps to use \$376,872 of non-recurring CDEPP funds for Baby Net Early Intervention Autism Therapy. Direct First Steps to then transfer \$150,000 to the EOC for the S.C. Autism Society.

SECTION 1A - H63-DEPARTMENT OF EDUCATION-EIA

- 1A.10** **AMEND** (Teacher Supplies) Provides guidelines for distributing teacher supply reimbursement of up to \$275 each school year to offset the expenses they have incurred for teaching supplies and materials. Allows any classroom teacher, including those at a S.C. private schools that are not eligible for this reimbursement to claim a refundable income tax credit on their 2014 tax return.
WMC: AMEND proviso to update tax return reference to "2015."
- 1A.15** **AMEND** (School Districts and Special Schools Flexibility) Grants maximum transferability and expenditure of appropriated State funds for operations of school districts and special schools within certain guidelines; prohibits school districts from transferring specific funds allocated for certain purposes; and suspends specific requirements and assessments.
WMC: AMEND proviso to prohibit a school district from transferring funds provided for the EEDA or for Career and Technology Education. Change the reference to students with "exceptional needs" to "disabilities who have Individualized Education Programs." *Within the realm of education, the phrase "students with exceptional needs" includes students with disabilities as well as students who are in gifted and talented programs. Since the intent of this particular language is to have staffing ratios remain intact for students with disabilities, the language should be updated.* Requested by Department of Education.

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- 1A.16 AMEND** (Teacher Salary Supplement) Directs the department to carry forward unobligated teacher salary supplement and employer contribution funds to be used for the same purpose.
WMC: AMEND proviso to allow unexpended teacher salary supplement funds to be used for shortfalls in associated employer contributions funds. Requested by Department of Education.
- 1A.18 AMEND** (Assessment) Authorizes assessment funds to be carried forward to pay for state assessment activities and for scoring of the spring statewide accountability assessment. Directs that PSAT reimbursements shall resume in the current fiscal year.
WMC: AMEND proviso to specify that the funds shall also be used to pay for AP exams administered in the prior fiscal year and to pay for the administration of assessments specifically due to increased enrollment. *AP exams are administered late in the year.* Requested by Department of Education.
- 1A.31 AMEND** (~~Child Development Education Pilot Program~~ *Full-Day 4K*) Creates CDEPP, a voluntary program which focuses on developmental and learning support to be ready for school for four year olds in the trial and plaintiff school districts with expansion to eligible children in school districts with a poverty index of 70% or greater.
WMC: AMEND proviso to delete all of the proviso except for (K) and (N). Amend (K) to allow eligible students who live in a school district with a poverty index of 70% or greater to participate in the S.C. Early Reading Development and Education Program; direct that public and private providers will be reimbursed for instructional costs at a rate of \$4,218 per student enrolled; direct that eligible students enrolling or withdrawing during the school year shall be funded on a pro rata basis determined by the length of their enrollment; direct that new providers participating for the first time who enroll between 1-6 eligible children are eligible to receive up to \$1,000 per child in materials and equipment grant funding, and direct that providers who enroll 7 or more eligible children are eligible for funding not to exceed \$10,000; require providers receiving equipment funding participate for a minimum of 3 years; and direct that funding is contingent on receipt of data as requested by SDE and First Steps. Amend (N) to delete the requirement that certain data be included in the EOC annual evaluation of CDEPP. *See companion general education proviso 1.66.*
- 1A.33 AMEND** (Centers of Excellence) Directs that \$350,000 of Centers of Excellence funds must be allocated to the Francis Marion University Center of Excellence to Prepare Teachers of Children of Poverty to expand the training statewide through weekend college, non-traditional or alternative learning opportunities. Directs CHE, with the increased funds provided, to fund a new center in FY 2014-15 to provide professional development to enable teachers to create a college-going and career readiness culture that prepares students for postsecondary education and the world of work.
WMC: AMEND proviso to delete the requirement that CHE fund the new center.
- 1A.34 AMEND** (IDEA Maintenance of Effort) Directs that Aid to Districts funds be used to meet the estimated maintenance of effort for IDEA. Directs that funds provided for IDEA maintenance of effort may not be transferred for any other purpose and are not subject to flexibility. Requires the department submit an estimate of the IDEA MOE requirement to the General Assembly and the Governor by December, 2013.
WMC: AMEND proviso to update year reference to "2015."

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- 1A.38 AMEND** (Career and Technology Education Consumables) Allows the department to use Career and Technology Education funds to purchase textbooks, instructional materials, and other consumables used in classroom instruction.
WMC: AMEND proviso to direct that a maximum of 25% of funds appropriated for Modernize Vocational Equipment, Career and Technology Education may be used for this purpose. Authorize Modernize Vocational Equipment and Tech Prep funds to be carried forward and used for the same purpose. *Setting a maximum percentage that could be used for instructional materials and consumables both recognizes the need for districts to have flexibility in spending these funds based on local needs while still maintaining funding designated to update and upgrade equipment necessary for quality CTE programs.* Requested by Department of Education.
- 1A.39 AMEND** (Teacher Salaries/SE Average) States the projected Southeastern average teacher salary for FY 2014-15 is \$48,892. Requires a local district board of trustees to provide a step increase for all eligible certified teachers. Directs the department to continue to use the FY 2012-13 statewide minimum teacher salary schedule in FY 2014-15.
WMC: AMEND proviso to change the projected SE average teacher salary from “\$48,892” to “\$49,796” and update fiscal year to “2015-16.” Requested by Department of Education.
- 1A.42 DELETE** (Summer Exit Exam Cost) Authorizes certain funds to be used to offset the costs of conducting the summer administration of the Exit Exam.
WMC: DELETE proviso. *The proviso is no longer needed. The requirement for an exit examination was eliminated through Act 155.* Requested by Department of Education.
- 1A.43 DELETE** (Refurbishing Science Kits) Authorizes funds appropriated to purchase textbooks and other instructional materials to be used to refurbish science kits.
WMC: DELETE proviso. *Proviso language is added to amended 1.65 and New 1A.# Instructional Materials.* Requested by Department of Education.
- 1A.48 DELETE** (Technology Academy Pilot) Directs the department to use available Modernize Vocational Equipment funds to continue to offer high schools the opportunity to participate in an IT certification pilot project. Requires the department report to specific committees of the General Assembly by February 1, 2015, on the number of high schools and the number of students that participated in the pilot along with the number of students who earned certifications.
WMC: DELETE proviso.
- 1A.50 AMEND** (Aid to Districts Draw Down) Requires school districts, Palmetto Unified District and DJJ, in order to draw down Aid to Districts funds, to work with local, and if necessary state, law enforcement agencies to ensure that they have an updated school safety plan. Requires updated plans be submitted to the department by September 1, 2014 and requires the department report to the Chairmen of specific committees by September 30, 2014, on any districts that did not submit an updated plan.
WMC: AMEND proviso to change fiscal year references to “the current fiscal year.” Requested by Department of Education.
- 1A.51 DELETE** (South Carolina Success Program) Directs the department to use Assessment/Testing funds for the South Carolina Success Program. Requires the program provide academic support

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to students and teachers to help ensure on grade level reading is achieved for grades PreK-8 by making online-delivered interactive reading assessments and research-based intervention programs available for use at school and home.

WMC: DELETE proviso. *The department added the SC Success Program assessments to the formative adoption list for 2013-14.* Requested by Department of Education.

- 1A.52** **DELETE** (Pilot Assessment) Creates a pilot assessment and allows the EOC to select up to 5 school districts that have received an "Excellent" rating on their most recent state report card and an "A" on their most recent federal report card to participate in the pilot. Requires a district to request and receive approval from the EOC and the State Board of Education to use an alternative assessment in grades 3-8 to measure student performance on English language arts, math, and science and to use an alternative assessment in high school to measure college and career readiness. Requires the EOC, working with pilot school districts to devise an alternative state district and school report card. Requires the department to request changes to its ESEA waiver to permit alternative assessments.
WMC: DELETE proviso.
- 1A.56** **AMEND** (EOC-South Carolina Autism Society) Directs that \$350,000 of the EIA funds appropriated for Partnerships, Education Oversight Committee (A85) be transferred quarterly from the EOC to the South Carolina Autism Society for the Autism Parent-School Partnership Program. Requires the Society, beginning October 10, 2015, provide a quarterly accounting report to the Chairmen of the Senate Finance and House Ways and Means Committees and to the EOC.
WMC: AMEND proviso to change "\$350,000" to "500,000."
- 1A.57** **DELETE** (Technology/Device Pilot) Authorizes the department to use carry forward funds and appropriated recurring and non-recurring Instructional Materials and Digital Instructional Materials funds to allow up to 6 school districts to apply to the Department of Education to participate in a technology device pilot for a specific program/grade level in middle or high schools. Requires the department prepare a report that outlines implementation and use in the selected districts and submit it by December 15, 2014 to the Chairmen of the Senate Finance, Senate Education, House Ways and Means and House Education and Public Works Committees.
WMC: DELETE proviso. *The department states the pilot was technically for one year. Six districts implemented their plan in the 2014-15 school year.* Requested by Department of Education. Companion to general education proviso 1.70.
- 1A.59** **AMEND** (Carry Forward) Requires EIA funds carried forward from the prior fiscal year that are not appropriated or authorized to be carried forward and spent as follows: \$900,000 for EOC - Partnerships for Innovation; \$150,000 for Allendale County School District; \$5,929,553 for department school bus transportation costs; and any additional funds carried forward and not otherwise appropriated or authorized to be used for Instructional Materials.. Directs that if funds are available, districts may apply to the department to use the funds for the Technology/Device Pilot. Allows the funding items to be reduced pro rata if there are not sufficient monies to fund the items.
WMC: AMEND proviso to update fiscal year reference to "2015-16." Delete the allocation for school bus transportation costs, and the authority to use the funds for the Technology/Device

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Pilot. Allocate \$1,296,407 for Modernize Vocational Equipment; \$7,300,000 for Assessment/ Testing; and \$204,900 for District Technology, Devices and Content.

- 1A.61 AMEND** (South Carolina Public Charter School District Funding) Provides for the allocation of S.C. Public Charter School District funds to charter schools within the Public Charter School District or at any approved higher education institution that sponsors a charter school per weighted pupil: \$1,900 for virtual charter schools and \$3,600 for brick and mortar charter schools. Limits the amount which must be carried forward to not more than 10% of the prior year appropriation. Directs that any funds exceeding 10% must be transferred to the Charter School Facility Revolving Loan Program.
WMC: AMEND proviso to delete references to “approved institution of higher education sponsoring a public charter school. *Directives specifically related to institutions of higher education are in new proviso 1A.69.* Requested by Department of Education.
- 1A.63 AMEND** (Public Charter School District Hold Harmless) Requires the Public Charter School District use up to \$3 million of their carry forward funds to hold its schools harmless from any reduction in funds that result from EFA weightings changes in the current fiscal year.
WMC: AMEND proviso to update fiscal year reference to “2015-16.” Requested by Department of Education.
- 1A.64 AMEND** (TransformSC) Requires at least \$200,000 of Partnerships for Innovation funds appropriated to the EOC be allocated to the TransformSC public-private project.
WMC: AMEND proviso to change “\$200,000” to “\$400,000.” Requested by Department of Education.
- 1A.67 AMEND** (Prekindergarten and Kindergarten Assessments) Requires all students entering a publicly funded prekindergarten or public kindergarten to be administered a readiness assessment, approved by the State Board of Education, within 45 days of the start of the school year and directs that the assessment focus on early language and literacy development and be aligned with kindergarten and 1st grade standards for English/language arts and math. Directs that assessment results be provided in writing to the parent or guardian. Requires the EOC to recommend the characteristics of the readiness assessment to the State Board of Education by July 30th and to seek input from First Steps Board of Trustees and other early childhood advocates and provide directives for procuring the assessment.
WMC: AMEND proviso to direct the all “publicly funded” students entering a publicly funded Pre-K or K be administered a readiness assessment approved by the State Board of Education. Delete the requirements that the readiness assessment be approved by the state board; be aligned with K-1 standards for English/language arts and mathematics; and for the EOC to recommend the characteristics of the assessment to the state board. *Assessments were procured in September of 2014 for the 2014-15 school year. The department wants to continue the assessments for school year 2015-16.* Requested by Department of Education.
- 1A.68 AMEND** (BabyNet Early Intervention Autism Therapy) Requires the \$437,476 appropriated to First Steps for BabyNet Autism Therapy be used only to increase the BabyNet autism therapy provider hourly rate to \$13.58 and the individual hourly pay of line therapists to a minimum of \$10.00. Requires First Steps to consult with DDSN on implementation of these increases and ensure that the line therapists meet all current state requirements. Requires First Steps send a

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quarterly compliance report to the Chairmen of the Senate Finance and House Ways and Means Committees and directs that the report include information on the expenditure of state funds as well as receipt and expenditure of Federal Medicaid funds associated with the program.

WMC: AMEND proviso to change "\$437,476" to "\$814,348."

- 1A.69** **ADD** (Public Charter School Funding-Institutions of Higher Education) **WMC:** ADD new proviso to provide for the allocation of Public Charter School District funds to charter schools authorized by an approved higher education institution per weighted pupil: \$3,600 for students enrolled in brick and mortar charter schools and \$1,900 for virtual charter schools. Limit the amount which must be carried forward to not more than 10% of the prior year appropriation. Direct that any funds exceeding 10% must be transferred to the Charter School Facility Revolving Loan Program. *Separated out charter schools authorized by an approved institution of higher education from proviso 1A.61.* Requested by Department of Education.
- 1A.70** **ADD** (Interactive Online Music Program RFP) **WMC:** ADD new proviso to direct the department to use instructional materials funds to work with the Information and Technology Management Office to issue a RFP to seek proposals from qualified private providers for an interactive online music program and access site license to all elementary schools; direct that the annual cost not exceed \$800,000; direct for the program to connect learning of music with other content areas, including reading, math, science and history. Require the program to meet state and national standards and include appropriate teacher training. *Separated out from proviso 117.27.* Requested by Education Oversight Committee.
- 1A.71** **ADD** (Technology Professional Development) **WMC:** ADD new proviso to direct that \$4,000,000 of Professional Development funds be designated for professional development for use of classroom technology. Direct that funds designated for technology-related professional development be distributed to each school district or special school in proportion to the previous year's 135 day ADM. Require districts report by June 15, on a form prescribed by the department, on the amount of funds expended, type of activities funded, and the number of teachers participating in the activity.
- 1A.72** **ADD** (Technology/Device Pilot Project) **WMC:** ADD new proviso to authorize the department to use up to \$4,500,000 of carry forward funds to purchase electronic devices and digital content. Authorize districts that receive State Board of Education approval to purchase devices and digital content directly from a state approved vendor. Require school districts to develop an implementation plan that lists devices and digital content by grade level and subject, to present the plan to the local school board in a public meeting for approval, and to place the plan on the school district's website prior to the public school board meeting. Require the department develop a certification form for local school board approval. Require the approved certification form and plan be submitted to the department for State Board of Education approval. Provide a process for notification of plan approval to the school district. Allow school districts to use 10% of the funds received for professional development and require that 90% be used to acquire devices and digital content. Require the department provide a report to the Chairmen of the Senate Finance, Senate Education, House Ways and Means, and House Education and Public Works Committees by December 15, 2015, that outlines implementation and use in the selected districts.

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SECTION 3 - H66-LOTTERY EXPENDITURE ACCOUNT

- 3.1 AMEND (Audit)** Directs each state agency that receives lottery funds to develop and implement procedures to monitor lottery expenditures to ensure that lottery funds are expended in accordance with applicable state laws, rules, and regulations. Directs the State Auditor to ensure that these state agencies have effective monitoring procedures in place.
WMC: AMEND proviso to direct institutions of higher learning to report the procedures they have adopted to monitor the expenditure of lottery funds to CHE and the Executive Budget Office by August 1, 2015 and state that these expenditures are subject to annual verification and audit by the commission on a rotating basis, not to exceed three years. Direct CHE to provide a report to the EBO and the Chairmen of the Senate Finance and House Ways and Means Committees on how each institution spent prior year lottery funds. Direct the Department of Education to report adopted procedures and guidelines to monitor expenditures of lottery funds allocated to school districts and other recipient institutions to the EBO by August 1, 2015. Direct SDE report to the EBO and the Chairmen of the Senate Finance and House Ways and Means Committees on the amount of lottery funds distributed to each entity in the prior fiscal year. Require all other state agencies submit their adopted procedures to monitor lottery funds expenditure to the EBO by August 1, 2015. Change responsibility for ensuring state agencies have effective procedures in place to monitor lottery expenditures from the Office of the State Auditor to the Executive Budget Office.
- 3.2 DELETE (Technology Lottery Funds)** Directs that \$125,000 of lottery technology funds designated for two-year institutions be transferred to the portion designated for four-year institutions for each USC 2-year institution that has moved to a 4-year status since 2000.
WMC: DELETE proviso.
- 3.4 DELETE (FY 2014-15 Lottery Funding)** Directs expenditure of lottery funds for Fiscal Year 2014-15.
WMC: DELETE proviso. *Technical.*
- 3.5 ADD (Higher Education Allocations)** **WMC:** ADD new proviso to direct that lottery funds shall only be spent by and/or allocated to higher education institutions that are domiciled in this state.
- 3.6 ADD (FY 2015-16 Lottery Funding)** **WMC:** ADD new proviso to direct expenditure of lottery funds certified by the BEA for FY 15-16 as follows: \$47,400,000 to CHE and State Board for Tec and Comp Ed for Tuition Assistance; \$171,896,844 to CHE for LIFE Scholarships; \$8,565,373 to CHE for HOPE Scholarships; \$38,691,990 to CHE for Palmetto Fellows Scholarships; \$13,000,000 to CHE for Need-Based Grants; \$1,053,764 to Tuition Grants Commission for Tuition Grants; \$1,028,053 to CHE for Higher Education Excellence Enhancement Program; and \$29,288,976 to Dept. of Education for K12 Technology Initiative. Require Tuition Assistance funds appropriated to CHE be distributed to technical colleges and 2-year institutions as required by Section 59-150-360 and require the State Board for Tec and Comp Ed and CHE to annually develop how the funds are to be distributed. Suspend, for the current fiscal year, the provisions of Section 2-75-30 regarding the aggregate amount of funding provided for the Centers of Excellence Matching Endowment. Authorize CHE to temporarily transfer funds between line items to ensure scholarships and tuition are received in a timely

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manner. State that the goal is to fund the Tuition Assistance program at a level to support at least \$996 per student per term for full-time students. Direct that net lottery proceeds and investment earnings in excess of certified net lottery proceeds and investment earnings are appropriated and must be used to ensure that LIFE, Palmetto Fellows, and HOPE scholarships are fully funded for FY 15-16. Provide for lottery appropriations to be reduced on a pro rata basis, excluding LIFE, HOPE, and Palmetto Fellows Scholarships, if lottery revenue is less than the amounts appropriated. Authorize Higher Ed Tuition Grants to use up to \$70,000 of Tuition Grants funds to support the award process. Provide for the distribution of K-12 Technology Initiative funds. Direct that these funds may not be used to supplant existing school district technology expenditures. Direct expenditure of certified unclaimed prize funds certified by the BEA for FY 15-16 as follows: \$7,205,000 to Higher Education Tuition Grants for Tuition Grants; \$4,545,000 to CHE for National Guard Tuition Repayment Program; \$50,000 to DAODAS for Gambling Addiction Services; and \$200,000 to the School for the Deaf and the Blind for Technology. Direct that if revenue received is less than these appropriations, the items shall be reduced on a pro rata basis. Direct that any unclaimed prize funds in excess of the amount certified by the BEA is appropriated as follows: \$6,000,000 to SDE for School Buses; and \$6,000,000 to SDE for Instructional Materials. Direct that net lottery proceeds and investment earnings realized in the prior fiscal year that are above the amount needed to fund appropriations in this provision are appropriated as follows on a pro rata basis: \$4,000,000 to SDE for School Buses; \$2,000,000 to State Library for Aid to County Libraries; and \$4,000,000 to St Board for Tec and Comp Ed for STEM Curriculum and Equipment.

SECTION 5 - H71-WIL LOU GRAY OPPORTUNITY SCHOOL

5.9 AMEND (Capacity) Directs that FY 2014-15 funds be used to bring the school up to full capacity, to the extent possible and to report by December 1st on how the funds have been used and how many additional students have been served.

WMC: AMEND proviso to update fiscal year reference to "2015-16."

SECTION 6 - H75-SCHOOL FOR THE DEAF AND THE BLIND

6.13 AMEND (Capacity) Directs that FY 2014-15 funds be used to bring the school up to full capacity, to the extent possible and to report by December 1st on how the funds have been used and how many additional students have been served.

WMC: AMEND proviso to update fiscal year reference to "2015-16."

SECTION 7 - L12-JOHN DE LA HOWE SCHOOL

7.4 AMEND (Capacity) Directs that FY 14-15 funds be used to bring the school up to full capacity, to the extent possible. Prohibits new employees from being hired deferred maintenance has been completed on a cottage and until required by a projected increase in students. Requires staff increases be reported to the Chairmen of the House Ways and Means and Senate Finance Committees 30 days before they are hired. Requires a report be submitted by December 1st on how the funds have been used and how many additional students have been served.

WMC: AMEND proviso.

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- 7.6 **ADD** (Educational, Therapeutic Progress, and Other Financial Information) **WMC:** ADD new proviso to direct the John de la Howe School to provide certain information and data to the EOC, as required, for all programs and services the school offers to document student enrollment; educational therapeutic needs and interventions, student's district of residence; staff employed that provide direct and indirect services to students; other financial expenses of the school; and other data as identified by the EOC. Require unique student identifiers be used to protect the identify of each student. Require the EOC set the reporting measures and report to the Governor, and the Senate Finance and House Ways and Means Committees by January 15, 2016 on recommendations to improve services to students.
- 7.7 **ADD** (Programmatic Benchmarks) **WMC:** ADD new proviso to direct the John de la Howe School to proceed with a phased in master plan to include specific testing, assessment, and other benchmarks. Require the school report this information to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by August 1, 2016.

SECTION 8 - H67-EDUCATIONAL TELEVISION COMMISSION

- 8.2 **ADD** (Wireless Communications Tower) **WMC:** ADD new proviso to direct ETV to coordinate tower and antenna operations, approve all leases regarding antenna placement on state-owned property, coordinate new tower construction on state owned property, market excess capacity, generate revenue by leasing or selling excess capacity, and construct new facilities pm state owned property related to communications. Direct the revenue from the leases to be retained, expended, and carried forward to support agency operations. Direct ETV to report to the Chairman of the Senate Finance and House Ways and Means Committees by October 1 each year on all revenue collections and disbursements. *Moved from DOA section. See Legislative, Executive, and Local Government Subcommittee Recommendations for deleted proviso 93.17.*
- 8.3 **ADD** (Antenna and Tower Placement) **WMC:** ADD new proviso to direct that antenna and tower leases on a higher education institution's property must conform to the institution's master plan. *Moved from DOA section. See Legislative, Executive, and Local Government Subcommittee Recommendations for deleted proviso 93.22.*
- 8.4 **ADD** (Spectrum Auction) **WMC:** ADD new proviso to authorize ETV, if they choose to enter the FCC TV Spectrum Auction and receive any proceeds, to retain the proceeds for the development of a capital reserve declining balance fund. Direct that the proceeds be used to fund critical capital needs, including an expected broadcast industry standards change, and to also be used for equipment repair, maintenance and replacement needs and for operational costs. Authorize unexpended funds to be carried forward and used for the same purpose. Direct ETV to report to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees on their intent to enter the auction; auction dates; estimated potential revenue; and actual revenue received from the auction. Requested by Educational Television Commission.

SECTION 11 - H03-COMMISSION ON HIGHER EDUCATION

- 11.2 **DELETE** (Out-of-State School of the Arts) Directs that Out-of-State School of the Arts funds must be spent for a SREB Contract Program that will offset the difference between out-of-state

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and in-state costs for artistically talented high school students at the North Carolina School of the Arts.

WMC: DELETE proviso.

- 11.7** **AMEND** (Performance Improvement Pool Allocation) Directs that 80% of funds appropriated on the Performance Funding line be allocated to the EPSCOR program to improve the state's research capabilities and that 20% be allocated to support management education programs at SC State University School of Business.

WMC: AMEND proviso to change reference to Section "XI." to "III. Other Agencies & Entities." *Technical.* Requested by Commission on Higher Education.

- 11.14** **DELETE** (SCNG CAP Carry Forward) Authorizes SC National Guard College Assistance Program funds to be carried forward and exempts the program's funds from any mid-year budget reduction.

WMC: DELETE proviso. *Codified in Section 59-114-65 by Act 151 of 2014.* Requested by Commission on Higher Education.

- 11.16** **DELETE** (Mission, Ethics and Values Statements) Requires each public institution of higher learning to submit a report to the General Assembly by January 3, 2015 that specifies their mission, ethics and values statements.

WMC: DELETE proviso.

- 11.17** **DELETE** (Distribution of Materials on College Campuses) Prohibits public institutions of higher education from imposing restrictions on a student's ability to distribute the U.S. or S.C. Constitution, so long as the distribution meets certain guidelines. Directs that an athletic event is not considered a class, school-wide assembly or school sponsored function.

WMC: DELETE proviso.

- 11.18** **DELETE** (Required Reading Material Reporting) Requires the University of Charleston to use at least \$52,000 and for USC Upstate to use at least \$17,000 to comply with the provisions of Section 59-29-120 that requires colleges and universities that receive public funds to give instruction in the essentials of the U.S. Constitution, the Declaration of Independence, and the Federalist Papers. Requires institutions that conduct a non-elective reading program to provide alternative reading materials under certain circumstances and requires institutions that conduct mandatory lectures, seminars, or other presentations or programs other than part of an instructional class to allow a student to decline to attend or participate in the program under certain circumstances.

WMC: DELETE proviso.

- 11.19** **ADD** (Scholarship Awards) **WMC:** ADD new proviso to provide guidelines for a student to receive a Palmetto Fellows or LIFE scholarship award during the summer in addition to fall and spring semesters. Direct that the student must continue to meet eligibility requirements and be enrolled full-time, which for summer requires 12 hours. Direct that the total summer award per student may not exceed half of the allowable academic year award up to the cost of attendance and must be reimbursed if the student does not complete at least 12 hours of academic credit during the summer sessions. Direct that if a summer award is made, the student's total award

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during their enrollment may not exceed the amount provided under current semester limits.
Moved from the lottery proviso.

- 11.20 ADD (Transferability) WMC:** ADD new proviso to direct that students who transfer from a 2-year public institution of higher learning with an Associate of Arts or Science degree and are accepted at a public research institution or 4-year college or university are guaranteed the award of at least 60 credit hours of transfer coursework and will have all general education requirements waived. Direct that course prerequisites and minimum credit requirements for awarding degrees shall still apply. Direct CHE, in consultation with the State Board for Tec and Comp Ed and public institutions of higher learning to develop policies by May, 2, 2016 for implementing these provisions effective beginning in the fall of 2016.
- 11.21 ADD (Other Funds Expenditure Authorization) WMC:** ADD new proviso to prohibit state institutions of higher learning, including technical schools from spending more other funds than they are authorized in this act and/or by the Other Funds Oversight Committee to spend. Require each institution and school to prepare quarterly other fund expenditure reports that includes both quarterly and year to date expenditures and submit the reports no later than 15 days after the end of each quarter to the Senate Finance and House Ways and Means Committees, to the Executive Budget Office and to the Revenue and Fiscal Affairs Office. Direct the EOB Executive Director, upon finding that other funds authorization has been breached, to notify the Comptroller General of the amount of unauthorized spending and direct the Comptroller General to reduce an equal amount of general fund appropriations from that institution or school.
- 11.22 ADD (Graduation Data) WMC:** ADD new proviso to require institutions of higher learning to annually report graduation data in terms of a true freshman cohort who starts their college career as a freshman at the institution and graduates from that same institution. Direct that graduation data also be reported in terms of the Voluntary System of Accountability. Direct that both calculations be submitted to CHE by December 1st.
- 11.23 ADD (Equalizing In-State Tuition) WMC:** ADD new proviso to direct CHE to study the feasibility of equalizing in-state tuition rates at all state institutions of higher learning and to report their findings to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by December 1, 2015.
- 11.24 ADD (Student Debt) WMC:** ADD new proviso to direct CHE, in collaboration with the Student Loan Corporation, to determine the amount of outstanding student loan debt and default rates as of July 1, 2015 for each higher education institution and to report the results annually by October 1st to the Chairmen of the Senate Finance and House Ways and Means Committees.
- 11.25 ADD (Other Funded FTE Revenue) WMC:** ADD new proviso require higher education institutions to ensure that sufficient revenue exists to fund the salary and fringe benefits of any new other funded full-time positions they request. Direct the institutions to also ensure that when they calculate the revenue required for the positions they take into consideration any possible future pay increases and health insurance adjustments that may be mandated by the General Assembly.

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- 11.26** **ADD** (Federal and Other Fund Compensation Increase Exemption) **WMC:** ADD new proviso to exempt higher education institutions from having to provide state imposed pay raises to other and federal funded full-time positions.
- 11.27** **ADD** (Remit Endowed Chairs Commerce Awards Funds) **WMC:** ADD new proviso to direct that the \$2,900,000 of Endowed Chairs Program funds that have been set aside for "Commerce Awards" are to be remitted to the general fund by August 1, 2015.
- 11.28** **ADD** (4% Waivers) **WMC:** ADD new proviso to establish a formula for institutions to use across the board for fee waivers: "Total Waiver Allotment per Statute=Unduplicated headcount (full annual in-state geo tuition) x 4 percent." Direct to qualify for a fee waiver a student must be in-state based on geo-origin, be enrolled in at least 12 hours, and must maintain a 3.0 GPA per semester. Direct that formula calculation and award data be annually submitted to CHE by October 1st and require institutions identify all other financial awards the student is receiving, if the student is an athlete, and how many semesters the students has received the waiver. Direct CHE to notify the Chairmen of the Senate Finance and House Ways and Means Committees if the information is not received by October 1st and direct that those institutions shall have their general fund appropriations reduced by their total waiver allotment. Exempt state technical schools from these requirements.
- 11.29** **ADD** (Abatements) **WMC:** ADD new proviso to direct that abatement calculations for out-of-state students be submitted annually to CHE by October 1st and require the reporting data identify the student's geo-origin, class, all other financial awards the student is receiving, whether the student is an athlete, and how many semesters the student has received the waiver.
- 11.30** **ADD** (Outstanding Institutional Debt) **WMC:** ADD new proviso to require higher education institutions to submit data on their outstanding institutional debt by November 1st to the Chairmen of the House Ways and Means and Senate Finance Committees and require the data include, but not be limited to amount of the initial debt, year the debt was incurred, year the debt will be satisfied, repayment schedule, and purpose for which the debt was incurred.
- 11.31** **ADD** (General Education Core Curriculum) **WMC:** ADD new proviso to direct each higher education institution, excluding technical schools, to include information about personal finances in an institution's general education freshman curriculum, by either offering a course on the subject or by including the information in an existing course. Direct state technical schools to include personal finances information in freshman orientation.
- 11.32** **ADD** (Uniform Acceptance Letter Deadline) **WMC:** ADD new proviso to direct CHE to work with all higher education institutions to establish a uniform deadline for fall semester acceptance letters for incoming freshmen.
- 11.33** **ADD** (Comprehensive Academic Program Evaluation) **WMC:** ADD new proviso to prohibit CHE from granting a new academic program at a higher education institution until a comprehensive evaluation has been conducted on all academic programs at that institution. Direct CHE to develop criteria to evaluate existing academic programs to determine whether they are essential and valuable to the institution and students. Direct CHE to submit the evaluation criteria to the Chairmen of the Senate Finance and House Ways and Means Committees.

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- 11.34 ADD** (Higher Education Continuous Improvement Goals) **WMC:** ADD new proviso to direct that attainment of certain goals will be considered with appropriation requests in order to encourage improvements in higher education. Direct Clemson, the Citadel, and USC-Columbia to improve their percentage of full-time in-state undergrads by 2% of total enrollment in the 2015 fall class and by 5% by 2020. Direct MUSC increase graduate percentage of in-state students by 2%. Direct Coastal Carolina, Charleston, Francis Marion, Lander, USC Aiken, USC Beaufort, USC Upstate and Winthrop Universities to increase retention by 2% over two years and increase the 4-year graduation rate by 3% over 4 years. Direct technical schools to increase job placement by 2% over two years.

SECTION 14 - H12-CLEMSON UNIVERSITY - EDUCATIONAL & GENERAL

- 14.1 DELETE** (Travel Advances and Subsistence Expenses) Authorizes Clemson to advance travel and subsistence expense monies to its employees for the financing of ordinary and necessary travel required in conducting the business of the institution and allows 30 days after the trip is completed for reimbursement.
WMC: DELETE proviso. *University should comply with proviso 117.20(K) (Travel-Subsistence Expenses & Mileage).*
- 14.2 ADD** (Electrical Infrastructure) **WMC:** ADD new proviso to direct Clemson to enter into negotiations with an appropriate entity or electric cooperative to determine the feasibility to purchase and operate the main campus electrical infrastructure and associated infrastructure maintenance, and to report the results of the negotiations to the Chairmen of the Senate Finance and House Ways and Means Committees by December 1, 2015.

SECTION 19 - H24-SOUTH CAROLINA STATE UNIVERSITY

- 19.1 DELETE** (BRIDGE Program) Establishes the BRIDGE program at SC State University and stipulates funds appropriated for the program are to be used to recruit minority high school students along the I-95 corridor into the teaching profession by offering them access to counseling, mentoring, on campus summer enrichment programs, and opportunities for dual enrollment credits at the university while they are still in high school.
WMC: DELETE proviso. *The BRIDGE program has not existed at SC State since 2011.*
- 19.3 ADD** (Interim Governing Authority and Control) **WMC:** ADD new proviso to direct that in order to preserve the long and distinguished history of S.C. State University and faced with insufficient student enrollment revenues to cover existing expenditure obligations, the S.C. State University Board of Trustees are removed from their positions, powers and duties and an Interim Board of Trustees is created composed of the members of the State Fiscal Accountability Authority, who shall serve ex officio, or their designee, who shall serve at the pleasure of the appointing member of the authority. Direct that the duties and powers of the former board of trustees are transferred to the interim board of trustees. Direct the interim board to remove the president if it is determined the removal would be in the best interest of the university and to employ an interim president who shall serve on an at-will basis. Direct the Interim Board of Trustees to oversee the actions of the interim president and direct the interim president to review both the university's educational accreditation and the past and current financial situation and

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make recommendations to the Interim Board of Trustees, the State Fiscal Accountability Authority, the General Assembly, and the Executive Budget Office on the path the university must pursue to lead it out of the current financial crisis and return the university to the valuable and functional institution it has been in the past. Direct the Interim Board of Trustees and the interim president to carry out daily operational responsibilities including, but not limited to, the expenditure of funds associated with daily operations. Direct that the Interim Board of Trustees shall serve until the General Assembly elects new members and direct that they be indemnified in the same manner as members of the Retirement System Investment Commission.

SECTION 20 - H45-UNIVERSITY OF SOUTH CAROLINA

- 20.3** **AMEND** (Child Abuse Medical Response Program) Establishes the minimum level of funding for the Child Abuse and Neglect Medical Response Program at \$576,160 and prohibits USC from reducing the funds by more than a proportional amount of any mid-year or base reductions.
WMC: AMEND proviso to change "\$576,160" to "\$750,000."
- 20.4** **DELETE** (Energy-Related Economic Development) Directs the USC Earth Sciences and Resources Institute to develop a plan to encourage collaborations among the State's higher education institutions, the private sector, local governments, K-12 schools, the general public, and international partners to take advantage of the unique, unexplored geophysical characteristics of the state and to create energy-related economic development opportunities. Directs that the plan be submitted by January 15, 2015 to the Director of the Energy Office, the Secretary of Commerce, the Governor, and the Chairmen of the Senate Agriculture and Natural Resources and the House Agriculture, Natural Resources, and Environmental Affairs Committees.
WMC: DELETE proviso.
- 20.5** **ADD** (Palmetto College - Operating) **WMC:** ADD new proviso to direct USC to allocate \$373,010 additional, recurring state appropriations to the USC campuses at Lancaster, Salkehatchie, Sumter, and Union to reduce the per-student funding disparity that exists between each of these campuses. Direct USC to determine the appropriate enrollment measure to guide the distribution of these funds and to report the allocation to CHE and the Chairmen of the Senate Finance and House Ways and Means Committees.

SECTION 25 - H59-STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION

- 25.1** **AMEND** (Training of New & Expanding Industry) Authorizes the Executive Budget Office, in order to ensure necessary funds are available for new and/or expanding industry, to adjust the appropriation for the "Center for Accelerated Technology Training" (ReadySC) administered by the State Tech Board if projected expenditures are above appropriations and the office determines that the projected expenditures are directly related to demand for an existing program exceeding the program's capacity, or for a new program necessary to provide direct training for new or expanding business or industry. Provides for an approval process and for notification to certain members of the General Assembly. Limits the aggregate amount of all adjustments to \$10,000,000. Allows the State Board for Tec and Comp Ed to request a supplemental appropriation from the General Assembly if projected expenditures exceed the amount appropriated or adjustments authorized.

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WMC: AMEND proviso to change "Center for Accelerated Technology Training" to "ReadySC."

- 25.6** **ADD** (Aeronautics Training Center) **WMC:** ADD new proviso to authorize the State Board for Tec and Comp Ed to carry forward S.C. Aeronautics Training Center funds and to use the funds for the same purpose.

SECTION 28 - H91-ARTS COMMISSION

- 28.5** **AMEND** (Distribution to Subdivisions) Directs the Arts Commission to use appropriated and or authorized funds to distribute Distribution to Subdivision funds for specific purposes in the same manner they were distributed in the prior fiscal year and designates funding.
WMC: AMEND proviso to specify that the distribution of the funds shall be subject to requests received and availability of funds; update all allocation amounts; and add \$5,855 for Aid to County Libraries.

SECTION 33 - J02-DEPARTMENT OF HEALTH AND HUMAN SERVICES

- 33.15** **DELETE** (Medicaid Cost and Quality Effectiveness) Directs the department to establish a procedure to assess the various forms of health care delivery systems to measure cost effectiveness and quality. Direct the identifiable benchmarks be measured annually that broadly address agency program areas and initiatives. Requires annual healthcare report cards for the prior fiscal year be posted on the department's website by December 31st.
WMC: DELETE proviso. *Agency states that most members are in managed care, so remaining FFS population not comparable, also a report must also be prepared by actuaries which incurs a cost to the department.* Requested by Department of Health and Human Services.
- 33.22** **AMEND** (Medicaid Accountability and Quality Improvement Initiative) Directs the department to implement accountability and quality improvements initiatives for: (A) Healthy Outcomes Initiative; (B) Improve Community Health; (C) Rural Hospital DSH Payment; (D) Primary Care Safety Net; (E) Rural and Underserved Area Provider Capacity; (F) Provider Eligibility Data; and (G) Publish Quarterly Progress Reports.
WMC: AMEND proviso subsection (D) to require the department develop a process for obtaining encounter-level data that may be used to access the cost and impact of services provided through the proviso. Amend subsection (E)(3) to change the amount used to contract with the MUSC Hospital Authority for the Telemedicine Network from "\$14,000,000" to "\$10,000,000" and change the amount required to be allocated to support Palmetto Care Connections and other SC hospitals from "\$2,000,000" to "\$1,000,000." Amend to add subsection (E)(4) to direct the department to partner with USC School of Medicine to develop a statewide Rural Health Initiative to identify strategies to significantly improve health care access, to support physicians, and to reduce health inequities in rural communities. Amend to add new subsection (G) to direct the department to pilot an all-inclusive health intervention program for wrap-around care to vulnerable mental health patients who use the emergency room in hotspots and in underserved areas of the state. Require reports be provided that detail progress on the target population and health outcomes achieved. Allow for program expansion.

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- 33.24** **DELETE** (Medicaid Non-Emergency Medical Transportation) Directs the department, when their Medicaid non-emergency medical transportation contracts expire, to procure transportation services using a service model that maximizes efficiencies and cost effectiveness, improves health care outcomes, and improves member experience while using qualified transportation providers. Directs the department to develop policies, procedures and standards with input from stakeholders. Directs the department to collect financial and utilization data and other data as necessary to monitor and evaluate cost effectiveness and productivity.
WMC: DELETE proviso. *The department indicates that this proviso is not necessary as the NEMT procurement is currently underway.* Requested by Department of Health and Human Services.
- 33.26** **DELETE** (Healthy Connections Prime) Instructs the department to request a delay in the July 1, 2014 implementation of its demonstration for dual eligible beneficiaries known as Healthy Connections Prime and directs that the requested new enrollment date be no earlier than January 1, 2015.
WMC: DELETE proviso. *The department indicates the proviso is not necessary as Prime is scheduled to begin February 2015.* Requested by Department of Health and Human Services.
- 33.27** **AMEND** (Hospital Transformation Plans) Directs the department develop and manage a program to help qualifying hospitals transition to more sustainable models of service delivery that meet the needs of the community and reduce reliance on inpatient admissions, surgery or high-tech diagnostics. Allows DHEC to make exceptions to applicable licensing standards and regulations under certain conditions. Directs the department to develop the methodology for funding and distributing award amounts. Limits total state funds available for this purpose to \$15,000,000 and directs the department to leverage federal funds or other funding mechanisms to maximize resources as appropriate and approved by CMS. Requires progress reports be submitted to the Chairmen of the Senate Finance and House Ways and Means Committees by January 1st and June 1st, 2015.
WMC: AMEND proviso to delete the requirement that the department “develop and manage” a program and instead direct them to “continue” a program. Require plans to be submitted to the department on or before April 1, 2016 and direct that no partnership may receive an allocation in the current fiscal year that would result in the partnership having received more than \$4,000,000 in cumulative support through the hospital transformation program. Update calendar year references to “2016.”
- 33.28** **DELETE** (Armed Services Home and Community-Based Waiver) Directs the department, to the extent possible in administering home and community-based waiver programs, to maintain the waiver status of an eligible family member of a member of the armed services who maintains his SC state residence, regardless of where the service member is stationed.
WMC: DELETE proviso. *Codified in Section 3 of Act Number 289 of 2014.* Requested by Department of Health and Human Services.
- 33.29** **DELETE** (Child Support Enforcement System) Directs the department transfer up to \$3,000,000 to DSS for development of the Child Support Enforcement System and directs that these funds cannot be used to pay litigation costs associated with development of the system.
WMC: DELETE proviso. *Funds have been transferred.* Requested by Department of Health and Human Services.

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- 33.30** **ADD** (Healthcare Workforce Analysis) **WMC:** ADD new proviso to direct the department to transfer \$200,000 to AHEC for the Office of Healthcare Workforce Analysis.

SECTION 34 - J04-DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

- 34.24** **AMEND** (Health Licensing Monetary Penalties) Authorizes the Department to retain the first \$50,000 of civil monetary penalties collected each fiscal year from penalties assessed by the Division of Health Licensing. The funds retained shall be utilized solely to carry out and enforce the provisions of regulations applicable to that Division.
WMC: AMEND proviso to change "Division of Health Licensing (DHL)" to "Bureau of Health Facilities Licensing (BHFL)." *Technical. Agency has changed the name of the division.* Requested by Department of Health and Environmental Control.
- 34.25** **AMEND** (Health Facility Monetary Penalties) Authorizes the department to retain the first \$100,000 of civil monetary penalties collected each fiscal year from penalties assessed by the Bureau of Health Facilities and Services Development. Directs the funds only be used to carry out and enforce the regulations that apply to the Bureau. Requires regulations for nursing home staffing to provide a minimum of 1.63 hours of direct care per resident per day from non-licensed nursing staff; maintain at least one licensed nurse per shift for each staff work area; and to enforce all other staffing and non-staffing standards.
WMC: AMEND proviso to change "Bureau of Health Facilities and Services Development (BHF)" to "Division of Construction/Fire & Life Safety (DCFLS)." *Technical. Agency has changed the name of the bureau.* Requested by Department of Health and Environmental Control.
- 34.43** **DELETE** (Residential Treatment Facilities Swing Beds) Allows residential treatment facilities to swing/convert up to 10 beds to acute psychiatric beds. Includes stipulation the conversion would have to comply with federal CMS rules and regulations.
WMC: DELETE proviso.
- 34.44** **DELETE** (Sand-scraping and Sandbagging) Allows sand-scraping and sandbagging at golf courses as protection, if the department permits, until December 31, 2015. Suspends the payment of any fines the department assessed associated with sandbagging, sand-scraping or renourishment on golf courses. Directs the department to refund any fines paid the prior fiscal year.
WMC: DELETE proviso.
- 34.45** **DELETE** (Tuberculosis Outbreak) Allows the department, upon discovering a TB outbreak, to expend any available funds for related surveillance, investigation, containment, and treatment. Stipulates procedures for DHEC to follow for notifying the community or specific individuals regarding any tuberculosis contact investigation.
WMC: DELETE proviso. *Agency stated that this is their current policy and the proviso is no longer necessary..*
- 34.46** **AMEND** (Abstinence-Until-Marriage Emerging Programs) Directs the department to use the "Abstinence-Until Marriage Emerging Programs" special item to award a 12 month grant for

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abstinence-until marriage emerging. Requires the award only be made through a competitive bidding process to non-profit 501(c)(3) agencies that meet specific requirements to demonstrate an emerging program/curricula that meets the A-H Title V, Section 510 definition of Abstinence Education.

WMC: AMEND proviso to delete most eligibility requirements except for the competitive bidding process; the requirement that applicants provide a budget and budget narrative to DHEC to explain how the funds will be used; certification by the National Abstinence Education Association; and the requirement that programs not violate the S.C. Comprehensive Health Education Act. Direct the department to determine and develop the application for awards. Require grant recipients to also provide quarterly expenditure and participation reports to DHEC as well as DSS within 15 days of the end of each quarter.

- 34.47** **AMEND** (Abstinence Until Marriage Evidence-Based Programs Funding) Directs the department to use "Continuation of Teen Pregnancy Prevention" funds to award contracts to separate private, non-profit 501(c)(3) entities to provide Abstinence Until Marriage teen pregnancy prevention programs and services that use a proven effective program that meets the A-H Title V, Section 510 definition of Abstinence Education and requires a competitive bidding process be used.

WMC: AMEND proviso to delete most eligibility requirements except for the requirement that the programs and services meet the A-H Title V, Section 510 definition of Abstinence Education; the requirement that a competitive bidding process be used; the requirement that a budget be submitted for the proposed project; and the requirement that programs not violate the S.C. Comprehensive Health Education Act when implemented in a school setting.

- 34.50** **DELETE** (Seawall Reconstruction Repair) Authorizes the department to issue a special permit for reconstruction or repair of an existing erosion control device that meets certain specifications. Requires the department only issue the permit if the seawall will be reconstructed or repaired with like material and the replacement footprint is no more than 2 feet from the original footprint. Authorizes the department to charge a permit fee equal to the actual cost of issuing the permit.

WMC: DELETE proviso.

SECTION 35 - J12-DEPARTMENT OF MENTAL HEALTH

- 35.4** **DELETE** (McCormick Satellite Clinic) Redirected the \$750,000 appropriated by proviso 73.17 of Act 397 of 2006 for the Williams Building Cooperative Ministries Homeless Shelter Renovation & Operation as follows: \$250,000 for a satellite community mental health clinic in McCormick County and \$500,000 to the City of Columbia to benefit other homeless programs. Requires the city of Columbia to report annually on expenditure of the funds until they have all been expended.

WMC: DELETE proviso. *The funds redirected to the City of Columbia have been expended. The McCormick Satellite Clinic project is an outdated construction effort and is no longer feasible. Residual capital project funds will be held until the project is deemed feasible or until such time as the department is authorized to redirect the use of said funds to another capital project.* Requested by Department of Mental Health.

- 35.9** **DELETE** (Veterans Nursing Home Study) Directs the department, in conjunction with the Governor's Office Division of Veterans Affairs, to conduct a feasibility study to determine

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whether there is a need for additional veterans nursing homes in the state and if it is so determined, to identify possible locations, number of beds, and required funding. Directs that the study be submitted to the Governor and various Senate and House committees by December 15, 2014.
WMC: DELETE proviso. *Report has been submitted.* Requested by Department of Mental Health.

SECTION 36 - J16-DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS

- 36.1** **AMEND** (Work Activity Programs) Authorizes the department to retain and carry forward earnings generated from production contracts earned by mentally retarded trainees and to use the funds for operating expenses and/or permanent improvements of the Work Activity Programs.
WMC: AMEND proviso to change reference to “mentally retarded trainees” to “individuals served by the department.”
- 36.3** **AMEND** (Prenatal Diagnosis) Allows the department to use up to \$126,000 of excess debt service funds to promote efforts related to expanded prenatal diagnosis of mental retardation and related defects by the Greenwood Genetic Center.
WMC: AMEND proviso to change reference to “mental retardation and related defects” to “intellectual and/or other related disabilities.”
- 36.7** **AMEND** (Unlicensed Medication Providers) Authorizes the department to license or certify select unlicensed persons in community-based programs to provide select medications. Limits the medications allowed to be administered to oral and topical medications, regularly scheduled insulin, and prescribed anaphylactic treatments. Requires the department to establish curriculum and standards for training and oversight. Direct that this provision does not apply to a facility licensed as a habilitation center for the mentally retarded or persons with related conditions.
WMC: AMEND proviso to change reference to “a habilitation center for the mentally retarded or persons with related conditions” to “an intermediate care facility for individuals with intellectual and/or related disability.”

SECTION 38 - L04-DEPARTMENT OF SOCIAL SERVICES

- 38.23** **DELETE** (SNAP Coupons) Directs the department to establish a program to provide coupons to allow SNAP recipients to purchase additional fresh fruits and vegetables.
WMC: DELETE proviso.
- 38.24** **DELETE** (Federally Certified Child Support Enforcement System Project) Directs that the CFS Project Executive Committee is abolished effective July 1, 2014 and that the direction, management, oversight, and decision-making authority is placed under the sole authority of the DSS Director. Requires the department publish quarterly progress reports on its website on the project’s timetable to achieve a federally certified Child Support Enforcement System.
WMC: DELETE proviso.
- 38.25** **DELETE** (New SNAP Debit Card Accountability Features) Requires the DSS director to make reports and recommendations to the Chairmen of the House Ways and Means and Senate Finance Committees by December 1, 2014 on new accountability features to SNAP debit cards.
WMC: DELETE proviso. *Reports and recommendations have been submitted.*

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- 38.26 DELETE** (Contracting Best Practices) Requires the department to submit a written report by December 1, 2014 to the Chairmen of the House Ways and Means and Senate Finance Committees that describes the actions they have taken to ensure the department used best practices when contracting and specify what practices they are to include in the report.
WMC: DELETE proviso. *Report has been submitted.*
- 38.27 ADD** (Special Compensation Increase) **WMC:** ADD new proviso to direct DSS, from the new funds appropriated for classified positions, to increase the compensation of child protective services caseworkers by 20% and adult protective services caseworkers by 10% to promote caseworker retention.

SECTION 47 - P24-DEPARTMENT OF NATURAL RESOURCES

- 47.3 AMEND** (Proportionate Funding) Allocates a proportionate share of funds to each of the 46 Soil and Water Conservation Districts.
WMC: AMEND proviso to change "\$13,674" to "\$15,000." *Technical to conform to the amount of funds on the line since the General Assembly increased the line item funding in FY 2014-15 to \$690,000.* Requested by Department of Natural Resources.
- 47.9 ADD** (Web Services and Technology Development) **WMC:** ADD new proviso to authorize the department to carry forward unexpended general funds from their Web Services and Technology Development program other operating expenses budget line. Direct that the funds carried forward may only be used to support technology operating expenses within the department. Fiscal Impact: RFAO indicates this proviso would have no expenditure impact on the General Fund, or on federal or other funds. Requested by Department of Natural Resources.
- 47.10 ADD** (Coyote Tagging Program) **WMC:** ADD new proviso to direct DNR to develop and implement a coyote tagging program.

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

- 49.8 AMEND** (~~Destination Specific, Tourism and Marketing Transfer~~ Wage and Supplier Rebate Funds) 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.
WMC: AMEND proviso to change the proviso name to "Wage and Supplier Rebate Funds; delete specific references to Wage and Supplier Rebates and instead refer to the "Motion Picture Incentive Act;" specify that funds committed to film projects be carried forward and used for the same purpose and uncommitted funds be carried forward and used for deferred maintenance and capital projects at state parks, Welcome Centers and for Marketing/Advertising. Delete the requirement that unexpended Motion Picture Incentive Wage and Supplier Rebate funds be carried forward and transferred to PRT for specific uses and delete the authorization for the funds to be used for the Destination Specific program. Requested by Department of Parks, Recreation, and Tourism.

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- 49.12** **ADD** (Vending Services) **WMC:** ADD new proviso to exempt the State Park Service from the requirement to use the Commission for the Blind for vending services. Authorize the revenue generated by vending and retail operations at the State Parks to be retained and carried forward to support State Parks operational costs. Direct that the exemption does not apply to State Welcome Centers. *The requirement to use the Commission for the Blind for vending services has prevented the Park Service from entering into contracts to provide seasonal goods. The Park Service is requesting the same exemption as the State Museum and Patriots Point that also operate on earned revenue.* Fiscal Impact: The Parks Services does not currently have any agreements with the Commission for the Blind.
- 49.13** **ADD** (Motion Picture Definition) **WMC:** ADD new proviso to include digital animation film production in the definition of a "Motion Picture" for purposes of the Motion Picture Incentive Program.

SECTION 50 - P32-DEPARTMENT OF COMMERCE

- 50.13** **AMEND** (Regional Economic Development Organizations) Directs the department to use the \$5,000,000 appropriated for Regional Economic Development Organizations to provide funds to the designated organizations and counties and provides a mechanism by which the funds should be distributed. Requires a 1:1 private fund match and requires the receiving organization to certify that the private funds match are new dollars specifically designated for this purpose. Directs the organizations provide an annual expenditure report and outcome measures to the Chairmen of the Senate Finance and House Ways and Means Committees and the Secretary of Commerce by November 1st. Directs unexpended or undistributed funds from prior fiscal years be transferred to the Rural Infrastructure Fund at the Department of Commerce.
WMC: AMEND proviso to update fiscal year reference to 2015-16 and amend allocations distributed to alliances and counties.
- 50.14** **DELETE** (Research Funds) Directs the department, upon Secretary of Commerce and Coordinating Council for Economic Development approval, to use "special item" or "non-recurring" funds appropriated for "Research" to fund partnerships between the department, higher education institutions, and S.C. based industry that have significant investment in the state. Requires the partnerships create well paying jobs and enhance economic opportunities in the Distribution and Logistics Sciences area, or any other science, technology, research, development, or industry. Authorizes unexpended funds be carried forward and used for the same purpose or to fund economic development projects.
WMC: DELETE proviso.
- 50.17** **ADD** (Council on Competitiveness) **WMC:** ADD new proviso to direct the department to use funds appropriated for the S.C. Council on Competitiveness to provide funds for existing business economic development activities. Require a 1:1 match with non-state appropriated funds and before the funds are disbursed, require the Council certify that the match funds are new dollars designated for match purposes and have not been previously allocated or designated for economic development. Require the Council provide a report on expenditures and outcome measures to the Chairmen of the Senate Finance Committee and the House Ways and Means Committee and the Secretary of Commerce by January 1st.

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SECTION 54 - P45 - RURAL INFRASTRUCTURE AUTHORITY

- 54.2** **AMEND** (Grant Award Calendar) Directs the Rural Infrastructure Authority to establish a schedule for FY 14-15 that includes a spring and fall award period for qualified projects.
WMC: AMEND proviso to change "Fiscal Year 2014-15" to "the current fiscal year."

SECTION 57 - B04-JUDICIAL DEPARTMENT

- 57.18** **ADD** (Court Costs Carry Forward) **WMC:** ADD new proviso to direct the Judicial Department to retain funds collected from costs related to court proceedings under SC Appellate Court Rules 413 or 502 or from the appointment of a receiver or attorney to assist the receiver under Rule 413, that are assessed against a party. Authorize the department to receive, expend, retain, and carry forward the funds and to use the funds for the same purpose. Fiscal Impact: RFAO indicates this proviso is not expected to impact the General Fund or federal funds. It does impact other funds collected by the Commission on Conduct and the Office of Receiver. The Judicial Department projects an estimated increase of \$50,000 in other funds. Requested by Judicial Department.

SECTION 59 - E20-OFFICE OF THE ATTORNEY GENERAL

- 59.5** **AMEND** (Securities Fee Revenue) Directs that after \$20,500,000 of Securities Fee revenues have been deposited to the General Fund the Attorney General may retain \$300,000 to use for operations associated with the increase in licensed securities agents. Authorizes the Attorney General to carry forward the revenue to use for the same purpose. Requires any remaining Securities Fee revenues be remitted to the General Fund.
WMC: AMEND proviso to change "\$300,000" to "\$400,000." Requested by Office of the Attorney General.
- 59.9** **ADD** (Public Official Attorney Fees) **WMC:** ADD new proviso to require the General Assembly to pay court ordered attorney's fees and costs when the Attorney General defends one or more public officers in their official capacity in the litigation. Fiscal Impact: RFAO indicates this proviso will increase General Fund expenditures by \$98,000 for FY 2015-16. There will be no impact on federal or other funds. The Attorney General's Office states the fiscal impact would vary and likely be zero in most years. The expenditure impact of \$98,000 is based on a current judgment awarding fees and costs against the state, but there is no appropriation for payment. Requested by Office of the Attorney General.

SECTION 60 - E21-PROSECUTION COORDINATION COMMISSION

- 60.11** **ADD** (Caseload Equalization Fund Distribution) **WMC:** ADD new proviso to direct that the first \$710,378 of caseload equalization funds be distributed \$15,443 per county and the remaining \$889,622 be distributed based on the average incoming caseload for each county as reported by the Judicial Department for the prior two fiscal years. Fiscal Impact: Agency requested \$7,764,929 for this purpose. Requested by Commission on Prosecution Coordination.

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SECTION 61 - E23-COMMISSION ON INDIGENT DEFENSE

- 61.11** **ADD** (Capital Case Contract Attorneys) **WMC:** ADD new proviso to authorize the Death Penalty Trial Fund to be used to retain attorneys, on a contractual basis, to provide representation in capital proceedings. Direct the commission to establish policies, procedures, and contract provisions for system implementation, including but not limited to, selection and compensation of contract awardees. Fiscal Impact: RFAO indicates there is no fiscal impact on the General Fund or federal or other funds. Requested by Commission on Indigent Defense.
- 61.12** **ADD** (Optional Courts and Indigent Representation) **WMC:** ADD new proviso to require a municipality who has or elects to have an optional municipal court system to provide adequate funds for representation of indigents. Prohibit a public defender from being appointed in such court unless the municipality and the office of the circuit public defender have reached an agreement for indigent representation and prohibit the commission from using their funds to provide compensation for appointed counsel in municipal courts.
- 61.13** **ADD** (Indigent Verification) **WMC:** ADD new proviso to direct the Commission on Indigent Defense to review all Affidavits for Indigency and Application for Council and make recommendations to the General Assembly by January 5, 2016 on additional requirements and supporting documentation that would be required of all applicants in order to verify their financial status and the standards by which an application should be approved and counsel appointed. Require the commission report to the General Assembly by August 1, 2015, on the number of applications accepted and rejected during Fiscal Year 2014-15.

SECTION 65 - N04-DEPARTMENT OF CORRECTIONS

- 65.9** **AMEND** (Prison Industry Funds) Authorizes the department to use Prison Industry funds for projects or services that benefit the general welfare of the inmate population or to supplement operational costs, at the director's discretion.
WMC: AMEND proviso to authorize the funds to be carried forward and used for the same purpose. Requested by Department of Corrections.

SECTION 78 - R20-DEPARTMENT OF INSURANCE

- 78.2** **AMEND** (Reimbursement Carry Forward) Authorizes the department to retain reimbursements received for providing various information requested by outside parties. Authorize the department to pay annual National Council of Insurance Legislators membership dues, not to exceed \$10,000, for members of the Senate and House of Representative.
WMC: AMEND proviso to delete the authorization to pay the membership dues.

SECTION 82 - R40-DEPARTMENT OF MOTOR VEHICLES

- 82.1** **AMEND** (Miscellaneous Revenue) Authorizes DMV to collect, expend and carry forward revenues from various products and services.
WMC: AMEND proviso to delete the references to specific items from which revenue is derived and instead reference "miscellaneous" revenue. Fiscal Impact: Revenue and Fiscal Affairs Office states no impact on the General Fund or on agency revenue.

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- 82.3 DELETE** (Publish County DMV Local Telephone Number) Directs DMV to publish the telephone number of the local field office in each county.
WMC: DELETE proviso.
- 82.9 AMEND** (Activities Allowed on Special Restricted Driver's License) Directs DMV to include church, church activities and parentally approved sports activities in the categories for which it may waive or modify special restricted driver's licenses for certain minors and requires certain statements be provided that are executed by the parents or legal guardian, church representatives, and/or representatives of the sports entity for which the waiver or modification is being requested.
WMC: AMEND proviso to include employment and school in the categories for which DMV may waive or modify a special restricted driver's license for certain minors.

SECTION 83 - R60-DEPARTMENT OF EMPLOYMENT AND WORKFORCE

- 83.6 AMEND** (Negotiation of Interest) Requires DEW to develop and implement a plan by October 1, 2014 to seek a waiver of interest on the FUA Loan debt so that the impact of the interest payments is mitigated on SC employers.
WMC: AMEND proviso to update year to "2015." Requested by Department of Employment and Workforce.
- 83.7 ADD** (Oral Fluids Test) **WMC:** ADD new proviso to require DEW implement a plan that allows employers to use oral fluids for conducting drug tests and direct that the results of the test shall have the same effect as other lawful tests if the employer meets all other test requirements of law.

SECTION 84 - U12-DEPARTMENT OF TRANSPORTATION

- 84.10 AMEND** (Hanahan Permit Application) Directs DOT to coordinate and facilitate negotiations between the City of Hanahan, the US Army Corps of Engineers, CSX Railroad, and other entities for the necessary permit required to complete the Railroad Avenue Extension Project. Require DOT to submit the necessary applications on behalf of the entities by September 30, 2014.
WMC: AMEND proviso to delete "no later than September 30, 2014."
- 84.12 DELETE** (I-74 Funds to Horry-Georgetown Evacuation Route) Directs the department to transfer to the department's Horry-Georgetown Evacuation Route Project all the funds in the State Highway Fund that were allocated for development of I-74 by provisos from budget years 2005-2012 and to use these funds to complete studies needed for the project. Directs that after completion of the studies, any remaining funds shall be used for the permitting process.
WMC: DELETE proviso. *DOT states that the funds referenced have already been tagged and designated for the Horry/Georgetown project, so the proviso is no longer needed.* Requested by Department of Transportation.
- 84.13 DELETE** (Pedestrian Overpass) Directs DOT to perform a feasibility study for a pedestrian overpass at the intersection of the Septima P. Clark Parkway and Coming Street in Charleston and provide the results of the study to the Governor and General Assembly by January 1, 2015.
WMC: DELETE proviso. *The study has been submitted.* Requested by Department of Transportation.

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SECTION 88 - Y14-STATE PORTS AUTHORITY

- 88.1** **AMEND** (Charleston Cooper River Bridge Project) Directs the State Ports Authority to pay the State Transportation Infrastructure Bank \$1,000,000 before June 30, 2015 to continue the Charleston Cooper River Bridge Project.
WMC: AMEND proviso to change July 1, "2014" to "2015" and June 30, and "2015" to "2016." *Meets the obligations of the State Ports Authority and the State Infrastructure Bank's financial agreement.* Fiscal Impact: No impact on the General Fund. The funds used to pay the Transportation Infrastructure Bank are operating funds of the Ports Authority, none of which are state appropriated funds. Generates \$1,000,000 for the State Transportation Infrastructure Bank. Per the Ports Authority, the commitment of the agency is to provide \$1,000,000 per year for 25 years, until 2027.
- 88.6** **ADD** (Charleston Harbor Downdrift Mitigation) **WMC:** ADD new proviso to direct the State Ports Authority to use \$300,000 of their authorized funds for Charleston Harbor downdrift mitigation.

SECTION 91 - A99-LEGISLATIVE DEPARTMENT

- 91.4** **AMEND** (Subsistence/Travel Regulations)) Directs that members of the legislature receive subsistence for each legislative day the body is in session. Authorizes standing committees and joint study committees to work during interim with advanced approval of Speaker of House and President Pro Tempore of Senate. Directs that subsistence and mileage reimbursement shall not exceed the level authorized by the IRS for the Columbia area. Directs that the average daily rate for hotels in the Columbia Downtown area as defined by the Columbia Metro Convention and Visitor's Bureau for the preceding 2013-14 fiscal year be used when calculating the lodging component of the subsistence reimbursement.
WMC: AMEND proviso to delete specific reference to "2013-14."
- 91.20** **AMEND** (Other Funds Oversight Committee) Establishes the Other Funds Oversight Committee to review and make recommendations regarding receipt, appropriation, expenditure and reporting of other funds. Directs the committee to review and make recommendation on each agency request for increase in interim budget authorization resulting from other funds collections. Directs the committee to review the level of other funds authorization in each state agency, department, board, or commission to determine whether the levels need to be increased or decreased for the next fiscal year and to submit recommendations by January 30, 2015 to the Chairmen of the Senate Finance and House Ways and Means Committees on the appropriate authorization level for each agency.
WMC: AMEND proviso to require all designees appointed to the committee to be members of the Senate Finance or House Ways and Means Committees. Delete the requirement that the committee review the level of other funds authorization in each state agency and submit recommendations by 1/30/15.
- 91.21** **DELETE** (Suspend LAC Evaluation) Suspends, for FY 2014-15, the requirement that the LAC conduct an audit of the Family Independence Act every two years and directs that any savings generated be used to conduct audits as requested by members of the General Assembly.

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WMC: DELETE proviso. *Section 43-5-1285 was amended to require DSS report annually to the General Assembly on the FIA program. Section 2-15-64 requires LAC to conduct a management performance audit of a DSS program every three years. The proviso is no longer necessary.* Requested by Legislative Audit Council.

- 91.22 AMEND** (DMV Audit Review) Suspends, for FY 2014-15, the requirement that the LAC conduct an independent review of the DMV and directs that any savings generated be used to conduct audits as requested by members of the General Assembly.

WMC: AMEND proviso to update fiscal year reference to "2015-16." Requested by Legislative Audit Council.

- 91.23 AMEND** (Electronic Correspondence) Prohibits the House of Representatives, during FY 2014-15, from spending funds to print or mail bills, summaries, committee agendas, etc. to committee members. Directs that relevant information on committee meetings be sent to members electronically.

WMC: AMEND proviso to update fiscal year reference to 2015-16.

- 91.24 AMEND** (Technology Panel) Directs the K-12 Technology Initiative partnership provide a report that describes the state's efforts to facilitate providing cost effective connectivity and internet bandwidth to schools and libraries statewide and to report on certain technology related activities by June 1, 2015.

WMC: AMEND proviso to update report due date to June 1, "2016."

DEPARTMENT OF ADMINISTRATION

- 93.11 AMEND** (Crime Victims Ombudsman) Requires the State Office of Victims Assistance to transfer \$71,000 to the Crime Victims Ombudsman Office for administrative and operational support.

WMC: AMEND proviso to change "\$71,000" to "\$85,000." *CVO invested in new software to more efficiently track complaints filed and their status. Also there has been a 26% increase in formal complaints filed which increased the workload. In addition CVO is increasing its presence in the counties statewide.* Fiscal Impact: Agency has requested a \$14,000 funding increase for this purpose.

- 93.17 DELETE** (Wireless Communications Tower) Directs the Department of Administration to coordinate tower and antenna operations, approve all leases regarding antenna placement on state-owned property, coordinate new tower construction on state owned property, market excess capacity, generate revenue by leasing or selling excess capacity, and construct new facilities pm state owned property related to communications. Direct the revenue from the leases to be transferred to ETV which shall retain and carry forward revenue to support statewide public safety communications system. Directs DOA to report to the Senate Finance and House Ways and Means Committees annually on revenue collections and disbursements.

WMC: DELETE proviso. *Moved to ETV section, proviso 8.2.*

- 93.18 AMEND** (Compensation - Reporting of Supplemental Salaries) Prohibits salary supplements unless approved by the agency head or designated official. Directs that any compensation, excluding travel reimbursement, that was received in the prior fiscal year from any public or

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- private source that is supplemental to the amount appropriated for a state employee must be reported to the DOA by the employing agency by August 31. Directs the DOA to establish procedures related to the reporting requirement.
WMC: AMEND proviso to specifically include college and university presidents in the reporting requirement and require the report include the “employees base salary” as well as the amount and source of the supplement. Require copies of the report be made available, upon request, to the Chairmen of the Senate Finance and House Ways and Means Committees.
- 93.22** **DELETE** (Antenna and Tower Placement) Directs that antenna and tower leases on a higher education institution’s property must conform to the institution’s master plan.
WMC: DELETE proviso. *Moved to ETV section, proviso 8.3.*
- 93.23** **AMEND** (First Responder Interoperability) Directs the Department of Administration to administer and coordinate first responder interoperability for the statewide 800 MHz system. Provides for grants to participants, including private county and city 800 MHz systems, to purchase equipment upon satisfaction of match requirements based on available funds. Authorizes funds to be carried forward and used for the same purpose. Exempts first responder interoperability funds from across-the-board budget reductions. Directs DOA to report to the Senate Finance and House Ways and Means Committees by October 1st on the status of integration of the statewide radio system.
WMC: AMEND proviso to delete “MHz” in reference to statewide Palmetto 800 MHz system and to delete “800 MHz” in reference to private county and city systems.
- 93.24** **DELETE** (Employee Compensation) Provides a plan to distribute employee pay increases for FY 14-15 in the amount of 2%. Directs allocations associated with the increases for retirement employer contributions be based on the rate of the retirement system in which employees participate. Authorizes use of funding for statewide employer contributions for other statewide purposes and allows carry forward of those funds.
WMC: DELETE proviso. *Moved to General Provisions, proviso 117.125.*
- 93.28** **DELETE** (Other Fund Authorization Increase) Directs the Executive Budget Office to review Executive Branch agencies in FY 2014-15 to determine whether their budgets warrant an increase in other fund authorization due to the 2% pay raise granted in the FY 2014-15 proviso 101.21 and if so, to work with the Comptroller General to increase the authorization for the affected agencies.
WMC: DELETE proviso.
- 93.29** **DELETE** (Restructuring Act Carry Forward) Requires general funds from the B&C Board’s Offices of State Budget, Research and Statistics, and the BEA be carried forward from the prior fiscal year and be allocated to the Revenue and Fiscal Affairs Office and the Executive Budget Office in accordance with implementation of the Restructuring Act of 2014.
WMC: DELETE proviso. *Technical. Allocations have taken place.* Requested by Department of Administration.
- 93.30** **DELETE** (Budget and Control Board Approval) Requires any action taken by the Executive Budget Office to become effective only upon review and approval by the Budget and Control Board.

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WMC: DELETE proviso. *The Executive Budget Office will be incorporated into Department of Administration in FY 2015-16 and B&C Board approval will no longer be needed. Act 121 of 2014 (Restructuring Act) transfers this authority to the Executive Budget Office effective 7/1/15.* Requested by Department of Administration.

93.31 ADD (Holidays) WMC: ADD new proviso to direct that when a legal South Carolina holiday falls on a Sunday, the holiday shall be observed on the following Monday and when it falls on a Saturday, the holiday shall be observed on the preceding Friday. Authorize the State Human Resources Director to designate when the legal holiday will be observed by state employees if the following Monday or preceding Friday are also legal holidays. Direct that if New Year's Day falls on a Saturday it must be observed on the following Monday. Requested by Department of Administration.

93.32 ADD (Nuclear Advisory Council) WMC: ADD new proviso to require the Office of Regulatory Staff to reimburse the Department of Administration for the Governor's Nuclear Advisory Council travel expenses from the SC Energy Office's radioactive waste funds. *The Energy Office currently provides staff support and processes travel and per diem payments for the Advisory Council through radioactive waste disposal funds. Effective 7-1-15, the Energy Office is transferred from the B&C Board to the Office of Regulatory Staff and the Nuclear Advisory Council is transferred to DOA. It is requested to continue the use of radioactive waste funds within the Energy Office to support the Nuclear Advisory Council.* Requested by Department of Administration.

SECTION 95 - E04-OFFICE OF THE LIEUTENANT GOVERNOR

95.8 DELETE (Home and Community Based Services Unit Rates) Directs the Office on Aging to develop a plan by December 31, 2014, to implement a uniform pricing schedule for Home and Community Based Services unit rates and to provide the plan to the Chairmen of the House Ways and Means and Senate Finance Committees.
WMC: DELETE proviso. *Plan has been submitted.* Requested by Lieutenant Governor's Office.

95.9 ADD (Caregivers Carry Forward) WMC: ADD new proviso to authorize funds appropriated for "caregivers" to be carried forward and used for the same purpose. Requested by Lieutenant Governor's Office.

SECTION 97 - E12-OFFICE OF COMPTROLLER GENERAL

97.3 AMEND (Payroll Deduction Processing Fee) Authorizes the Comptroller General to charge a fee of not more than 20 cents for processing certain payroll deductions and to retain and expend the revenue to support the operations of the office. Exempts charitable deductions from the charge. Authorizes any unexpended funds to be carried forward and used for the same purpose.
WMC: AMEND proviso change "20-7-1315(F)(3)" to "63-17-1460(C)." *Former code cite for the Children's Code was repealed and replaced.* Requested by Office of Comptroller General.

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SECTION 98 - E16-OFFICE OF STATE TREASURER

98.7 AMEND (Withheld Accommodations Tax Revenues) Directs that accommodations tax revenues withheld for noncompliance of authorized expenditures prior to July 1, 2006, must be returned to the entity in the same amount and manner they were withheld. Directs that before revenues withheld after July 1, 2006, are reallocated the Tourism Expenditure Review Committee must certify to the State Treasurer that the appeal period has expired or that the Administrative Law Judge Division has upheld or overturned the committee's action. Provides for withheld noncompliant expenditures and penalties to be annually reallocated after August 1st and provides a calculation methodology.

WMC: AMEND proviso to delete reference to revenues withheld prior to July 1, 2006. *Those funds have been returned.* Requested by State Treasurer's Office.

98.12 DELETE (Identity Theft Reimbursement Fund) Establishes the Department of Revenue Identity Theft Reimbursement Fund for the purpose of reimbursing eligible expenses incurred by an eligible person. Allow unexpended funds to be retained, carried forward, and expended for the same purpose.

WMC: DELETE proviso. *There have been no reimbursements made from the fund.* Requested by State Treasurer's Office.

SECTION 99 - E19-RETIREMENT SYSTEM INVESTMENT COMMISSION

99.1 AMEND (Retirement Investment Commission Audit) Suspends, for FY 2014-15, the requirement that the Inspector General employ a private audit firm to perform the fiduciary audit on the Retirement System Investment Commission and directs any savings from not conducting the audit be used to conduct the required PEBA audit.

WMC: AMEND proviso to update fiscal year reference to "2015-16."

99.3 ADD (Administrator Retention) **WMC:** ADD new proviso to direct the Retirement System Investment Commission to retain 25% of the annual amount invoiced for its 3rd party administrator system to ensure the system's performance. Require the funds be held in a retainage account and direct that they can only be distributed after satisfactory performance has been verified by the Investment Commission and Procurement Services. Authorize undistributed funds to be carried forward and used for the same purpose. Requested by Retirement System Investment Commission.

SECTION 100 - E24-OFFICE OF ADJUTANT GENERAL

100.13 AMEND (Emergency Commodities) Allows the Emergency Management Division to rotate and replace water and MREs, housed at the state's logistics center, through commodities to neighboring states, counties municipalities or state agencies.

WMC: AMEND proviso to include "other essential" commodities in the rotation and replacement authorization. *Expands emergency commodities to include other essential items such as blue tarps, sand bags, toilet paper, and other life care products.* Requested by Adjutant General's Office.

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SECTION 101 - E28-ELECTION COMMISSION

- 101.1** **AMEND** (~~County Registration Board and County Election Commission~~ *Boards of Voter Registration and Elections* Compensation) Authorizes compensation for each county registration board and county election commission member at the rate of \$1,500 annually and limits each county to \$12,500 per year for purposes of commission member supplement. Exempts funds appropriated for this purpose from budget reductions.
WMC: AMEND proviso to change references to “County Registration Board Members and County Election Commissioners” to “County Boards of Voter Registration and Elections.” *Name change conforms to Act 196 of 2014 which combined all boards of voter registration and elections.* Requested by Election Commission.
- 101.2** **AMEND** (Elections Managers & Clerks Per Diem) Authorizes per diem of \$60 per day for poll managers not to exceed two days per election and for clerks not to exceed three days per election. For statewide elections, allows commission to adjust per diem to the extent the appropriation is sufficient to cover the cost. Allows for up to three additional managers to be appointed to assist county registration boards in the absentee/fail safe process at a rate of \$60 per day for no more than a total of fifteen days.
WMC: AMEND proviso to change references to “county registration board(s)” to “county boards of voter registration and elections.” *Name change conforms to Act 196 of 2014 which combined all boards of voter registration and elections.* Requested by Election Commission.
- 101.7** **AMEND** (Training & Certification Program) Requires all members and staff of County Boards of Voter Registration and County Election Commissions to receive a common curriculum of courses on their duties and responsibilities. Allows the Election Commission to charge a fee for the courses and to retain up to \$35,000 of the revenue to help cover the costs of providing the training. Allows unexpended funds to be retained, carried forward and used for the same purpose. Requires the Election Commission to withhold member’s stipends if they do not complete the required training and certification program and provides for member replacement for noncompliance.
WMC: AMEND proviso to change references to “county registration boards and county election commissions” to “county boards of voter registration and elections.” Delete reference to Sections 7-5-35 and 7-13-70. *Name change and deletion of the code sections conforms to Act 196 of 2014 which combined all boards of voter registration and elections.* Requested by Election Commission.
- 101.13** **DELETE** (Voting Procedures Changes) Requires the Election Commission publish voting procedure changes enacted by state or local governments on its website; and for state and local governments to file a notice of any voting procedure change with the Election Commission. Requires changes to remain on the Election Commission’s website at least through the next general election, however requires changes made within 3 months of the next general election to remain on the commission’s website through the following general election.
WMC: DELETE proviso. *Requirements are contained in Act 196 of 2014.* Requested by Election Commission.
- 101.14** **DELETE** (Election and Referendum Dates Standardization) Directs the Election Commission to work with appropriate entities to develop a plan to standardize all election and ballot

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referendum dates across the state. Directs that the plan be submitted to the Chairmen of the Senate Finance, Senate Judiciary, House Ways and Means and House Judiciary Committees by January 13, 2015 for General Assembly approval.

WMC: DELETE proviso. *Report has been submitted.* Requested by Election Commission.

SECTION 104 - E55-STATE FISCAL ACCOUNTABILITY AUTHORITY

104.5 **AMEND** (Insurance Coverage for Aging Entity Authorized) Authorizes the Insurance Reserve Fund to provide insurance coverage for certain local aging entities. Directs that the IRF and the State shall not be liable for any coverage insufficiencies.

WMC: AMEND proviso to update fiscal year reference to "2015-16."

104.8 **ADD** (IT Planning Transfer) **WMC:** ADD new proviso to direct the State Fiscal Accountability Authority to transfer \$400,000 from information technology contract administration fees to the Department of Administration to support the state's IT planning program. Requested by State Fiscal Accountability Authority.

SECTION 108 - F50-PUBLIC EMPLOYEE BENEFIT AUTHORITY

108.1 **DELETE** (Lottery & Infrastructure Bank Health Insurance) Allows the Lottery Commissioners and Infrastructure Bank Board members to participate in the State Health Plan upon payment of full premium costs.

WMC: DELETE proviso.

108.10 **DELETE** (Pharmacy Benefit Manager Audit) Directs PEBA to have a detailed report and an independent audit prepared by September 1, 2014 on its contract with Catamaran for Pharmacy Benefit Manager services to ensure fair and equitable reimbursement practices are being followed. Requires the independent auditor to have experience in conducting Pharmacy Benefit Manager Service Audits.

WMC: DELETE proviso. *Report has been submitted.* Requested by Public Employee Benefit Authority.

108.11 **DELETE** (Litigation Review) Requires PEBA submit a report to the Chairmen of the Senate Finance and House Ways and Means Committees by December 1, 2014 on the settlement between the State and the Bank of New York Mellon that provides review and comment on the settlement benefits for state employees and retirees.

WMC: DELETE proviso. *Report has been submitted.* Requested by Public Employee Benefit Authority.

108.12 **DELETE** (Self-Insured Group Health Benefits Plan) Directs that effective January 1, 2015, the self-insured group health benefits plan for state employees and retirees administered by PEBA shall reimburse pharmacies that participate in the State Health Plan's retail pharmacy network on an equal and uniform per-product basis whether the network is established via direct contract with the State Health Plan or via an authorized pharmacy benefit manager.

WMC: DELETE proviso. *Pricing for pharmacy was resolved with an amendment to the contract with the pharmacy benefit manager.* Requested by Public Employee Benefit Authority.

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SECTION 109 - R44 - DEPARTMENT OF REVENUE

- 109.11 ADD** (Governmental Debt Offset Program) **WMC:** ADD new proviso to authorize the Department of Revenue to contract with technology entities to establish a debt offset program to allow non-tax payments to be used to offset governmental debt. Authorize the department to retain sufficient revenue from the proceeds received from the program to offset its administrative costs and to pay for the contractual costs to establish and operate the program. Direct that remaining revenue received be deposited into the general fund.

SECTION 112 - V04-DEBT SERVICE

- 112.1 AMEND** (Excess Debt Service Funds Carry Forward) Authorizes excess Debt Service funds to be carried forward from FY 2013-14 and be spent for debt service purposes in FY 2014-15.
WMC: AMEND proviso to update fiscal year references to "2014-15" and "2015-16."

SECTION 113 - X22-AID TO SUBDIVISIONS, STATE TREASURER

- 113.2 AMEND** (Quarterly Distributions) Provides for the quarterly distribution of Aid to Subdivisions Local Government Fund.
WMC: AMEND proviso to update fiscal year references to "2015-16."
- 113.5 AMEND** (LGF) Suspends Sections 6-27-30 [FUNDING OF LOCAL GOVERNMENT FUND FROM GENERAL FUND REVENUES] and 6-27-50 [RESTRICTIONS ON AMENDMENT OR REPEAL OF CHAPTER] for Fiscal Year 2014-15.
WMC: AMEND proviso to update fiscal year reference to "2015-16."
- 113.7 AMEND** (Political Subdivision Flexibility) Authorizes political subdivisions that receive Local Government Fund monies to reduce the amount of support they provide to any state mandated program or requirement up to the percentage their Local Government Fund appropriation has been reduced compared to the amount required to be funded by law, but excludes the court system from the reductions.
WMC: AMEND proviso to update fiscal year reference to "2015-16."

SECTION 117 - X90-GENERAL PROVISIONS

- 117.2 AMEND** (Appropriations From Funds) Directs that funds appropriated from the General Fund, EIA Fund, Highways and Public Transportation Fund and other applicable funds are to meet the ordinary expenses of the State for FY 2014-15.
WMC: AMEND proviso to update fiscal year reference to "2015-16."
- 117.3 AMEND** (Fiscal Year Definitions) Defines current and prior fiscal year time frames.
WMC: AMEND proviso to update fiscal year references from "2014" to "2015;" "2015" to "2016;" and "2013" to "2014."

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- 117.20 AMEND** (Travel - Subsistence Expenses & Mileage) Provides travel and subsistence guidelines.
WMC: AMEND proviso to change references to “State Fiscal Accountability Authority” to the “Office of the Comptroller General” in subsections (A), (K), and (M). *Guidelines are published by the Comptroller General.* Requested by State Fiscal Accountability Authority.
- 117.27 AMEND** (School Technology Initiative) Provides for the administration of K-12 technology initiative funds.
WMC: AMEND proviso to delete the authorization for the funds to also be used for interactive online music curriculum and access site license to all elementary schools at a cost of up to \$545,000 and that connects the learning of music with other content areas including reading, mathematics, science and history. *See new EIA proviso 1A.iom.* Requested by Education Oversight Committee.
- 117.55 AMEND** (Employee Bonuses) Authorizes state agencies and institutions to provide selected employees lump sum bonuses, not to exceed \$3,000 per year, based on objective guidelines established by DOA. Directs that these bonuses are not part of the employee’s base salary and are not earnable compensation for retirement system purposes. Directs that employees earning \$100,000 or more are not eligible for this bonus.
WMC: AMEND proviso to direct that college and university presidents that earn more than \$100,000 are prohibited from receiving bonuses under this provision. Require the employing agency to annually report bonus information by August 31st on bonuses received by employees during the prior fiscal year. Require the information to include the total amount received and the source funds for each employee bonus. Require the Human Resources Division of DOA formulate policies and procedures to ensure reporting compliance. Require copies of the reports be made available, upon request, to the Chairmen of the Senate Finance and House Ways and Means Committees.
- 117.56 AMEND** (FEMA Flexibility) Allows any state share of funds which are used for a federally declared disaster to be carried forward and used for the same purpose by the Emergency Management Division in the event of additional federally declared disasters. Authorizes the State Fiscal Accountability Authority to borrow from any internal accounts if necessary to maximize federal matching funds through EMD; and requires the borrowing be reported to the General Assembly within 5 days. Directs the General Assembly to replenish any borrowed funds as soon as practicable.
WMC: AMEND proviso to allow the carried forward funds to also be used during a Governor’s state of emergency to supplement existing Emergency Management Division state appropriations and direct that the Governor will allocate the funds after the event based on the recommendation of the Adjutant General and the Director of the Emergency Management Division. *Flexibility is needed to have funds available in the event of state emergencies such as the 2014 ice storms.* Requested by Adjutant General’s Office.
- 117.62 DELETE** (LightRail) Establishes the LightRail project at Clemson University, MUSC, and USC-Columbia and exempts the project from the oversight and project management regulations of the Department of Administration. Stipulates that LightRail must not carry commercial or K-12 traffic originated in South Carolina and allows public or private organizations and entities to

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- have access through formal documented partnerships with one or more of the three research universities. Requires an annual report to the General Assembly each year.
WMC: DELETE proviso. *Codified in Section 59-151-100.*
- 117.73 AMEND** (Printed Report Requirements) Directs that for Fiscal Year 2014-15, certain state agencies and higher education institutions shall not be required to submit printed reports and shall only submit the reports electronically. Waive the submission of certain reports.
WMC: AMEND proviso to update the fiscal year references to “2015-16.”
- 117.75 AMEND** (GP: Fines and Fees Report) Requires each state agency to publish on its website by September 1, a report of all aggregate amounts of fines and fees charged and collected by that state agency in the prior fiscal year and specifies the information to be included in the reporting. Requires the report also be delivered to the Chairmen of the Senate Finance and House Ways and Means Committees by September 1.
WMC: AMEND proviso to also require the amount of the fine or fee be listed.
- 117.82 AMEND** (Deficit Monitoring) Provides procedures for the Executive Budget Office regarding quarterly deficit monitoring.
WMC: AMEND proviso to direct that if the Executive Budget Office or a state agency, department, or institution determines that it is likely that the state entity will run a deficit in the current fiscal year, the state entity must notify the General Assembly within 15 days of that determination and request EBO to work with them to develop a deficit avoidance plan. Direct EBO to report to the General Assembly within 15 days of the completion of the plan to either request the General Assembly to recognize the deficit or to advise how the deficit will be avoided based on the deficit avoidance plan. Authorize the General Assembly, by joint resolution, to make a finding that the cause or likelihood of a deficit is unavoidable due to factors which are outside the control of the state entity and recognize the deficit. Require deficit recognition to be in a separate joint resolution and require an affirmative vote of each branch of the General Assembly. Direct that if the deficit is recognized, it must be reduced from surplus revenues or surplus funds available at the close of the fiscal year in which the deficit occurs and from funds available in the General Reserve and Capital Reserve Funds. Require the state entity, once the General Assembly has recognized a deficit, to limit travel and conference attendance to that deemed essential by the entity’s director. Authorize the General Assembly to direct that pay increases and equipment and vehicle purchases be approved by the Executive Budget Office once it has recognized a deficit. *Conforms to Act 121 of 2014 (Restructuring Act).* Requested by Department of Administration.
- 117.84 AMEND** Bank Account Transparency and Accountability) Requires each state agency, except higher education institutions, which have composite reservoir bank accounts or other accounts that contain public funds which are not included in the Comptroller General’s Statewide Accounting and Reporting System or the South Carolina Enterprise Information System to prepare a report on each account disclosing every transaction in the prior fiscal year and specifies what information is to be included. Directs that the report be submitted by October 1st each year. Provides for a reporting exemption to be granted, upon majority vote of the State Fiscal Accountability Authority, if the release of the information would be detrimental to the state or the agency.

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- WMC:** AMEND proviso to delete reference to the “Statewide Accounting and Reporting System.” *The South Carolina Enterprise Information System (SCEIS) is the official book of record for the State.* Requested by Office of Comptroller General.
- 117.90 AMEND** (Funds Transfer to ETV) Requires funds appropriated to the DOA for Legislative & Public Affairs Coverage and Emergency Communications Backbone and to the Law Enforcement Training Council for City and Council municipal training to be transferred to ETV during July of 2014 for them to continue to provide services as they were provided in the prior fiscal year.
WMC: AMEND proviso to update calendar year reference to “2015.”
- 117.103 DELETE** (First Steps Reauthorization) Reauthorizes First Steps for Fiscal Year 2014-15.
WMC: DELETE proviso. *First Steps has been reauthorized by separate legislation. Proviso no longer needed.*
- 117.105 AMEND** (Prohibit Use of State Aircraft for Athletic Recruitment) Prohibits colleges and universities from using any state aircraft operated by the Division of Aeronautics for athletic recruitment purposes.
WMC: AMEND proviso to allow the use of the aircraft provided they reimburse the division for all flight hours on an at cost basis using non-general funds. Direct that the Department of Commerce shall have first right of refusal in the event of scheduling conflicts with athletic recruiting flights.
- 117.108 DELETE** (Fiduciary Audit) Requires PEBA to transfer \$700,000 to the Office of Inspector General for the hiring of a private audit firm to perform the required fiduciary audit on the authority.
WMC: DELETE proviso.
- 117.114 AMEND** (South Carolina Welcome Centers) Directs the Department of Parks, Recreation, and Tourism and the Department of Transportation to enter into a MOU to transfer control of all Welcome Centers to PRT on July 1, 2014 and specifies control of certain responsibilities. Directs DOT to transfer to PRT the amount of funds expended in the prior fiscal year for all items and for PRT to assume responsibility for and define the amount and timing of the transfer in the MOU. Directs that these funds be placed in a separate and distinct fund and authorizes these funds to be carried forward and used for the same purposes.
WMC: AMEND proviso to direct PRT and DOT to “maintain” a MOU that provides that PRT shall control operations of all SC Welcome Centers. Direct DOT to transfer \$3,313,560, less any state funds appropriated by the General Assembly for Welcome Centers, to PRT. Requested by Department of Parks, Recreation, and Tourism.
- 117.117 DELETE** (Information Technology Disaster Recovery Plan) Directs the Department of Administration to perform or issue a RFP to select a vendor to perform a study to develop recommendations for a statewide IT disaster recovery plan. Authorizes the department to use excess statewide employer contribution funds for the study. Directs that recommendations and estimated implementation costs be submitted to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by March 1, 2015. Excludes the Judicial and

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Legislative Departments, public institutions of higher learning, technical colleges, political subdivisions, and quasi-governmental bodies from the scope of the study.

WMC: DELETE proviso. *Report is due March 1, 2015.*

- 117.118 AMEND** (Information Technology and Information Security Plans) Requires all state agencies to submit an information technology plan and an information security plan for FY 2014-15 to the Department of Administration by October 1, 2014; to submit updates to the plan if changes are made after initial submission; and specifies information required to be included in the plans. Excludes the Judicial and Legislative Departments, public institutions of higher learning, technical colleges, political subdivisions, and quasi-governmental bodies from the requirements of this provision.
WMC: AMEND proviso to update plan due date to October 1, "2015" and fiscal year reference to "2015-16."
- 117.119 DELETE** (Detail Budget Preparation) Directs the Executive Budget Office to prepare the detail budget with provisos to reflect appropriations and provisions contained in this Act to conform to implementation of the S.C. Restructuring Act of 2014.
WMC: DELETE proviso. *Accomplished.* Requested by Department of Administration.
- 117.120 ADD** (SCOIS Transfer) **WMC:** ADD new proviso to transfer the S.C. Occupational Information System, its authority, responsibilities, FTE's and funding from DEW to SDE and direct DOA and the Comptroller General to facilitate and coordinate the transfer.
- 117.121 ADD** (PEBA Fiduciary Audit) **WMC:** ADD new proviso to suspend Section 9-4-40 for the current fiscal year, which requires the Inspector General to employ a private audit firm to perform a fiduciary audit on PEBA.
- 117.122 ADD** (ABLE Savings Expense Fund) **WMC:** ADD new proviso to establish the South Carolina ABLE Savings Expense Fund in the Office of the State Treasurer to allow for tax-exempt savings accounts for disability-related expenses for individuals entitled to benefits based on blindness or disability under specific titles of the Social Security Act or for individuals with a disability certification signed by a physician.
- 117.123 ADD** (Excess Conservation Bank Funds) Direct that funds collected by the Conservation Bank that are more than the amount authorized in this act are to be transferred to DNR for operation and management of the Wildlife Management Areas and authorize DNR to carry forward these funds and use them for the same purpose.
- 117.124 ADD** (Employment Training Outcomes Data Sharing) **WMC:** ADD new proviso to state that the Department of Employment and Workforce, in developing required Workforce and Labor Market Information System improvements, will require integration of training and employment data to improve longitudinal assessments of employment outcomes for various training providers eligible to receive funding appropriated or authorized by this Act. Direct DEW to establish a Governance Policy for management, development, security, partner collaboration, and sharing responsibilities by July 1, 2015. Direct DEW to develop a model data-sharing agreement with eligible training providers by July 22, 2015 and provide for specific data to be included in the agreement in order for DEW to assess the effectiveness and return on investment of training

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programs offered by the providers. Direct DEW, by January 1, 2016, to develop a model data-sharing agreement with the Department of Education, the Center for Educator Recruitment, Retention and Advancement, the EOC, the Vocational Rehabilitation Department, CHE, and the Department of Commerce to capture and match data. Direct DEW and the SC Student Loan Corporation, by January 1, 2016, to enter into a data-sharing agreement to determine the average debt load carried by individuals who participate in the training programs. Direct DEW, by June 30, 2016, to develop a model data-sharing agreement with DSS to capture data related to New Hire status and social services data. Requested by Department of Employment and Workforce.

- 117.125 ADD (Employee Compensation) WMC:** ADD new proviso to provide a plan to distribute employee pay increases for FY 15-16 in the amount of 0%. Direct allocations associated with the increases for retirement employer contributions be based on the rate of the retirement system in which employees participate. Authorize the use of funding for statewide employer contributions for other statewide purposes and allow carry forward of those funds. *Moved from section 93, proviso 93.24.*

SECTION 118 - X91-STATEWIDE REVENUE

- 118.1 AMEND (Year End Expenditures Cutoff)** Directs year-end expenditure deadlines.
WMC: AMEND proviso to change "expenditures" reference to "cutoff" and update calendar year references to "2016." Requested by Office of Comptroller General.
- 118.4 DELETE (Criminal Justice Academy Funding)** Directs that an additional \$5 surcharge is levied on all fines, forfeitures, escheatments or other monetary penalties imposed in general sessions, magistrates', or municipal court for misdemeanor traffic offenses or for non-traffic violations and directs that the surcharge be used to fund training at the Criminal Justice Academy. Prohibits the surcharge from being waived, reduced or suspended. Provides for the manner in which the funds are to be remitted to the State Treasurer and transferred to the Criminal Justice Academy. Provides for the State Auditor to examine jurisdictions financial records. Directs that if S.894 is enacted into law, and if Section 14-1-240 as contained in that enactment is in effect, the requirements of this provision are suspended for as long as Section 14-1-240 is in effect.
WMC: DELETE proviso. *Codified by Act 247 of 2014.*
- 118.10 AMEND (Tax Relief Reserve Fund)** Creates the Tax Relief Reserve Fund; directs that accrued interest remain in the fund; and directs the State Treasurer, on December 31, 2014, to transfer from the General Fund any funds identified in this act designated for the Tax Relief Reserve Fund. Directs that the fund may only be used to provide tax relief to businesses and individuals as provided by law and authorizes these funds to be retained, carried forward, and used for the same purpose.
WMC: AMEND proviso to change year reference to "2015."
- 118.12 AMEND (Tobacco Settlement)** Directs expenditure of Tobacco Master Settlement Agreement (MSA) funds for Fiscal Year 2014-15.
WMC: AMEND proviso update fiscal year references to "2015-16" and delete \$1,500,000 to the Department of Agriculture. *Amount required to be directed to the Department of Agriculture has been satisfied.*

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- 118.13 DELETE** (Nonrecurring Revenue) Appropriates non-recurring revenue to various agencies for Fiscal Year 2014-15, generated from specific sources.
WMC: DELETE proviso.
- 118.14 ADD** (Non-Recurring Revenue) **WMC:** ADD new proviso to appropriate \$48,809,043 of non-recurring revenue for FY 2015-16 generated from FY 2013-143 Contingency Reserve Fund, FY 2014-15 unobligated general fund revenue certified by the BEA, and the Litigation Recovery Account. Appropriate funds to various agencies for specific purposes. Authorize these funds to be carried forward and used for the same purposes.
- 118.15 ADD** (Transportation Infrastructure Bond) **WMC:** ADD new proviso to direct the Department of Revenue to transfer \$50,000,000 of Vehicle Sales Tax revenues currently in the general fund to the Department of Transportation and direct DOT to transfer \$50,000,000 from nontax sources to the SC Transportation Infrastructure Bank to leverage approximately \$500,000,000 in bonds for surface infrastructure improvements. Direct that the transferred funds must be used only to finance bridge replacement, resurfacing and rehabilitation projects, and expansion and improvements to existing mainline interstates. Require DOT to develop a list of bridge and road projects and submit the list to the bank for its consideration. Direct that the transferred funds may not be used for projects the bank approved prior to July 1, 2015. Require the bank submit all projects they propose to use this financing for to JBRC for approval before financing any project.
- Part III ADD** (Issuance of State Capital Improvement Bonds) **WMC:** ADD Part III to authorize the issuance of \$497,158,300 of State Capital Improvement Bonds for various state agencies and institutions.