FY 2021-22

House Ways and Means Subcommittee Budget Hearing



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Key Officials

Emily Farr, Agency Director

Kristina Baker, Deputy Director, SC OSHA

Holly Beeson, Counsel to Office of Communications and Governmental Affairs

Kathryn Britt, Director, Human Resources

Abhijit Deshpande, Director, Finance and Procurement

Nathan Ellis, Assistant State Fire Marshal, State Fire

Matt Faile, Chief Information Officer

Dean Grigg, Deputy Director, Division of Professional and Occupational Licensing

Pat Hanks, Chief Disciplinary Counsel

Jonathan Jones, State Fire Marshal, State Fire

Melina Mann, General Counsel

Katie Phillips, Director of Governmental Affairs



Agency Overview

- LLR's mission is to promote the health, safety and economic wellbeing of the public through regulation, licensing, enforcement, training and education.
- Major Program Areas:
 - Division of Professional and Occupational Licensing
 - 42 licensing boards
 - State Fire
 - Office of State Fire Marshal; SC Fire Academy; Emergency Response Task Force
 - Labor programs
 - Division of Occupational Health and Safety Administration
 - Immigration Compliance
 - Wages and Child Labor Enforcement
 - Office of Elevators and Amusement Ride Safety
- The Agency is self-sustaining, with 96.5% of the funding derived from Other Funds, and only 3.5% of the funding derived from General Funds.



Organizational Chart





FTE Breakdown (as of December 2020)

Division	# of FTE
Administration	90
State Fire	79
Labor	82
Professional and Occupational Licensing	190
Total	441

	Filled	Vacant	Subtotal
State	24.3	6	30.3
Other	345	28	373
Federal	28.7	9	37.7
Total	398	43	441



Accountability and Performance Update

FY19-20 Accomplishments:

- COVID-19 response efforts highlights: 27 of Agency's professional and occupational
 licensing boards relaxed regulatory requirements, when allowed by law, to ease burdens on
 licensees and the public caused by the pandemic; received 1,450 calls and 948 complaints
 in SCOSHA related to COVID; SCOSHA provided 35 webinars/trainings and collaborated
 with other agencies to develop industry fact sheets and tool kits for employers during
 COVID-19.
- 117.65% increase (90% of all licensing boards) using centralized mail process, which resulted in 31,373 mail items being securely processed, transmitted and tracked.
- 77% of investigations completed in fewer than 125 business days; successfully completing 6,700 investigation cases, which is keeping pace with almost as many new complaints as it received (6,828 new complaints).
- Record-breaking year in requests and activations through Firefighter Mobilization, responding to six mobilizations including large fires, wide area searches, tornado responses and flash flood events, including Hurricane Dorian in September 2019.
- SC Fire Academy coordinated 1,685 firefighters receiving training to administer NARCAN for opioid overdose victims.
- Completed Fire Academy Fire Station and Dorm Renovation capital improvement projects
- 21.55% improvement in number of days it took to fill a posted vacancy; 87% of offered positions accepted; reduction in FTE turnovers by 3.82%.

FY20-21 Progress:

Division of Professional and Occupational Licensing:

- Athletic Commission permitted and regulated 17 athletic events while most states are still not holding events.
- Installed a customer kiosk in agency lobby entrance to streamline customer inquiries and increase agency staff response.
- 100% of licensing boards are now using the centralized mail process.

SC OSHA

- Significant reduction in construction fatalities from 17 in CY2019 to 2 in CY2020 (construction work did not stop during the pandemic).
- Continued partnership with SC DHEC to address COVID-19 issues in food service, now providing intervention to restaurants and others in the food service industry to address public complaints and concerns. Through this partnership, SC OSHA has made contacts with over 100 restaurants and others in the food service industry.



• Partnered with SC Department of Social Services to develop COVID-19 plans for the Childcare Industry employees and patrons in South Carolina. SC OSHA made initial contact with over 2,400 employers through this program.

State Fire:

- Last calendar year, SCTF1 (Urban Search and Rescue Team) deployed to respond to
 flooding, missing child search, and tornado outbreaks in South Carolina and deployed to
 Louisiana for hurricane emergency response; SC-HART (Helicopter Aquatic Rescue
 Team) deployed 4 times for individual search and rescues in the Upstate; SC-IST (Incident
 Support Team) assisted with incident coordination 7 times for floods, COVID-19 related
 response, tornado and Louisiana hurricanes
- Engineering plan review turnaround average is 10 days, already surpassing FY goal of 12 days
- 61.36% increase in fire departments registered in the Firefighter Mobilization Tasking System, which better assists South Carolina with its ability to respond to emergencies with firefighter mobilization

Agency-wide workforce development and management:

- High average monthly Full Time Equivalent (FTEs) position filled rate: 89.8%
- Low employee turnover rate below goal for FY: 9.5%



Financial Update – Budget Vs. Actual and Cash Carry Forward

Budget Vs. Actual: FY19-20

State Funded Program	High Level Commitment Item	Budget	Actual Expense
ADMINISTRATION	DIRECTOR	141,927.55	141,927.55
ADMINISTRATION	CLASSIFIED POS	4,739,041.29	4,739,041.29
ADMINISTRATION	OTH PERS SVC	88,351.48	88,351.48
ADMINISTRATION	OTHER OPERATING	1,351,075.45	997,214.95
	Sum:	6,320,395.77	5,966,535.27
OFF ST FIRE MARSHAL	CLASSIFIED POS	1,970,596.44	1,970,596.44
OFF ST FIRE MARSHAL	OTH PERS SVC	69,838.29	69,838.29
OFF ST FIRE MARSHAL	OTHER OPERATING	1,514,370.38	1,210,704.26
OFF ST FIRE MARSHAL	ALLOC CNTIES-RES	1,700,000.00	1,577,612.01
	Sum:	5,254,805.11	4,828,751.00
ELEVATOR &AMUSE RIDE	CLASSIFIED POS	568,803.42	568,803.42
ELEVATOR &AMUSE RIDE	OTH PERS SVC	2,157.45	2,157.45
ELEVATOR &AMUSE RIDE	OTHER OPERATING	150,000.00	147,868.44
	Sum:	720,960.87	718,829.31
5555 6 606 1 16	01.40015150.005	0.004.400.55	0.004.400.55
PROF. & OCC LIC PROF. & OCC LIC	CLASSIFIED POS	8,004,162.66	8,004,162.66
	OTH PERS SVC	284,019.41	281,189.41
PROF. & OCC LIC	UNCLASS POSITIONS	105,888.96	105,888.96
PROF. & OCC LIC	OTHER OPERATING	4,318,603.31	4,300,597.54
	Sum:	12,712,674.34	12,691,838.57
RESEARCH & EDUCATION	OTHER OPERATING		50,500.00
RESEARCH & EDUCATION	MISC OPS	200,000.00	
	Sum:	200,000.00	50,500.00
LABOR SERVICES	OTHER OPERATING	_	
	Sum:	-	
BUILDING CODES	CLASSIFIED POS	286,863.07	286,863.07
BUILDING CODES	OTH PERS SVC	50,237.47	50,237.47
BUILDING CODES	OTHER OPERATING	265,462.45	232,124.10
	Sum:	602,562.99	569,224.64
FIRE ACADEMY	CLASSIFIED POS	1,775,370.28	1,775,370.28
FIRE ACADEMY	OTH PERS SVC	1,202,703.47	1,202,702.80
FIRE ACADEMY	OTHER OPERATING	4,093,631.12	3,001,586.95
	Sum:	7,071,704.87	5,979,660.03
OSHA VOLUNTARY PROG	CLASSIFIED POS	718,091.09	718,091.09
OSHA VOLUNTARY PROG	OTH PERS SVC	29,299.88	17,809.88
OSHA VOLUNTARY PROG	OTHER OPERATING	429,558.29	368,573.57
	Sum:	1,176,949.26	1,104,474.54
OCC SAFETY & HEALTH	CLASSIFIED POS	1,927,360.24	1,927,360.20
OCC SAFETY & HEALTH	OTH PERS SVC	47,520.02	43,625.24
OCC SAFETY & HEALTH	OTHER OPERATING Sum:	1,337,977.74 3,312,858.00	1,117,348.45 3,088,333.89
		0,012,000.00	0,000,000,00
STATE EMPLOYER CONTR	EMPLOYER CONTRIB	9,144,417.61	9,144,417.60
	Sum:	9,144,417.61	9,144,417.60
URBAN SEARCH &RESCUE	OTHER OPERATING		138,155.04
URBAN SEARCH &RESCUE	MISC OPS	138,155.04	
	Sum:	138,155.04	138,155.04
LOCAL FIRE DEPT GRNT	MISC OPS	280,000.00	
LOCAL FIRE DEPT GRNT	ALLOC CNTY-UNRES	200,000.00	280,000.00
	Sum:	280,000.00	280,000.00
		40.000	
	Sum:	46,935,483.86	44,560,719.89



Budget Vs. Actual: FY20-21 (as of January 5, 2021)

State Funded Program	High Level Commitment Item	Budget	YTD Actual Expense
ADMINISTRATION	CLASSIFIED POS	3,893,837.00	2,621,337.57
ADMINISTRATION	DIRECTOR	143,560.00	77,761.58
ADMINISTRATION	OTHER OPERATING	1,282,996.00	451,568.11
ADMINISTRATION	OTH PERS SVC	500,000.00	30,789.50
	Sum:	5,820,393.00	3,181,456.76
OFF ST FIRE MARSHAL	ALLOC CNTIES-RES		(6,103.20)
OFF ST FIRE MARSHAL	CLASSIFIED POS	1,706,441.00	1,012,810.94
OFF ST FIRE MARSHAL	OTHER OPERATING	7,845,816.00	473,441.95
OFF ST FIRE MARSHAL	OTH PERS SVC	305,622.00	48,176.60
	Sum:	9,857,879.00	1,528,326.29
ELEVATOR &AMUSE RIDE	CLASSIFIED POS	713,800.00	314,714.29
ELEVATOR &AMUSE RIDE	OTHER OPERATING	215,000.00	59,743.03
	Sum:	928,800.00	374,457.32
PROF. & OCC LIC	CLASSIFIED POS	7,324,354.29	4,398,340.49
PROF. & OCC LIC	OTHER OPERATING	5,373,677.00	1,847,389.64
PROF. & OCC LIC	OTH PERS SVC	411,514.00	84,971.21
PROF. & OCC LIC	UNCLASS POSITIONS	97,618.00	57,356.52
	Sum:	13,207,163.29	6,388,057.86
RESEARCH & EDUCATION	MISC OPS	200,000.00	
RESEARCH & EDUCATION	OTHER OPERATING		25,000.00
	Sum:	200,000.00	25,000.00
LABOR SERVICES	OTHER OPERATING	85,000.00	
	Sum:	85,000.00	
BUILDING CODES	CLASSIFIED POS	457,000.00	105,385.18
BUILDING CODES	OTHER OPERATING	335,000.00	97,556.19
BUILDING CODES	OTH PERS SVC		26,093.23
	Sum:	792,000.00	229,034.60
FIRE ACADEMY	CLASSIFIED POS	1,510,663.00	952,394.62
FIRE ACADEMY	OTHER OPERATING	4,587,103.06	1,499,814.89
FIRE ACADEMY	OTH PERS SVC	1,717,310.26	723,994.39
	Sum:	7,815,076.32	3,176,203.90
OSHA VOLUNTARY PROG	CLASSIFIED POS	493,606.72	304,309.45
OSHA VOLUNTARY PROG	OTHER OPERATING	345,403.96	218,501.89
OSHA VOLUNTARY PROG	OTH PERS SVC	29,000.00	29,000.00
	Sum:	868,010.68	551,811.34
OCC SAFETY & HEALTH	CLASSIFIED POS	1,846,829.05	1,149,870.31
OCC SAFETY & HEALTH	OTHER OPERATING	1,119,516.76	506,409.89
OCC SAFETY & HEALTH	OTH PERS SVC	105,871.30	101,683.71
STATE FAIRLOVER CONTR	Sum:	3,072,217.11	1,757,963.91
STATE EMPLOYER CONTR	EMPLOYER CONTRIB	9,789,046.37	4,956,907.20
LIBBANI SEABOLI & BESCUE	Sum:	9,789,046.37	4,956,907.20
URBAN SEARCH &RESCUE	MISC OPS Sum:	12,437.96	
DOG TON TWO EVAL #40	LND & BLDG	12,437.96	1 500 00
R36 TRN TWR EVAL #12	Sum:	703,932.75	1,500.00
R36 HVAC REPL PROJ		703,932.75	1,500.00
NOU TIVAL REPLEKTOJ	LND & BLDG	100,000.00	
R36 RENOV BATHRM FAC	Sum: LND & BLDG	100,000.00	
NOU KENOV BATHKIVI FAC	Sum:	2,325.00 2,325.00	
R36 ASPHLT RESURFACE	LND & BLDG	170,972.00	
NOU AGFILL RESURFACE	Sum:	170,972.00	
	Sum:	53,425,253.48	22,170,719.18
	Juiii.	JJ,4ZJ,ZJJ.40	22,170,719.10



Cash Carry Forward: FY19-20 (as of June 30, 2020)

	Fund		Ending
FY Fund High Level	Key	FY Fund Mid-Level	Balance
10000000 GENERAL FUND	10010000	1001 GENERAL FUND	\$0.00
20000000 GEN FUND REVENUE	28230000	2823 INDIRECT COST REC	\$0.00
	28370000	2837 GENERAL REVENUE	\$0.00
30000000 EARMARKED FUNDS	30037000	3003 DUAL EMPLOYMENT	\$0.00
	30240000	3024 HR-PR DEFAULT	\$0.00
	30267000	3026 PR LIABILITIES - SAP	\$0.00
	30350000	3035 OPERATING REVENUE	\$14,843,650.11
	30350999	3035 OPERATING REVENUE	\$0.00
	30980000	3098 DONATIONS	\$631.92
	31350000	3135 POLA REVENUE	\$26,839,076.49
	31500000	3150 CVO SPECIAL REVENUE	\$0.00
	31730000	3173 EDUC & RESEARCH FD	\$836,987.21
	32827000	3282 REAL ESTATE APP REG	\$136,567.08
	34E40000	34E4 INCREASED ENFORCE	\$0.00
	35210000	3521 GRANTS-NONFEDERAL	\$55,000.00
	36340000	3634 CAP RES FD OPER	\$0.00
	37300000	3730 VAC TIME SHAR REC	\$253,980.00
	39078000	3907 CAP PROJ-OTHER FD	\$703,932.75
40000000 RESTRICTED FUNDS	45920000	4592 AUCTIONEER RECOVERY	\$126,274.40
50000000 FEDERAL FUNDS	50550000	5055 FEDERAL	(\$80,171.39)
	50930000	5093 HOMELAND SECURITY	(\$359,515.02)
	51080000	5108 CONSULT PRIV SEC	(\$75,868.70)
	51090000	5109 OSHA-FEDERAL	(\$254,994.26)
	51100000	5110 BLS STATISTICS	(\$4,137.71)
	55110001	5511 ADJUT GEN PUB ASSST	\$0.00
	57S78011	57S7 ARRA-CAP PROJ-FED FD	\$0.00
H0000000 SC01/H0000000	HRPAY	HRPA HRPAY	\$0.00
		Sum:	\$43,021,412.88



Budget Request Summary

Recurring Budget Request #1

Priority # 1: Employer Contributions **Amount:** \$3,180,000 (Other Funds)

Justification:

- \$180,000 of this request is the fringe portion relating to the 2% general pay increase passed by the legislature for the 2019-2020 budget year
- The remaining amount is to close the gap between the amounts budgeted in the appropriation act for the employer contributions and the actual yearly employer contribution expenditures. Beginning in FY16, the employer rates for SCRS and PORS have incrementally increased from 16.39% and 19.07%, respectively, to 21.81% and 24.49% in FY20. Additionally, in Plan Year 2019, the employer premium for the State Health Plan increased by 7.4%. Through all of these increases, LLR did not request additional budget authorization, as the agency had additional budget authority in other programs to cover the gap. Moving forward, with services expanding, the agency projects that the budget currently authorized for the various programs will need to be expended in these programs, and will not be available to transfer to employer contributions. Also, the agency intends to align its budget more accurately with how it plans to expend the funds.
- The Agency will fund this request with existing revenue sources and cash balances.

Recurring Budget Request # 2

Priority # 2: State Fire Marshal's V-SAFE Program

Amount: \$3,500,000 (Other Funds)

Justification:

- The recipients of these funds are local and volunteer fire departments. The funds are to be distributed to applicants pursuant to §§ 38-7-20 and 23-9-25 through a competitive process.
- This is a recurring initiative with additional funds included with recent passage of § 38-7-20; however, the budget authorization for these distributions has never been requested in the past budget cycles.
- Agency received a one-time appropriation from the Joint Other Funds Committee of \$2.5 million in FY19-20. This request is to make that authorization recurring and to add sufficient authorization to cover the additional cash that will come from changes



to transfer the State Treasurer's .5% of the funding source to LLR (§ 38-7-20(B)(2)) amended by S.753

Recurring Budget Request #3

Priority # 3: Personnel Services **Amount:** \$2,560,600 (Other Funds)

Justification:

- For FY 2019-2020, the legislature passed a 2% general increase for state employees with service dates starting prior to 1/1/19. \$510,600 of this request is asking for additional authorization in the amount of the increase. The amount for the 2% was calculated using actual salary figures from the Agency's accounting system.
- \$2,050,000 of this request is to align the Agency's appropriations with its budget. In previous budget cycles, the agency has asked for, and received additional FTE's from the General Assembly. However, the agency did not request additional budget authority with these previous FTE requests. In past years, the agency has had additional operating appropriations available to transfer to personal services, but with the increasing demand of services provided by LLR and rising costs, those surplus operating appropriations are no longer available to cover the deficit in authorization for agency-wide personal services.
- The Agency will fund this request with existing revenue sources and cash balances.

Recurring Budget Request #4

Priority # 4: IT Security Plan **Amount:** \$500,000 (Other Funds)

Justification:

• These funds are being requested to pay for IT services and equipment to keep the Agency compliant with the Division of Technology/Division of Information Security standards relating to end-user computing devices and information security and privacy. The funds will be used to replace aging equipment, maintain cyber liability insurance, maintain and update firewalls, maintain cloud support and security for disaster recovery purposes, and maintain or improve the Agency's cybersecurity infrastructure in Fiscal Year 21-22 and beyond. All of these initiatives are listed in the Agency's State IT Plan. The total amount is calculated based on current market prices and state contract prices, where applicable. The Agency has not previously asked for any additional authorization relating to these costs, and as the Agency's services have



expanded, along with costs, we are seeking additional Other Funds authorization to maintain the required equipment and data standards.

• The Agency will fund this request with existing revenue sources and cash balances.

Recurring Budget Request # 5

Priority # 5: OSHA Matching Funds **Amount:** \$500,000 (Other Funds)

Justification:

- Proviso 81.7 allows for LLR to utilize agency earmarked and restricted accounts as state match for the OSHA federal grants when general fund appropriations are exhausted. In prior years, the agency has transferred appropriations from other divisions of the agency to OSHA for these purposes, but as the other divisions have grown, sufficient authorization may no longer exist. This request will align the Appropriations Act with how the agency expends funds.
- The Agency will fund this request with existing revenue sources and cash balances.

Recurring Budget Request #6

Priority # 6: Federal Funds

Amount: \$1,000,000 (Federal Funds)

Justification:

- Over the past several years, LLR's federal grant awards have increased both in number and funding amount.
- The three OSHA grants (23G, 21D and BLS) have all received funding increases. Salaries and employee benefit costs have risen due to general salary increases and contribution increases.
- State Fire is receiving new awards and has received increases in existing program awards. State Fire is anticipating applying for additional federal grant opportunities in the coming year.
- The agency plans to use existing budget authorizations and cash on hand for any required matching funds for new awards.



Recurring Budget Request #7

Priority #8: PTSD Treatment - FAST Program

Amount: \$250,000 (General Funds)

Justification:

- In the past, a proviso directed \$500,000 to SLED for First Responder PTSD Treatment. Of that \$500,000, the proviso directed half to be distributed to the South Carolina Law Enforcement Assistance Program to reimburse law enforcement officers who incur mental injury during the scope of employment for actual out-of-pocket expenses not covered through workers compensation claims and/or other insurance. The remaining half was to be distributed to the South Carolina State Firefighters Association for the South Carolina Firefighter Assistance Support Team to reimburse firefighters and emergency medical technicians who incur mental injury as a result of a critical incident during the scope of employment for actual out-of-pocket expenses not covered through workers compensation and/or other insurance.
- The Agency requests a new proviso asking that half of the funds designated for firefighters and emergency medical technicians be transferred to LLR as a recurring appropriation. The Agency's State Fire Division is uniquely suited to manage and distribute these funds.

Non-Recurring Budget Request # 1

Priority # 7: Sumter Landfill Search **Amount:** \$200,760 (General Funds)

Justification:

• LLR is requesting these funds to offset Other Fund expenditures realized in FY20 relating to the search efforts at the Sumter Landfill. These expenditures were originally paid for with existing budget authorization and cash that was originally intended for other purposes. This request will make the Agency whole on the cash basis.

Non-Recurring Budget Request # 2

Priority # 9: Emergency Response Task Force - Urban Search and Rescue SC Task Force 1 (US&R SC-TF1) and Helicopter Aquatic Rescue Team (SC-HART) Equipment **Amount:** \$850,000 (General Funds)



Justification:

- Equipment and supplies purchased with these funds will support the mission of SC-TF1 and SC-HART when responding to an emergency, ensuring they have proper, upto-date equipment.
- The use of these funds will be evaluated through the readiness and effectiveness of SC-TF1's and SC-HART's ability to respond during a natural or man-made disaster.
- If this equipment or these supplies are not funded, then SC-TF1's and SC-HART's ability to respond during an emergency situation could be diminished resulting in harm to the public.



Spending Plan for Non-Recurring Budget Request # 2 – Emergency Response Task Force

Priority	Item	Description	Unit Price	Quantity	Total Cost
1	Helicopter Aquatic Rescue Team Rescuer Equipment	Each HART Rescuer is equipped with the personal protection and rescue equipment necessary to ensure the rescuer's and survivor's safety during a rescue mission. This equipment includes flame retardant suits (required for operations in a helicopter), flight helmet, dry suit and other water rescue gear, rescue harnesses for being lowered via hoist, and an emergency escape air supply. All of the equipment, currently being used by rescuers, has reached or is approaching its end-of-service life.	\$10,000.00	20	\$200,000.00
2	Helicopter Aquatic Rescue Team Survivor Extraction Equipment	Each HART Helicopter must be outfitted with specialized equipment, used by HART Rescuers to extract a survivor from a variety of rescue environments, including swift water, wilderness, and mountain. This equipment includes rescue baskets, harnesses, tethers and other specialized equipment. All of the equipment, currently being used by rescuers, has reached or is approaching its end-of-service life.	\$15,000.00	5	\$75,000.00
3	Swift Water Rescue Boats	A swift water rescue requires specialized boats and equipment in order to operate in this type of extremely hazardous environment. Swift water rescue boats consist of a rigid hull surrounded by an inflatable bladder. This design combines the stability and buoyancy of an inflatable boat (required for operation in swift water) with the speed of a rigid hulled boat. The team's current fleet of swift water rescue boats are 15 years old and have been used extensively during the flooding events of the last 5 years. While the motors are still in good shape, the boats require constant repair and need to be replaced.	\$5,000.00	8	\$40,000.00
4	Rescuer Personal Protection Equipment	Basic requirements to provide protection for rescuers in the performance of their duties. Equipment includes base layer protection, boots, gloves, and protective coat and pants that meet the national safety standards for Urban Search and Rescue. This equipment is required to protect the rescuer in a variety of extreme and hazardous environments. The gear currently being used by rescuers is 15 years old, have been worn extensively, and need to be replaced. Additional sets of this equipment are required to outfit new team members, who do not currently have some of this required equipment.	\$1,192.86	140	\$167,000.00
5	Aluminum hull rescue boats (and motors)	Medium-sized, flat bottom rescue boats (and motors), designed for shallow and flood water rescues. These boats will complement the existing boat cache, which are designed primarily for swift water rescue.	\$7,500.00	4	\$30,000.00
6	Double-stack boat trailer	Boat trailers designed to transport two boats on one trailer, using one tow vehicle. This configuration increases the number of boats our team can bring to the floodfight, while reducing the overall logistical footprint of the water rescue team.	\$5,000.00	2	\$10,000.00



Proviso Request Summary

Proviso Revision Request #1

Requested Action: Add

Number: New

Title: First Responder PTSD Treatment

Budget Program: II. D. Office of State Fire Marshal

Related Budget Request: Agency Priority # 8; Recurring General Funds-

\$250,000

Proposed Text: Of the funds appropriated to the South Carolina Department of Labor, Licensing and Regulation – State Fire Marshal's Office (SCLLR) for first responder PTSD treatment, the department shall distribute funds to the South Carolina Firefighter Assistance Support Team (FAST) to reimburse firefighters and emergency medical technicians who incur mental injury as a result of a critical incident during the scope of employment for actual out-of-pocket expenses not covered through workers compensation claims and/or other insurance and can also be utilized to provide services through the South Carolina Firefighter Assistance Support Team. LLR shall promulgate any administrative regulations necessary to carry out the provisions of this section.

Proviso Revision Request # 2

Requested Action: Add

Number: New

Title: Compensatory Payment

Budget Program: II. Programs & Services

Related Budget Request: None

Proposed Text: In the event a State of Emergency is declared by the Governor or in the event of a situation requiring the use of mutual assistance under Section 25-1-450 of the 1974 Code, exempt employees of the SC Department of Labor, Licensing and Regulation's State Fire Division may be paid for actual hours worked, at the discretion of the Agency Director, and provided funds are available.

Agency Name:	Department Of Labor, Licensing & Regulation				
Agency Code:	R360	Section:	81		



Fiscal Year FY 2021-2022 Agency Budget Plan

FORM A - BUDGET PLAN SUMMARY

OPERATING	For FY 2021-2022, my agency is (mark "X"):				
REQUESTS	X Requesting General Fund Appropriations.				
	X Requesting Federal/Other Authorization				
(FORM B1)	Not requesting any changes.				
NON-RECURRING	For FY 2021-2022, my agency is (mark "X"):				
	X Requesting Non-Recurring Appropriations.				
REQUESTS	Requesting Non-Recurring Federal/Other Authorization				
(FORM PA)	Not requesting any changes				
(FORM B2)	1400 requesting any changes				
CAPITAL	For FY 2021-2022, my agency is (mark "X"):				
REQUESTS	Requesting funding for Capital Projects.				
REQUESTS	X Not requesting any changes				
(FORM C)					
PROVISOS	For FY 2021-2022, my agency is (mark "X"):				
TRO VISOS	X Requesting a new proviso and/or substantive changes to existing provisos.				
(FORM D)	Only requesting technical proviso changes (such as date references).				
(I OIM D)	Not requesting any proviso changes				

Please identify your agency's preferred contacts for this year's budget process.

	<u>Name</u>	<u>Phone</u>	<u>Email</u>
PRIMARY CONTACT:	Abhijit Deshpande	(803) 896-4320	abhijit.deshpande@llr.sc.gov
SECONDARY CONTACT:	Patrick Jarvis	(803) 896-4315	patrick jarvis@llr sc gov

I have reviewed and approved the enclosed FY 2021-2022 Agency Budget Plan, which is complete and accurate to the extent of my knowledge.

	Agency Director	Board or Commission Chair
SIGN/DATE:	09/25/2020	
TYPE/PRINT	200	
NAME:	Emily H. Farr	

This form must be signed by the agency head – not a delegate.

Agency Name:	Department Of Labor, Licensing & Regulation
Agency Code:	R360
Section:	81

BUDGET REQUESTS		FUNDING			FTES							
Priority	Request Type	Request Title	State	Federal	Earmarked	Restricted	Total	State	Federal	Earmarked	Restricted	Total
1	B1 - Recurring	Employer Contributions	0	0	3,180,000	0	3,180,000	0.00	0.00	0.00	0.00	0.00
2	B1 - Recurring	V-SAFE	0	0	3,500,000	0	3,500,000	0.00	0.00	0.00	0.00	0.00
3	B1 - Recurring	Personal Services	0	0	2,560,600	0	2,560,600	0.00	0.00	0.00	0.00	0.00
4	B1 - Recurring	IT Security Plan	0	0	500,000	0	500,000	0.00	0.00	0.00	0.00	0.00
5	B1 - Recurring	OSHA Matching Funds	0	0	500,000	0	500,000	0.00	0.00	0.00	0.00	0.00
6	B1 - Recurring	Federal Funds	0	1,000,000	0	0	1,000,000	0.00	0.00	0.00	0.00	0.00
7	B2 - Non- Recurring	Sumter Landfill Search	200,760	0	0	0	200,760	0.00	0.00	0.00	0.00	0.00
8	B1 - Recurring	PTSD Treatment – FAST Program	250,000	0	0	0	250,000	0.00	0.00	0.00	0.00	0.00
9	B2 - Non- Recurring	Emergency Response Task Force - Urban Search and Rescue SC Task Force 1 (US&R SC-TF1) and Helicopter Aquatic Rescue Team (SC-HART) Equipment	850,000	0	0	0	850,000	0.00	0.00	0.00	0.00	0.00
TOTALS	-		1,300,760	1,000,000	10,240,600	0	12,541,360	0.00	0.00	0.00	0.00	0.00

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY 1

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

Employer Contributions

Provide a brief, descriptive title for this request.

AMOUNT

General: \$0

Federal: \$0

Other: \$3,180,000

Total: \$3,180,000

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

X Government and Citizens

ACCOUNTABILITY OF FUNDS

1.1, 1.2, 1.3

2.1, 2.2,

3.1, 3.2, 3.3, 3.4

4.1, 4.2

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

These funds will be used to pay for the employer share of fringe benefit contributions required as part of LLR employees' pay package.

RECIPIENTS OF

FUNDS

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

JUSTIFICATION OF REQUEST

\$180,000 of this request is the fringe portion relating to the 2% general pay increase passed by the legislature for the 2019-2020 budget year. The remaining \$3,000,000 is to close the gap between the amounts budgeted in the appropriation act for employer contributions and the actual yearly employer contribution expenditures. Beginning in FY16, the employer rates for SCRS and PORS have incrementally increased from 16.39% and 19.07%, respectively, to 21.81% and 24.49% in FY20. Additionally, in Plan Year 2019, the employer premium for the State Health Plan increased by 7.4%. Through all of these increases, LLR did not request additional budget authorization, as the agency had additional budget authority in other programs to cover the gap. Moving forward, with services expanding, the agency projects that the budget currently authorized for the various programs will need to be expended in those programs, and will not be available to transfer to employer contributions. Also, the agency intends to align its budget more accurately with how it plans to expend the funds.

The agency will fund this request with existing revenue sources and cash balances.

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY

2

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

V-SAFE

Provide a brief, descriptive title for this request.

AMOUNT

General: \$0

Federal: \$0

Other: \$3,500,000

Total: \$3,500,000

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY
OF FUNDS

3.1, 3.2, 3.3, 3.4

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

RECIPIENTS OF

The recipients of these funds are local and volunteer fire departments. The funds are to be distributed to applicants pursuant to Section 23-9-25 through a competitive process.

FUNDS

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

The South Carolina Department of Labor, Licensing and Regulation (LLR) is submitting a request for an increase of \$3.5 million in other funds budget authorization. This additional budget authorization will be used to distribute Volunteer Strategic Assistance and Fire Equipment Program (V-SAFE) revenue pursuant to Sections 38-7-20 and 23-9-25.

The Office of the State Fire Marshal (OSFM) receives insurance premium taxes quarterly that are required by the above referenced statutes to be awarded as grants to local fire departments for equipment purchases. This is a recurring initiative and the budget authorization for these distributions has never been requested in the past budget cycles except for the first-year appropriations, when the program was established with the Capital Reserve Funds in FY16-17.

JUSTIFICATION OF REQUEST

At the beginning of Fiscal Year 2020-2021, OSFM had a cash balance of \sim \$975,000 in the V-SAFE account and expects \sim \$1.01 million in additional revenues throughout the year.

LLR received a one time appropriation from the Joint Other Funds Committee of \$2.5 million in FY19-20. This request is to make that authorization recurring and to add sufficient authorization to cover the additional cash that will come from the proposed changes to transfer the State Treasurer's .5% of the funds to LLR (38-7-20 (B)(2)).

On September 23, 2020, the General Assembly passed S.753. As of September 25, 2020, the bill has been enrolled for ratification. The act will take effect upon approval by the Governor. Per this act, LLR will receive additional $\frac{1}{2}$ of the 1% funds listed in 38-7-20 (2) from the State Treasurer's Office. At the beginning of Fiscal Year 2020-2021, STO had a cash balance of \sim 3.2 mil in their V-Safe account which will be transferred to LLR in FY21.

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY

3

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

Personal Services

Provide a brief, descriptive title for this request.

AMOUNT

General: \$0

Federal: \$0

Other: \$2,560,600 Total: \$2,560,600

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE **REQUEST**

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY OF FUNDS

1.1, 1.2, 1.3

2.1, 2.2,

3.1, 3.2, 3.3, 3.4

4.1, 4.2

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

Agency Employees

RECIPIENTS OF

FUNDS

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

JUSTIFICATION OF REQUEST

For State FY 2019-2020, the legislature passed a 2% general increase for state employees with service dates starting prior to 1/1/19. \$510,600 of this request is asking for additional authorization in the amount of the increase. The amount for the 2% was calculated using actual salary figures from the Agency's accounting system.

\$2,050,000 of this request is to align the Agency's appropriations with its budget. In previous budget cycles, the agency has asked for, and received additional FTE's from the General Assembly. However, the agency did not request additional budget authority with these previous FTE requests. In past years, the agency has had additional operating appropriations available to transfer to personal services, but with the increasing demand of services provided by LLR and rising costs, those surplus operating appropriations are no longer available to cover the deficit in authorization for agency-wide personal services.

The agency will fund this request with existing revenue sources and cash balances.

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY

4

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

IT Security Plan

Provide a brief, descriptive title for this request.

AMOUNT

General: \$0

Federal: \$0

Other: \$500,000

Total: \$500,000

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

X IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

X Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY OF FUNDS

1.1, 1.2, 1.3

2.1, 2.2,

3.1, 3.2, 3.3, 3.4

4.1, 4.2

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

RECIPIENTS OF

The recipient of these funds will be contractors and vendors, new and existing that will, or have been, selected through a competitive process pursuant to SC Consolidated Procurement Code (Section 11-35)

FUNDS

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

JUSTIFICATION OF REQUEST

These funds are being requested to pay for IT services and equipment to keep the Agency compliant with the Division of Technology/Division of Information Security standards relating to end-user computing devices and information security and privacy. The funds will be used to replace aging equipment, maintain cyber liability insurance, maintain and update firewalls, maintain cloud support and security for disaster recovery purposes, and maintain or improve the Agency's cybersecurity infrastructure in Fiscal Year 2021-2022 and beyond. All of these initiatives are listed in the Agency's State IT Plan. The total amount is calculated based on current market prices and state contract prices, where applicable. The Agency has not previously asked for any additional authorization relating to these costs, and as the Agency's services have expanded, along with costs, we are seeking additional Other Funds authorization to maintain the required equipment and data standards. The Agency will use current revenue sources and cash balances to fund these requests.

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY

5

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

OSHA Matching Funds

Provide a brief, descriptive title for this request.

AMOUNT

General: \$0

Federal: \$0

Other: \$500,000

Total: \$500,000

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY OF FUNDS

2.1.1, 2.1.2, 2.1.3

2.2.1, 2.2.2, 2.2.3

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

RECIPIENTS OF

The funds will be used as the state match portion of the federal OSHA grant programs. These funds will be received by OSHA program employees for their salaries and benefits and by vendors that provide services and supplies to the OSHA

FUNDS	programs.

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

Proviso 81.7 allows for LLR to utilize agency earmarked and restricted accounts as state match for the OSHA federal grants when general fund appropriations are exhausted. In prior years, the agency has transferred appropriations from other divisions of the agency to OSHA for these purposes, but as the other divisions have grown, sufficient authorization may no longer exist. This request will align the Appropriations act with how the agency expends funds. This request will be funded with current cash balances

JUSTIFICATION OF REQUEST

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY

6

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

Federal Funds

Provide a brief, descriptive title for this request.

AMOUNT

General: \$0

Federal: \$1,000,000

Other: \$0

Total: \$1,000,000

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

X Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY OF FUNDS

1.1, 1.2, 1.3

2.1, 2.2,

3.1, 3.2, 3.3, 3.4

4.1, 4.2

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

The recipient of the funds will be the employees and vendors paid by federal grants.

RECIPIENTS OF

FUNDS

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

Over the past several years, LLR's federal grant awards have increased both in number and funding amount. The three OSHA grants (23G, 21D and BLS) have all received funding increases. Salaries and employer benefit costs have risen due to general salary increases and contribution increases. State Fire is receiving new awards and has received increases in existing program awards. State Fire is anticipating applying for additional federal grant opportunities in the coming year. The agency plans to use existing budget authorizations and cash on hand for any required matching funds for new awards.

JUSTIFICATION OF REQUEST

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B1 – RECURRING OPERATING REQUEST

AGENCY	
PRIORITY	

8

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

PTSD Treatment - FAST Program

Provide a brief, descriptive title for this request.

AMOUNT

General: \$250,000

Federal: \$0

Other: \$0

Total: \$250,000

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS

0.00

Please provide the total number of new positions needed for this request.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience

Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

 $Loss\ of\ federal\ or\ other\ external\ financial\ support\ for\ existing\ program$

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Related to a Non-Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY OF FUNDS

3.1, 3.2, 3.3, 3.4

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

RECIPIENTS OF

Funds will be received by the South Carolina Firefighter Assistance Support Team (FAST) to reimburse firefighters and emergency medical technicians who incur mental injury as a result of a critical incident during the scope of employment for actual out-

FUNDS

of-pocket expenses not covered through workers compensation claims and/or other insurance

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

JUSTIFICATION OF REQUEST

Currently, Proviso 118.16 in the Appropriations Act directs that \$500,000 be directed to SLED for First Responder PTSD Treatment. Of that \$500,000, the proviso directs half to be distributed to the South Carolina Law Enforcement Assistance Program to reimburse law enforcement officers who incur mental injury during the scope of employment for actual out-of-pocket expenses not covered through workers compensation claims and/or other insurance. The remaining half is to be distributed to the South Carolina State Firefighters Association for the South Carolina Firefighter Assistance Support Team to reimburse firefighters and emergency medical technicians who incur mental injury as a result of a critical incident during the scope of employment for actual out-of-pocket expenses not covered through workers compensation and/or other insurance.

SC LLR has proposed a new proviso asking that the half of the funds designated for firefighters and emergency medical technicians be transferred to LLR as a recurring appropriation. The Agency's State Fire Division is uniquely suited to manage and distribute these funds.

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM B2 – NON-RECURRING OPERATING REQUEST

AGENCY	7
PRIORITY	

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

Sumter Landfill Search

Provide a brief, descriptive title for this request.

AMOUNT

\$200,760

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

Mark "X" for all that apply: Change in cost of providing current services to existing program audience Change in case load/enrollment under existing program guidelines Non-mandated change in eligibility/enrollment for existing program **FACTORS** Non-mandated program change in service levels or areas Proposed establishment of a new program or initiative **ASSOCIATED** Loss of federal or other external financial support for existing program WITH THE Exhaustion of fund balances previously used to support program **REQUEST** IT Technology/Security related Consulted DTO during development Request for Non-Recurring Appropriations X Request for Federal/Other Authorization to spend existing funding Related to a Recurring request – If so, Priority

CT A TEXADE	Marl	Mark "X" for primary applicable Statewide Enterprise Strategic Objective:		
STATEWIDE		Education, Training, and Human Development		
ENTERPRISE		Healthy and Safe Families		
STRATEGIC	X	Maintaining Safety, Integrity, and Security		
OBJECTIVES		lic Infrastructure and Economic Development		
ODOLO 11 V ES		Government and Citizens		

ACCOUNTABILITY OF FUNDS

3.1, 3.2, 3.3, 3.4

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

RECIPIENTS OF FUNDS

These funds will be used for the daily operations of the State Fire Marshal's Office.

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

JUSTIFICATION OF REQUEST	LLR is requesting these funds to offset other fund expenditures realized in FY20 relating to the search efforts at the Sumter Landfill. These expenditures were originally paid for with existing budget authorization and cash that was originally intended for other purposes. This request will make the agency whole on the cash basis.

Agency Name:	Department Of Labor, Licensi	ing & Regulation	
Agency Code:	R360	Section:	81

FORM B2 – NON-RECURRING OPERATING REQUEST

AGENCY PRIORITY

9

Provide the Agency Priority Ranking from the Executive Summary.

TITLE

Emergency Response Task Force - Urban Search and Rescue SC Task Force 1 (US&R SC-TF1) and Helicopter Aquatic Rescue Team (SC-HART) Equipment

Provide a brief, descriptive title for this request.

AMOUNT

\$850,000

X

What is the net change in requested appropriations for FY 2021-2022? This amount should correspond to the total for all funding sources on the Executive Summary.

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

Change in cost of providing current services to existing program audience Change in case load/enrollment under existing program guidelines

Non-mandated change in eligibility/enrollment for existing program

Non-mandated program change in service levels or areas

Proposed establishment of a new program or initiative

Loss of federal or other external financial support for existing program

Exhaustion of fund balances previously used to support program

IT Technology/Security related

Consulted DTO during development

Request for Non-Recurring Appropriations

Request for Federal/Other Authorization to spend existing funding

Related to a Recurring request – If so, Priority #

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES

Mark "X" for primary applicable Statewide Enterprise Strategic Objective:

Education, Training, and Human Development

Healthy and Safe Families

Maintaining Safety, Integrity, and Security

Public Infrastructure and Economic Development

Government and Citizens

ACCOUNTABILITY OF FUNDS

2.4: Ensure the operational readiness of the Emergency Response Task Force (ERTF) and Firefighter Mobilization.

The equipment and supplies purchased with these funds will support the mission of SC TF-1 and SC-HART when responding to an emergency. The use of these funds will be evaluated through the readiness and effectiveness of SC TF-1's and SC-HART's ability to respond during a natural or man-made disaster.

What specific strategy, as outlined in the most recent Strategic Planning and Performance Measurement template of agency's accountability report, does this funding request support? How would this request advance that strategy? How would the use of these funds be evaluated?

RECIPIENTS OF FUNDS

Office of State Fire Marshal – Emergency Response Task Force – Urban Search and Rescue – SC Task Force 1 (SC TF-1) and SC Helicopter Aquatic Rescue Team (SC-HART).

These funds will be used to purchase equipment and supplies from current state-approved vendors/contractors.

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

State Fire's Emergency Response Task Force responds to natural and man-made disasters by providing search and rescue, medical support, damage assessment and assistance in the coordination of search and rescue. SC TF-1 is the state's only comprehensive urban search and rescue team and provides a coordinated multidiscipline response to disasters. SC TF-1 responds with specialized equipment and rescue personnel capable of locating and extracting victims trapped in collapsed structures, conducting wide-area search and rescue, swift water and flood water rescue, high-level and confined space rescue, and response to incidents involving hazardous materials. SC TF-1 is capable of responding to disasters in South Carolina and other states, including floods, hurricanes, earthquakes, widespread tornadoes and terrorist events. SC TF-1 is heavily utilized during hurricane responses, conducting rescues in the resulting flood waters. SC TF-1 has also deployed to assist other states, including responses to Hurricanes Katrina and Sandy.

JUSTIFICATION OF REQUEST

The South Carolina Helicopter Aquatic Rescue Team (SC-HART) exists through a partnership with State Fire and the SC National Guard. State Fire provides highly-trained civilian rescuers that perform high-risk, precision rescues, from SCNG helicopters. The SC-HART program is a nationally-recognized rescue unit and has performed hundreds of rescues in South Carolina in response to multiple hurricanes, flooding events, and injured citizens in the mountains. SC-HART has also deployed to assist other states, such as Texas, in response to Hurricane Harvey.

In order to succeed in its stated missions, SC TF-1 and SC-HART should have needed equipment and supplies that are ready for deployment at a moment's notice. The Emergency Response Task Force recently completed a comprehensive inventory of all of its equipment. Through this inventory process, it has identified equipment that needs

replacement or updating, as well as equipment that is missing to better fulfill the

capabilities of the rescue teams. This equipment includes swift water and flood rescue

equipment, medical equipment, wide area search and rescue equipment, critical rescue and personal protective equipment for the helicopter rescuers and equipment

that supports the incident support team functions of the task force.

If the requested equipment and supplies are not funded, SC-TF1's and SC-HART's ability to respond during an emergency situation could be diminished resulting in harm to the public.

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM D – PROVISO REVISION REQUEST

NUMBER

NEW

Cite the proviso according to the renumbered list (or mark "NEW").

TITLE

First Responder PTSD Treatment

Provide the title from the renumbered list or suggest a short title for any new request.

BUDGET PROGRAM II. D. Office of State Fire Marshal

Identify the associated budget program(s) by name and budget section.

RELATED BUDGET REQUEST Agency Priority #8; Recurring State Funds-\$250,000; PTSD Treatment – FAST Program

Is this request associated with a budget request you have submitted for FY 2021-2022? If so, cite it here.

REQUESTED ACTION

Add

Choose from: Add, Delete, Amend, or Codify.

OTHER AGENCIES AFFECTED

SLED; \$500,000 has been appropriated to SLED on an annual, non-recurring basis since FY16-17 through proviso 118.36 (36). This proviso will transfer the firefighter and emergency medical technician portion (\$250,000) to the Office of State Fire Marshal to administer.

Which other agencies would be affected by the recommended action? How?

Currently, Proviso 118.16 in the Appropriations Act directs that \$500,000 be directed to SLED for First Responder PTSD Treatment. Of that \$500,000, the proviso directs half to be distributed to the South Carolina Law Enforcement Assistance Program to reimburse law enforcement officers who incur mental injury during the scope of employment for actual out-of-pocket expenses not covered through workers compensation claims and/or other insurance. The remaining half is to be distributed to the South Carolina State Firefighters Association for the South Carolina Firefighter Assistance Support Team to reimburse firefighters and emergency medical technicians who incur mental injury as a result of a critical incident during the scope of employment for actual out-of-pocket expenses not covered through workers compensation and/or other insurance.

SC LLR has proposed a new proviso asking that the half of the funds designated for firefighters and emergency medical technicians be transferred to LLR as a recurring appropriation. The Agency's State Fire Division is uniquely suited to manage and distribute these funds.

SUMMARY & EXPLANATION

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

	General Funds (State Funds) - \$250,000
FISCAL IMPACT	

Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

Of the funds appropriated to the South Carolina Department of Labor, Licensing and Regulation – State Fire Marshal's Office (SCLLR) for first responder PTSD treatment, the department shall distribute funds to the South Carolina Firefighter Assistance Support Team (FAST) to reimburse firefighters and emergency medical technicians who incur mental injury as a result of a critical incident during the scope of employment for actual out-of-pocket expenses not covered through workers compensation claims and/or other insurance and can also be utilized to provide services through the South Carolina Firefighter Assistance Support Team. LLR shall promulgate any administrative regulations necessary to carry out the provisions of this section.

PROPOSED PROVISO TEXT

Paste existing text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

Agency Name:	Department Of L	_abor, Licensing & Regulation	
Agency Code:	R360	Section:	81
/ igoo/ code.	1.000	50000000	0 -
	FORM D – PR	ROVISO REVISION R	<u>EQUEST</u>
NUMBER	NEW		
	Cite the proviso according	to the renumbered list (or mark "NEW").	
TITLE	Compensatory Payment		
	Provide the title from the re	enumbered list or suggest a short title for a	any new request.
BUDGET	II. Programs & Services		
PROGRAM	Ü		
	Identify the associated budy	lget program(s) by name and budget sectio	n.
RELATED	None		
BUDGET			
REQUEST	Is this request associated w	with a budget request you have submitted fo	or FY 2021-2022? If so, cite it here.
REQUESTED ACTION	Add		
ACTION	Choose from: Add, Delete,	Amend, or Codify.	
OTHER ACENICIES	News		
OTHER AGENCIES AFFECTED	None		
111111111111111111111111111111111111111	Which other agencies would	ld be affected by the recommended action?	How?
	This proviso would a	allow exempt employees to be p	aid for actual hours worked during a
	declared State of Em	nergency. The exempt employeders with no additional compensa	es of State Fire work exhaustive
	mours during disuste	ors with no additional compensa	
SUMMARY &			
EXPLANATION			

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the
need for your requested action. For deletion requests due to recent codification, please identify SC Code section where
language now appears.

Fiscal impact is dependent on the number of declared disasters within a given fiscal year. The impact will be only to Other Funds. FISCAL IMPACT	ar.
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	Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.
	In the event a State of Emergency is declared by the Governor or in the event of a situation requiring the use of mutual assistance under Section 25-1-450 of the 1976 Code, exempt employees of the SC Department of Labor, Licensing and Regulation's State Fire Division may be paid for actual hours worked, at the discretion of the Agency Director, and providing funds are available.
PROPOSED PROVISO TEXT	

Paste existing text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

Agency Name:	Department Of Labor, Licensi	ing & Regulation	
Agency Code:	R360	Section:	81

FORM E – AGENCY COST SAVINGS AND GENERAL FUND REDUCTION CONTINGENCY PLAN

TITLE

Agency Cost Savings and General Fund Reduction Contingency Plan

AMOUNT

\$44,480

What is the General Fund 3% reduction amount? This amount should correspond to the reduction spreadsheet prepared by EBO.

ASSOCIATED FTE REDUCTIONS

zero

How many FTEs would be reduced in association with this General Fund reduction?

PROGRAM / ACTIVITY IMPACT II.B. Occupational Safety & Health Program – General Funds are used as required match for federal funds received for the SC OSHA Program.

What programs or activities are supported by the General Funds identified?

Our General Fund appropriation is used as matching funds for the Occupational Safety and

Health Administration (OSHA) State Fund Grant. The purpose of SC OSHA is to ensure our citizens a safe and healthful working environment. SC OSHA is required by law to issue a citation and proposed penalty within six months of a violation's occurrence. The reduction amount was calculated as 3% of the total General Funds received by the Agency. The reduction would impact operating expenditures, supplies and travel, specifically.

SUMMARY

Please provide a detailed summary of service delivery impact caused by a reduction in General Fund Appropriations and provide the method of calculation for anticipated reductions. Agencies should prioritize reduction in expenditures that have the least significant impact on service delivery.

AGENCY COST SAVINGS PLANS

LLR is traditionally sends renewal notices to occupational licensees via traditional mail. The agency is changing this process to send all renewal correspondence electronically. With over 125,000 renewals being sent out electronically and not physically, the agency expects to save \$75,000 in copying charges/supplies and postage.

What measures does the agency plan to implement to reduce its costs and operating expenses by more than \$50,000? Provide a summary of the measures taken and the estimated amount of savings. How does the agency plan to repurpose the savings?

Agency Name:	Department Of Labor, Licensing & Regulation		
Agency Code:	R360	Section:	81

FORM F – REDUCING COST AND BURDEN TO BUSINESSES AND CITIZENS

TITLE

Propose License Fee Reductions for POL Boards

Provide a brief, descriptive title for this request.

EXPECTED SAVINGS TO BUSINESSES AND CITIZENS The expected net savings to licensees that fall under the purview of SCLLR is around \$900,000

What is the expected savings to South Carolina's businesses and citizens that is generated by this proposal? The savings could be related to time or money.

FACTORS
ASSOCIATED
WITH THE
REOUEST

Mark "X" for all that apply:

Repeal or revision of regulations.

Reduction of agency fees or fines to businesses or citizens.

Greater efficiency in agency services or reduction in compliance burden.

Other

METHOD OF CALCULATION

Agency Finance staff conducts continuous license fee analysis to ensure that the licensing boards are neither charging its licensees excessive or insufficient fees. Staff reviews historical data to identify trends in revenue and expense and creates projections based on this historical data.

Describe the method of calculation for determining the expected cost or time savings to businesses or citizens.

REDUCTION OF FEES OR FINES

The agency intends to have a net decrease in fees charges for licensure covered in Chapter 10 of the SC Code of Regulations. The analysis to determine these reductions is ongoing and may be affected by current economic issues and trends.

Which fees or fines does the agency intend to reduce? What was the fine or fee revenue for the previous fiscal year? What was the associated program expenditure for the previous fiscal year? What is the enabling authority for the issuance of the fee or fine?

REDUCTION OF REGULATION

Chapter 10 of the SC Code of Regulations

Which regulations does the agency intend to amend or delete? What is the enabling authority for the regulation?

LLR plans to propose a decrease in licensure fees for several license types covered in Chapter 10 of the SC Code of Regulations. The analysis to determine these reductions is ongoing and the final changes to the fee amount have yet be calculated.

SUMMARY

