

**South Carolina Department
of
Labor, Licensing and Regulation**



**House Ways and Means
Transportation and Regulatory Subcommittee
FY 2019-20 Budget Hearing**

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TAB 1

Key Agency Officials

Emily Farr, Director
emily.farr@lir.sc.gov
803-896-4390

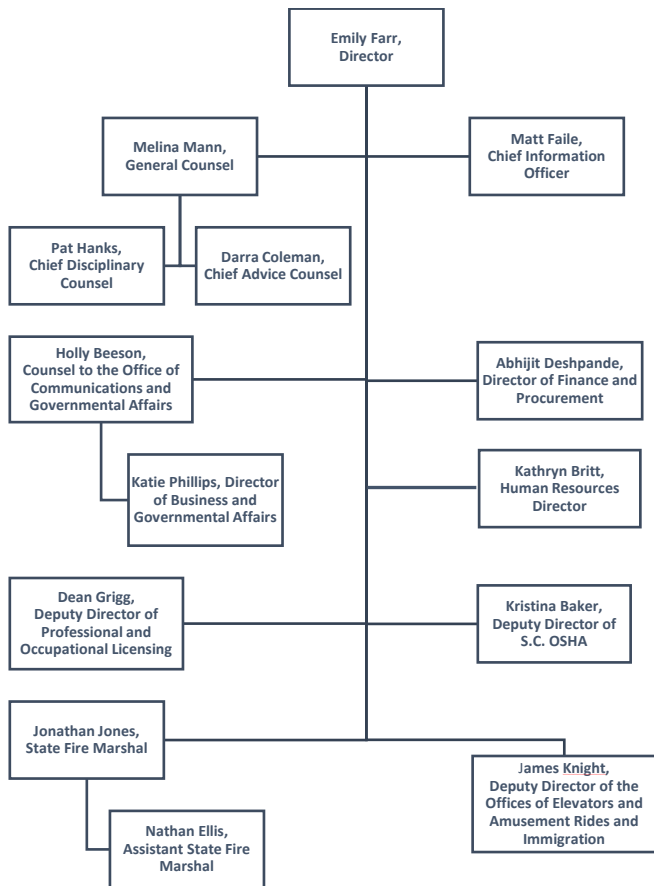
Jonathan Jones, State Fire Marshal
Jonathan.jones@lir.sc.gov
803.917.0733

Abhijit Deshpande, Director of Finance and Procurement
abhi.deshpande@lir.sc.gov
803-896-4320 (Budget Contact)

Katie Phillips, Director of Business and Governmental Affairs
katie.phillips@lir.sc.gov
803-896-4440

TAB 2

Organizational Chart



TAB 3

Accountability Report Highlights

FY17-18 Accomplishments

- Issued 39,564 new licenses and 170,278 renewal licenses and served 18,116 walk-in customers
- Conducted 24 OSHA-10 classes and 35 general safety awareness classes, providing training to 867 students in partnership with 13 different companies that are Voluntary Protection Program sites (i.e. achieved exceptional safety standards in the workplace)
- Conducted pilot Emergency Medical Technician-Basic training class with hiring of full-time EMS Program Coordinator and Academy Certified Instructor model of instruction approved
- Developed new centralized mail intake system to better measure time it takes Agency to issue a license and increase efficiencies in process
- Reduced backlog of elevators with outstanding abatements by 50%
- Offered Community Risk Reduction programs to 6,032 adults and 7,592 children and provided 3,936 smoke alarms, 261 carbon monoxide alarms and 104 deaf/hard of hearing specialty smoke alarms to local fire departments to be disbursed to the public
- Implemented a universal continuing education tracker, CE Broker, for licensees' use to more effectively ensure licensees have required continuing education for license
- Conducted 3 OSHA compliance blitzes focused on construction, industry with statistically higher levels of fatalities, consisting of 94 total inspection
- Developed new system for better tracking and identifying incoming revenue
- 20.19% increase in applications received for posted positions; 90.83% acceptance rate with offered positions

Accountability Report Highlights

FY18-19 Goals

- Determine solutions for improving the efficiency and effectiveness of the Agency's licensing, permitting, inspection, and enforcement operations
- Continue to utilize resources efficiently and effectively within Division of OSHA to improve the safety of South Carolina's worksites and workforce
- Expand State Fire's service and support to preserve life and property by increasing the effectiveness of the community risk reduction programs, improving inspections and plan reviews, enhancing the training programs provided by the South Carolina Fire Academy, and developing the operational readiness of the Emergency Response Task Force and Firefighter Mobilization
- Develop a plan to redesign and restructure the Agency's website to make it more user-friendly, practical, accessible, informative, and with mobile capability
- Continue to develop a process for fingerprint background checks of real estate licensees to prepare for a statutory change effective in 2020
- Continue to expand opportunities for training and educating the future workforce to obtain professional and occupational licensure, registration, or certification
- Continue to implement the capital improvement plan for the South Carolina Fire Academy and Fire Marshal's campus

TAB 4

Recurring Budget Requests

Five (5.00) FTEs:

- Four (4.00) FTEs – Professional and Occupational Licensing – SC Real Estate Commission - Administrative Assistants
 - One FTE will ensure efficient process of increased applications for licensure. Licensed professionals have increased by 400-500 new licensees per month for last two years.
 - Three FTEs will ensure the efficient processing of fingerprint-based criminal background checks as newly required for initial application and upon every third license renewal.
 - Without positions, application processing time will increase greatly due to projected number of increased applications and additional vetting required in 2020 for initial and renewal applications.
 - Positions will be evaluated by maintaining or decreasing application processing time despite volume of increasing licensees and additional applicant vetting required in 2020.
- One (1.00) FTE – Office of State Fire Marshal – Emergency Response Task Force (ERTF) - Incident Support Team Manager – Program Manager I
 - From Hurricane Florence response, State Fire determined that Incident Support Team Manger needed to lead the command and control operations to manage the response of in-state and out-of-state resources to state emergencies.
 - Without this position, State’s citizens’ life and safety would be put at risk as the emergency response time could increase and the effectiveness of State’s firefighting and search rescue capabilities could decrease.
 - Position will be evaluated by the more efficient and more effective coordination of ERTF, firefighter mobilization, and other in-state and out-of-state operations and responses before, during and after emergencies.
- No Funding Authorization Needed

Non-Recurring Budget Requests

- \$1,000,000
 - Emergency Response Task Force - Urban Search and Rescue SC Task Force 1 (US&R SC-TF1) Equipment
 - Equipment and supplies purchased with these funds will support the mission of SC-TF1 when responding to an emergency, ensuring they have proper, up-to-date equipment.
 - The use of these funds will be evaluated through the readiness and effectiveness of SC-TF1's ability to respond during a natural or man-made disaster.
 - If this equipment or these supplies are not funded, then SC-TF1's ability to respond during an emergency situation could be diminished resulting in harm to the public.

Capital Budget Requests

LLR does not have a capital budget request for the FY19-20 budget year

TAB 5

AGENCY NAME:	SC Department of Labor, Licensing and Regulation		
AGENCY CODE:	R360	SECTION:	81



**Fiscal Year 2019-20
Agency Budget Plan**

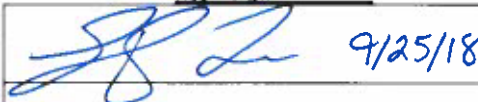
FORM A - BUDGET PLAN SUMMARY

OPERATING REQUESTS (FORM B1)	For FY 2019-20, my agency is (mark "X"):	
	<input type="checkbox"/>	Requesting General Fund Appropriations.
	<input checked="" type="checkbox"/>	Requesting Federal/Other Authorization.
	<input type="checkbox"/>	Not requesting any changes.
NON-RECURRING REQUESTS (FORM B2)	For FY 2019-20, my agency is (mark "X"):	
	<input checked="" type="checkbox"/>	Requesting Non-Recurring Appropriations.
	<input type="checkbox"/>	Requesting Non-Recurring Federal/Other Authorization.
	<input type="checkbox"/>	Not requesting any changes.
CAPITAL REQUESTS (FORM C)	For FY 2019-20, my agency is (mark "X"):	
	<input type="checkbox"/>	Requesting funding for Capital Projects.
	<input checked="" type="checkbox"/>	Not requesting any changes.
PROVISOS (FORM D)	For FY 2019-20, my agency is (mark "X"):	
	<input type="checkbox"/>	Requesting a new proviso and/or substantive changes to existing provisos.
	<input type="checkbox"/>	Only requesting technical proviso changes (such as date references).
	<input checked="" type="checkbox"/>	Not requesting any proviso changes.

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

	<i>Name</i>	<i>Phone</i>	<i>Email</i>
PRIMARY CONTACT:	Laura Jean Pace	803-896-4315	Laura.Pace@llr.sc.gov
SECONDARY CONTACT:	Rebecca Leach	803-896-4440	Rebecca.Leach@llr.sc.gov

I have reviewed and approved the enclosed FY 2019-20 Agency Budget Plan, which is complete and accurate to the extent of my knowledge.

SIGN/DATE:	<i>Agency Director</i>	<i>Board or Commission Chair</i>
	 9/25/18	
TYPE/PRINT NAME:	Emily Farr	

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

AGENCY NAME:	SC Department of Labor, Licensing and Regulation		
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FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	One
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Provide the Agency Priority Ranking from the Executive Summary.

TITLE	Additional FTE's
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Provide a brief, descriptive title for this request.

AMOUNT	General: \$0 Federal: \$0 Other: \$0 Total: \$0
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What is the net change in requested appropriations for FY 2019-20? This amount should correspond to the total for all funding sources on the Executive Summary.

NEW POSITIONS	Five (5.00) FTE's
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Please provide the total number of new positions needed for this request.

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

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES	Mark "X" for primary applicable Statewide Enterprise Strategic Objective:	
	<input type="checkbox"/>	Education, Training, and Human Development
	<input checked="" type="checkbox"/>	Healthy and Safe Families
	<input type="checkbox"/>	Maintaining Safety, Integrity, and Security
	<input type="checkbox"/>	Public Infrastructure and Economic Development
<input checked="" type="checkbox"/>	Government and Citizens	

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ACCOUNTABILITY OF FUNDS	<p>Four (4.00) FTE's:</p> <p>3.1: Ensure applicants who meet education requirements are vetted as required by statute and licensed expeditiously.</p> <p>The need for an additional four (4.00) FTE's who will serve as administrative assistants will be evaluated by the decreased application processing time which has and will continue to increase because of the increased number of applications being submitted and the additional applicant vetting now required pursuant to newly adopted statute.</p> <p>1.00 FTE:</p> <p>2.4: Ensure the operational readiness of the Emergency Response Task Force (ERTF) and Firefighter Mobilization.</p> <p>The need for the addition of this 1.00 FTE for an Incident Support Team Manager will be evaluated by the more efficient and more effective coordination of ERTF, firefighter mobilization, and other in-state and out-of-state operations and responses before, during and after emergencies.</p> <p>The justification detailed below outlines how these requests will advance these strategies.</p>
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What specific strategy, as outlined in the FY 2018-19 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	<p>Four (4.00) FTE's – Professional and Occupational Licensing – SC Real Estate Commission - Administrative Assistants</p> <p>One (1.00) FTE – Office of State Fire Marshal – Emergency Response Task Force (ERTF) - Incident Support Team Manager – Program Manager I</p> <p>No additional funds are needed as these positions will be funded with existing Other Funds authorization.</p>
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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?

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JUSTIFICATION OF REQUEST	<p>This decision package is to increase the Agency's FTE's by five (5.00) which will be Other Funded positions.</p> <p>Four (4.00) FTE's are for Professional and Occupational Licensing (SC Real Estate Commission) to allow for one (1.00) FTE to ensure efficient processing of increased applications for licensure while three (3.00) FTE's will ensure the efficient processing of fingerprint-based criminal background checks as newly required for initial application and upon every third license renewal. Of the three (3.00) FTE's needed to process criminal background checks, one is tasked with organizing, obtaining and compiling criminal background checks; one will serve as the compliance coordinator who will research and coordinate necessary hearings for applicants or licensees with criminal background check findings; and one will serve as the program compliance coordinator who will assist the board administrator with reviewing the criminal background checks to determine if the applicant requires a board hearing. Each of these three positions will be cross trained. If these positions are not provided, application processing time will increase greatly due to the projected number of increased applications expected as well as the additional vetting required for initial and renewal applications.</p> <p>One (1.00) FTE is for the State Fire Marshal's Office to serve as an Incident Support Team Manager for the Emergency Response Task Force Division. This position will lead the command and control operations to manage the operational, logistical, informational, planning and safety issues associated with complex incidents requiring firefighting and search and rescue resources. This position would manage the response of in-state and out-of-state resources to state emergencies. If this position is not granted, our state's citizens' life and safety will be put at risk as the emergency response time could increase and the effectiveness of the State's firefighting and search and rescue capabilities could decrease, which could result in loss of life.</p> <p>All currently vacant FTE's are actively being recruited and are designated for a specific agency function that if not filled for that intended purpose would result shortfalls in other divisions.</p>
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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.

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FORM B2 – NON-RECURRING OPERATING REQUEST

AGENCY PRIORITY	Two
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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) Equipment
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Provide a brief, descriptive title for this request.

AMOUNT	\$1,000,000
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What is the net change in requested appropriations for FY 2019-20? 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:
	<input type="checkbox"/> Change in cost of providing current services to existing program audience
	<input type="checkbox"/> Change in case load/enrollment under existing program guidelines
	<input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program
	<input type="checkbox"/> Non-mandated program change in service levels or areas
	<input type="checkbox"/> Proposed establishment of a new program or initiative
	<input type="checkbox"/> Loss of federal or other external financial support for existing program
	<input type="checkbox"/> Exhaustion of fund balances previously used to support program
	<input type="checkbox"/> IT Technology/Security related
	<input type="checkbox"/> Consulted DTO during development
	<input checked="" type="checkbox"/> Request for Non-Recurring Appropriations
	<input type="checkbox"/> Request for Federal/Other Authorization to spend existing funding
<input type="checkbox"/> Related to a Recurring request – If so, Priority # _____	

STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES	Mark "X" for primary applicable Statewide Enterprise Strategic Objective:
	<input type="checkbox"/> Education, Training, and Human Development
	<input checked="" type="checkbox"/> Healthy and Safe Families
	<input type="checkbox"/> Maintaining Safety, Integrity, and Security
	<input type="checkbox"/> Public Infrastructure and Economic Development
<input checked="" type="checkbox"/> 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-TF1 when responding to an emergency. The use of these funds will be evaluated through the readiness and effectiveness of SC-TF1's ability to respond during a natural or man-made disaster.

What specific strategy, as outlined in the FY 2018-19 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?

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RECIPIENTS OF FUNDS	<p>Office of State Fire Marshal – Emergency Response Task Force – Urban Search and Rescue SC Task Force I (US&R SC-TF1)</p> <p>These funds will be used to purchase equipment and supplies from current state-approved contractors.</p>
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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	<p>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 relief. SC-TF1 is a search and rescue team that provides a coordinated response to disasters, particularly in urban environments. Emphasizing location and extraction of victims trapped in largely populated areas, the SC-TF1 is capable of responding to state and national disasters, including floods, hurricanes, earthquakes, widespread tornadoes and man-made technology and terrorist events.</p> <p>In order to succeed in its stated mission, SC-TF1 should have needed equipment and supplies that are ready for deployment at a moment’s notice. The Emergency Response Task Force Division recently complete 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 task force. This equipment includes swift water and flood rescue equipment, medical equipment, wide area search and rescue equipment and equipment that will support the incident support team functions of the task force.</p> <p>If this equipment or supplies are not funded, SC-TF1’s ability to respond during an emergency situation could be diminished resulting in harm to the public.</p>
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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. Does this non-recurring appropriation request create an annualization or need for recurring funds?

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FORM C – CAPITAL REQUEST

AGENCY PRIORITY	N/A
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Provide the Agency Priority Ranking from the Executive Summary.

TITLE	
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Provide a brief, descriptive title for this request.

AMOUNT	
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How much is requested for this project in FY 2019-20? This amount should correspond to the total for all funding sources on the Executive Summary.

CPIP PRIORITY	
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Identify the project's CPIP plan year and priority number, along with the first year in which the project was included in the agency's CPIP. If not included in the agency's CPIP, please provide an explanation. If the project involves a request for appropriated state funding, briefly describe the agency's contingency plan in the event that state funding is not made available in the amount requested.

OTHER APPROVALS	
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What approvals have already been obtained? Are there additional approvals that must be secured in order for the project to succeed? (Institutional board, JBRC, SFAA, etc.)

LONG-TERM PLANNING AND SUSTAINABILITY	
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What other funds have already been invested in this project (source/type, amount, timeframe)? Will other capital and/or operating funds for this project be requested in the future? If so, how much, and in which fiscal years? Has a source for those funds been identified/secured? What is the agency's expectation with regard to additional annual costs or savings associated with this capital improvement? What source of funds will be impacted by those costs or savings? What is the expected useful life of the capital improvement?

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SUMMARY

Provide a summary of the project and explain why it is necessary. Please refer to the budget guidelines for appropriate questions and thoroughly answer all related items.

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FORM D – PROVISIO REVISION REQUEST

NUMBER	N/A
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Cite the proviso according to the renumbered list for FY 2019-20 (or mark "NEW").

TITLE	
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Provide the title from the FY 2018-19 Appropriations Act or suggest a short title for any new request.

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

RELATED BUDGET REQUEST	
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Is this request associated with a budget request you have submitted for FY 2019-20? If so, cite it here.

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

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

SUMMARY & EXPLANATION	
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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.

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FISCAL IMPACT	
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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.

PROPOSED PROVISO TEXT	
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Paste FY 2018-19 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

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

TITLE	Agency Cost Savings and General Fund Reduction Contingency Plan
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AMOUNT	<p>\$43,185</p> <p><i>What is the General Fund 3% reduction amount (minimum based on the FY 2018-19 recurring appropriations)? This amount should correspond to the reduction spreadsheet prepared by EBO.</i></p>
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ASSOCIATED FTE REDUCTIONS	<p>zero</p> <p><i>How many FTEs would be reduced in association with this General Fund reduction?</i></p>
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PROGRAM/ACTIVITY IMPACT	<p>II.B. Occupational Safety & Health Program – General Funds are used as required match for federal funds received for the SC OSHA Program.</p> <p><i>What programs or activities are supported by the General Funds identified?</i></p>
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SUMMARY	<p>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.</p> <p>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.</p>
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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	<p>LLR is converting landline telephones in the dorms at the State Fire Academy to function for emergency calls only. We are also continuing with our plans to convert all office telephones to VoIP phones. Our State Fire Division is next to be converted. We expect annual savings from both of these conversions to total \$58,000.</p>
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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?

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FORM F – REDUCING COST AND BURDEN TO BUSINESSES AND CITIZENS

TITLE	<p>Fee Reduction and Regulation Revision</p> <p><i>Provide a brief, descriptive title for this request.</i></p>								
EXPECTED SAVINGS TO BUSINESSES AND CITIZENS	<p>Fee Reduction Savings – Approximately \$25,650</p> <p>Regulation Revision - Reduced burden to citizens as a result of the reduced education requirement to qualify for licensure.</p> <p><i>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.</i></p>								
FACTORS ASSOCIATED WITH THE REQUEST	<p>Mark “X” for all that apply:</p> <table border="1"> <tr> <td><input type="checkbox"/></td> <td>Repeal or revision of regulations.</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>Reduction of agency fees or fines to businesses or citizens.</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>Greater efficiency in agency services or reduction in compliance burden.</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Other</td> </tr> </table>	<input type="checkbox"/>	Repeal or revision of regulations.	<input checked="" type="checkbox"/>	Reduction of agency fees or fines to businesses or citizens.	<input checked="" type="checkbox"/>	Greater efficiency in agency services or reduction in compliance burden.	<input type="checkbox"/>	Other
<input type="checkbox"/>	Repeal or revision of regulations.								
<input checked="" type="checkbox"/>	Reduction of agency fees or fines to businesses or citizens.								
<input checked="" type="checkbox"/>	Greater efficiency in agency services or reduction in compliance burden.								
<input type="checkbox"/>	Other								
METHOD OF CALCULATION	<p><u>Real Estate Commission</u> (# of licensees renewing late in FY18 x current fee (\$25)) - (# of licensees renewing late in FY18 x reduced fee (\$15)) = Savings to Citizens</p> <p>(1,322 x \$25) – (1,322 x \$15) = \$13,220 Saved</p> <p><u>Board of Pharmacy</u> (# of licensees fined in FY18 x current fine (\$500)) - (# of licensees fined in FY18 x reduced fine (\$250)) = Savings to Citizens</p> <p>(49 x \$500) – (49 x \$250) = \$12,250 Saved</p> <p><u>Board of Long Term Health Care Administrators</u> (# of licensee lists requested in FY18 x current fee (\$20)) - (# of licensee lists requested in FY18 x reduced fee (\$10)) = Savings to Citizens</p> <p>(18 x \$20) – (18 x \$10) = \$180 Saved</p> <p><i>Describe the method of calculation for determining the expected cost or time savings to businesses or citizens.</i></p>								
REDUCTION OF FEES OR FINES	<p><u>Real Estate Commission</u></p> <ul style="list-style-type: none"> - Regulation 10-37(B)(4) – Renewal Fees - Late Renewal Fee - Reduced fee from \$25 to \$15 - Previous Revenue: \$33,050 - Enabling Statute: 40-57-50 								

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	<p><u>Board of Pharmacy</u></p> <ul style="list-style-type: none"> - Regulation 99-45(A)(10) – Administrative Citations and Penalties - Pharmacy Operating with greater than 3:1 Technician to Pharmacist ratio (PIC) - Reducing fine from \$500 to \$250 - Previous Revenue: \$24,500 - Enabling Statute: 40-43-160 <p><u>Board of Long Term Health Care Administrators</u></p> <ul style="list-style-type: none"> - Regulation 10-21(D)(5) - Charges for Both Classes of Administrators - Copy of Licensee List - Reducing fee from \$20 to \$10 - Previous Revenue: \$360 - Enabling Statute: 40-35-60
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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	<p><u>Real Estate Appraisers Board</u></p> <ul style="list-style-type: none"> - Regulation 137-100.02 – Qualifications - Reduce Education Requirement - Enabling Statute: 40-60-39
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Which regulations does the agency intend to amend or delete? What is the enabling authority for the regulation?

SUMMARY	<p><u>Real Estate Commission</u></p> <p>The Commission intends to reduce the late renewal fee from \$25 to \$15 for those licensees who renew after June 30th but before December 31st. This reduction would result in savings to licensees of \$13,220.</p> <p><u>Board of Pharmacy</u></p> <p>The Board intends to reduce the fine imposed for a Pharmacist in Charge who violates the required maximum 3:1 ratio of Pharmacists to Technicians. The current fine is \$500 and the reduced fine will be \$250. This will result in a savings to licensees of \$12,250.</p> <p><u>Board Long Term Health Care Administrators</u></p> <p>The Board intends to reduce the fee for licensee lists from \$20 per request to \$10 per request. This will result in a savings to the public of \$180.</p> <p><u>Real Estate Appraisers Board</u></p> <p>In compliance with Federal law, the Appraisers Board is reducing the level of education required to obtain a license. Currently, an applicant must possess a minimum of a bachelor’s degree in order to qualify for licensure. An applicant may now have no college education but replace that education requirement with obtained experience. This will allow more citizens access to this field.</p>
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*Provide an explanation of the proposal and its positive results on businesses or citizens.
How will the request affect agency operations?*

Fiscal Year 2019-20 Budget Request Executive Summary

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Agency Code:
 Agency Name:
 Section:

Priority	Request Type	Request Title	BUDGET REQUESTS				FUNDING				FTE'S						
			State	Federal	Earmarked	Restricted	Total	State	Federal	Earmarked	Restricted	Total	State	Federal	Earmarked	Restricted	Total
1	B1 - Recurring	Additional FTE's								0							5.00
2	B2 - Non-Recurring	US&R SC-TFH Equipment	1,000,000							1,000,000							0.00
3										0							0.00
4										0							0.00
5										0							0.00
6										0							0.00
7										0							0.00
8										0							0.00
9										0							0.00
10										0							0.00
11										0							0.00
12										0							0.00
13										0							0.00
14										0							0.00
15										0							0.00
16										0							0.00
17										0							0.00
18										0							0.00
19										0							0.00
20										0							0.00
21										0							0.00
22										0							0.00
23										0							0.00
24										0							0.00
25										0							0.00
26										0							0.00
27										0							0.00
28										0							0.00
29										0							0.00
30										0							0.00
TOTAL BUDGET REQUESTS			1,000,000	0	0	0	0	0	1,000,000	0.00	0.00	5.00	0.00	0.00	0.00	5.00	

TAB 6

Transportation and Regulatory Subcommittee Proviso Request Summary FY 2019-20

South Carolina Department of Labor, Licensing and Regulation

Proviso # in FY 18-19 Act	Proviso Title	Short Summary	Agency Recommended Action (keep, change, delete, add)
81.1	LLR: Fire Marshal - Authorization to Charge Fees for Training	Allows the Fire Academy to charge for training	Keep
81.2	LLR: Real Estate - Special Account	Funding collected for the Appraisal Registry may be carried forward	Keep
81.3	LLR: POLA - Ten Percent, Other Funds	Transfer of funds from the agency to the General Fund	Keep
81.4	LLR: Fire Marshal Fallen Firefighters Memorial	Funds the upkeep of the Fallen Firefighters Memorial	Keep
81.5	LLR: Firefighter Mobilization Project	Funds the Firefighter Mobilization Project	Keep
81.6	LLR: Match for Federal Funds	Allows carry forward of matching Federal funds	Keep
81.7	LLR: Flexibility	Flexibility to fund OSHA by the POL Boards	Keep
81.8	LLR: Immigration Bill Funding Report	Funds Immigration	Keep
81.9	LLR: Authorized Reimbursement	Prohibits reimbursement for board meetings offsite	Keep
81.10	LLR: Illegal Immigration Hotline Assistance	Establishes Immigration Hotline	Keep
81.11	LLR: Board of Pharmacy	Requires the Board of Pharmacy to accept affidavits of practical experience from interns whose practice experience occurred within the state	Keep
81.12	LLR: Office of State Fire Marshal - Clothing	Authorizes the agency to purchase clothing for the Fire Marshal's Office	Keep
81.13	LLR: Amusement Park Rides	Prohibits enforcement of Chapter 18, Title 41 relating to amusement park rides against open wheel motorsport vehicles, karts, superkarts and related karts	Delete

TAB 7

DEPARTMENT OF LABOR, LICENSING AND REGULATION

81.1. (LLR: Fire Marshal - Authorization to Charge Fees for Training) The Fire Academy may charge participants a fee to cover the cost of education, training programs, and operations. The revenue generated may be applied to the cost of operations, and any unexpended balance may be carried forward to the current fiscal year and utilized for the same purposes.
(Keep)

81.2. (LLR: Real Estate - Special Account) Revenue in the Real Estate Appraisal Registry account shall not be subject to fiscal year limitations and shall carry forward each fiscal year for the designated purpose.
(Keep)

81.3. (LLR: POLA - Ten Percent, Other Funds) The Professional and Occupational Offices in Program II.F. Professional and Occupational Licensing must remit annually an amount equal to ten percent of the expenditures to the general fund. The Contractor's Licensing Board must remit all revenues above their expenditures to the general fund. The revenue remitted by the Contractor's Licensing Board to the general fund includes the ten percent.
(Keep)

81.4. (LLR: Fire Marshal Fallen Firefighters Memorial) The Department of Labor, Licensing and Regulation - Division of the State Fire Marshal is authorized to accept gifts or grants of services, properties, or monies from individuals or public and private organizations to honor South Carolina firefighters who have died in the line of duty. All excess monies collected to erect a memorial are to be placed in a fund for upkeep and maintenance. Any later contributions are to be used for upkeep and maintenance.
(Keep)

81.5. (LLR: Firefighter Mobilization Project) The department is directed to utilize \$165,000 of the funds derived under Section 2 of Act 1377 of 1968, as amended by Act 60 of 2001 from the tax of thirty-five one-hundredths percent imposed annually on the gross premium receipts less premiums returned on canceled policy contracts and less dividends and returns of unabsorbed premium deposits of all fire insurance companies doing business in the State to fund the Firefighter Mobilization Project.
(Keep)

81.6. (LLR: Match for Federal Funds) State appropriations to the Department of Labor, Licensing, and Regulation that are required to provide match for federal grant programs in the prior fiscal year may be carried forward into the current fiscal year and expended for the same purpose as originally appropriated.
(Keep)

81.7. (LLR: Flexibility) In order to provide maximum flexibility in absorbing the general fund reductions to the OSHA and OSHA Voluntary Programs, the Department of Labor, Licensing, and Regulation shall be authorized to spend agency earmarked and restricted accounts to maintain these critical programs previously funded with general fund appropriations. Any increase in spending authorization for these purposes must receive the prior approval of the Executive Budget Office.

(Keep)

81.8. (LLR: Immigration Bill Funding Report) Prior to any funds carried forward from the prior fiscal year in Subfund 3135 being transferred to fund any other purpose, \$250,000 must be retained by the Department of Labor, Licensing, and Regulation to fund the department's responsibilities under the South Carolina Illegal Immigration Reform Act. The department shall compile an accountability report outlining expenditures of the Immigration Bill funding to be issued to the President Pro Tempore of the Senate, the Chairman of the Senate Finance Committee, the Chairman of the Senate Finance Natural Resources and Economic Development Subcommittee, the Speaker of the House of Representatives, the Chairman of the House Ways and Means Committee, and the Chairman of the House Ways and Means Transportation and Regulatory Subcommittee. Said report must be issued on the first Tuesday of February in the current fiscal year.

(Keep)

81.9. (LLR: Authorized Reimbursement) The Director of the Department of Labor, Licensing, and Regulation cannot authorize reimbursement under Section 40-1-50(A) of the 1976 Code to members of any board listed in Section 40-1-40(B) for meetings held at any location other than the offices of the department unless there has been a determination that the department is unable to provide space for the meeting in a state-owned or leased facility in Richland or Lexington County.

(Keep)

81.10. (LLR: Illegal Immigration Hotline Assistance) Upon the request of the Commission on Minority Affairs, the Department of Labor, Licensing, and Regulation shall provide assistance to establish and maintain a twenty-four hour toll free telephone number and electronic website to receive, record, collect, and report allegations of violations of federal immigration laws or related provisions of South Carolina law by any non-United States citizen or immigrant, and allegations of violations of any federal immigration laws or related provisions in South Carolina law against any non-United States citizen or immigrant.

Such violations shall include, but are not limited to, E-Verify or other federal work authorization program violations, violations of Chapter 83, Title 40 of the 1976 Code relating to immigration assistance services, or any regulations enacted governing the operation of immigration assistance services, false or fraudulent statements made or documents filed in

relation to an immigration matter, as defined by Section 40-83-20, violation of human trafficking laws, as defined in Section 16-3-930, landlord tenant law violations, or violations of any law pertaining to the provision or receipt of public assistance benefits or public services.

(Keep)

81.11. (LLR: Board of Pharmacy) The Board of Pharmacy must accept affidavits of practical experience from interns whose practical experience internships occurred in this State. The affidavit must provide that the supervising pharmacist and the site of experience is licensed and in good standing with the board and that the internship falls within the criteria for internships set by the board. The affidavit must be accompanied by a ten dollar fee to cover administrative costs associated with compliance with this proviso.

(Keep)

81.12. (LLR: Office of State Fire Marshal - Clothing) The Department of Labor, Licensing, and Regulation is authorized to purchase and issue clothing to the non-administrative staff of the Office of the State Fire Marshal that are field personnel working in a regulatory aspect and/or certified to be a resident state fire marshal.

(Keep)

***81.13.** (*LLR: Amusement Park Rides*) *For the current fiscal year, the Department of Labor, Licensing, and Regulation may not enforce provisions contained in Chapter 18, Title 41 of the 1976 Code, relating to amusement park rides, against open-wheel motorsport vehicles, karts, superkarts, gearbox or shifter karts, or go karts used for racing at speeds in excess of fifty miles per hour.*

(Delete)

Please note: Text printed in italic, boldface indicates sections vetoed by the Governor on July 5, 2018.

*Indicates those vetoes sustained by the General Assembly on October 3, 2018.

TAB 8

FY18 Carry Forward Information from SCEIS

FY Fiscal Year Info	Postin g Period Info	FY Agency	FY Fund High Level Info	FY Application of FY Fund Mid Level Funds Info	Fund Key	Fund	Beginning Cash	Cash Receipts	Net Transfers	Cash Disbursements	Net Balance Sheet Activity	Ending Balance
FY 2018	PP: 12 (R360	DEPT OF L	100000000	GENERAL FUND	1001	GENERAL FUND	\$0.00	\$0.00	\$1,416,609.39	(\$1,866,989.47)	\$450,380.08	\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	200000000	GENERAL FUND	2823	INDIRECT COST	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$50,000.00
FY 2018	PP: 12 (R360	DEPT OF L	200000000	GENERAL FUND	2837	GENERAL REV	\$0.00	\$50,000.00	\$0.00	\$0.00	\$0.00	\$418,768.59
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3035	OPERATING REVENUE	\$15,191,518.96	\$15,374,983.40	(\$592,909.68)	(\$14,168,822.34)	\$500,158.49	\$16,304,928.83
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3098	DONATIONS	\$131.92	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3135	POLA REVENUE	\$24,345,142.59	\$24,392,034.75	(\$2,504.81)	(\$22,037,080.18)	\$171,384.94	\$26,868,977.29
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3150	CVO SPECIAL RI	\$0.00	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3173	EDUC & RESEAR	\$741,202.21	\$183,720.00		(\$171,500.00)		\$753,422.21
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	34E4	INCREASED ENF	\$0.00	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3634	CAP RES FD OP	\$500,000.00	\$573,966.51	(\$573,966.51)	(\$501,768.05)	\$1,768.05	\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	SPECIAL RI	3907	CAP PROJ-OTR	\$437,909.75	\$0.00		(\$225,569.98)		\$212,339.77
FY 2018	PP: 12 (R360	DEPT OF L	300000000	TRUST & A	3003	DUAL EMPLOY	\$0.00	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	TRUST & A	3024	HR-PR DEFAULT	\$0.00	\$0.00		\$0.00		\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	TRUST & A	3028	PR LIABILITIES	\$0.00	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	TRUST & A	3282	REAL ESTATE	\$67,580.00	\$145,940.00		(\$117,560.00)	\$0.00	\$95,960.00
FY 2018	PP: 12 (R360	DEPT OF L	300000000	TRUST & A	3730	VAC TIME SHAR	\$253,980.00	\$0.00		(\$117,560.00)		\$253,980.00
FY 2018	PP: 12 (R360	DEPT OF L	400000000	REST 08	4592	AUCTIONEER F	\$120,580.58	\$10,256.71		(\$7,500.00)		\$123,337.29
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 02	5055	FEDERAL	(\$0.74)	\$2,731.00		(\$32,759.02)	\$9,366.00	(\$20,662.76)
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 02	5093	HOMELAND SEC	\$0.00	\$0.00		(\$15,331.05)	\$15,331.05	\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 02	5108	CONSULT PRIV	(\$47,689.89)	\$800,382.78		(\$754,572.31)	\$603.13	(\$1,256.29)
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 02	5109	OSHA-FEDERAL	(\$264,241.26)	\$2,197,592.33		(\$1,969,741.85)	\$6,222.64	(\$30,188.14)
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 02	5110	BLS STATISTICS	(\$40.75)	\$83,678.58		(\$83,815.63)	\$112.37	(\$65.43)
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 02	5511	ADJUT GEN PL	\$0.00	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	500000000	FEDE 03	5757	ARRA-CAP PRI	\$0.00	\$0.00				\$0.00
FY 2018	PP: 12 (R360	DEPT OF L	500000000	SC01.08	TRUST & A	HRPAY	\$0.00	\$0.00				\$0.00
							\$41,346,093.37	\$44,234,054.65	\$247,228.39	(\$41,953,009.88)	\$1,155,326.75	\$45,029,693.28

TAB 9

FTE's – Filled and Vacant

As of December 2018

Filled:	
State	26.92
Federal	29.50
Other	343.64
Total	400.06

Vacant:	
State	5.90
Federal	9.10
Other	21.00
Total	36.00

Vacancy Details:		
Administration		
(4 Total)	Fiscal Operations	1.00
	Communications/Gov't Affairs	1.00
	Legal Services	2.00
Labor		
(16 Total)	Elevators/Amusements	1.00
	OSHA Admin/Enforcement	9.00
	OSHA Outreach/Education	6.00
Fire and Life Safety		
(5 Total)	Fire Academy	5.00
	Fire Marshal	0.00
POL		
(11 Total)	Building/Business Boards	3.00
	Health/Medical Boards	3.00
	OIE	5.00

TAB 10

FTE's Eligible to Retire within Five Years

Program areas potentially impacted:		
Administration		
(17 Total)	Fiscal Operations	3.00
	Communications/Gov't Affairs	1.00
	Legal Services	8.00
	DOTS	5.00
Labor		
(13 Total)	Elevators/Amusements	3.00
	OSHA Admin/Enforcement	7.00
	OSHA Outreach/Education	3.00
Fire and Life Safety		
(16 Total)	Fire Marshal	11.00
	Fire Academy	5.00
POL		
(43 Total)	Building/Business Boards	14.00
	Health/Medical Boards	11.00
	OIE	18.00

By Funding Source:	
State	4.60
Federal	5.40
Other	79.00
Total	89.00