

Session 115 - (2003-2004)

H 3164 General Bill, By Kirsh

**Summary:** Public official or employee convicted of fraudulent use of state funds and fraudulent service credit calculation, Budget and Control Board to investigate, provisions

A BILL TO AMEND ARTICLE 3, CHAPTER 1, TITLE 9, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ADMINISTRATION OF THE SOUTH CAROLINA RETIREMENT SYSTEM, BY ADDING SECTION 9-1-295 SO AS TO PROVIDE THAT THE BUDGET AND CONTROL BOARD MAY INVESTIGATE AND DETERMINE IF A CURRENT OR PREVIOUSLY EMPLOYED PUBLIC OFFICIAL OR EMPLOYEE WHO HAS BEEN CONVICTED OF AN OFFENSE INVOLVING EMBEZZLEMENT OR THE FRAUDULENT APPROPRIATION OF PUBLIC FUNDS HAS USED ANY OF THE FUNDS TO ESTABLISH SERVICE CREDIT IN THE RETIREMENT SYSTEM, TO PROVIDE FOR A HEARING, FINAL DETERMINATION, THE REFUND OF THE MONIES TO THE PUBLIC AGENCY FROM WHICH THEY WERE EMBEZZLED OR FRAUDULENTLY APPROPRIATED, AND THE RECALCULATION OF SERVICE CREDIT AND RETIREMENT BENEFITS WITHOUT THE CONTRIBUTION OF EMBEZZLED FUNDS IF THE BOARD SO ORDERS, AND TO PROVIDE THAT SUCH A DETERMINATION MAY BE CONSIDERED A CONTESTED CASE UNDER THE ADMINISTRATIVE PROCEDURES ACT.

- 12/04/02 House Prefiled
- 12/04/02 House Referred to Committee on Ways and Means
- 01/14/03 House Introduced and read first time HJ-68
- 01/14/03 House Referred to Committee on Ways and Means HJ-68