**A** **BILL**

TO AMEND SECTION 1‑30‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEPARTMENTS WITHIN THE EXECUTIVE BRANCH OF STATE GOVERNMENT, SO AS TO PROVIDE THAT THE STATE BUDGET AND CONTROL BOARD IS WITHIN THE EXECUTIVE BRANCH; AND TO AMEND SECTION 1‑11‑10, RELATING TO THE COMPOSITION OF THE BUDGET AND CONTROL BOARD, SO AS TO ELIMINATE THE FIVE MEMBER BOARD, TO PROVIDE THAT THE GOVERNOR SHALL APPOINT AN EXECUTIVE DIRECTOR OF THE STATE BUDGET AND CONTROL BOARD, AND TO TRANSFER THE AUTHORITY OF THE FIVE MEMBER BOARD TO THE EXECUTIVE DIRECTOR.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1‑30‑10(A) of the 1976 Code, as last amended by Act 146 of 2010, is further amended by adding at the end:

“21. State Budget and Control Board”

SECTION 2. A. Section 1‑11‑10 of the 1976 Code is amended to read:

“Section 1-11-10. (A) The Governor shall appoint an executive director of the State Budget and Control Board ~~shall be comprised of the Governor, ex officio, who shall be chairman, the State Treasurer, ex officio, the Comptroller General, ex officio, and the chairman of the Senate Finance Committee, ex officio, and the chairman of the Ways and Means Committee of the House of Representatives, ex officio~~. The executive director shall be appointed as provided in Section 1‑30‑10(B)(1)(i), except that the appointment must be upon the advice and consent of the Senate.

(B) The State Budget and Control Board shall be a member of the Governor’s executive cabinet.”

B. The Code Commissioner is directed to change or correct all references to the five member Budget and Control Board in the 1976 Code to reflect the transfer of that authority to the Executive Director of the State Budget and Control Board. References to the five member board in the 1976 Code or other provisions of law are considered to be and must be construed to mean the Executive Director of the State Budget and Control Board.

SECTION 3. This act takes effect January 1, 2012.

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