~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

March 10, 2016

**H. 4875**

Introduced by Reps. Newton, Putnam, Williams, Funderburk, W.J. McLeod, Jefferson, Bowers, Finlay, M.S. McLeod, Ballentine, Clary, Delleney, Felder, Henderson, Lucas, Norman, Ridgeway, Rivers, J.E. Smith, Stringer, Tallon and Taylor

S. Printed 3/10/16--H.

Read the first time February 10, 2016.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 4875) to amend Section 2‑65‑60, Code of Laws of South Carolina, 1976, relating to duties assigned to the Comptroller General, so as to substitute the term, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by deleting SECTION 2 in its entirety.

Amend the bill further, as and if amended, by deleting SECTION 13 in its entirety.

Renumber sections to conform.

Amend title to conform.

F. GREGORY DELLENEY, JR. for Committee.

**A** **BILL**

TO AMEND SECTION 2‑65‑60, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DUTIES ASSIGNED TO THE COMPTROLLER GENERAL, SO AS TO SUBSTITUTE THE TERM “STATEWIDE ACCOUNTING AND REPORTING SYSTEM” FOR THE TERM “SOUTH CAROLINA ENTERPRISE INFORMATION SYSTEM”; TO AMEND SECTION 4‑9‑150, AS AMENDED, RELATING TO ANNUAL AUDITS OF COUNTY FINANCIAL RECORDS AND TRANSACTIONS, SO AS TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “STATE TREASURER”; TO AMEND SECTION 6‑1‑50, AS AMENDED, RELATING TO CERTAIN FINANCIAL REPORTS THAT COUNTIES AND MUNICIPALITIES SUBMIT TO THE REVENUE AND FISCAL AFFAIRS OFFICE, SO AS TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “STATE TREASURER”; TO AMEND SECTION 8‑15‑65, RELATING TO ANNUAL SALARY SUPPLEMENTS APPROPRIATED BY THE GENERAL ASSEMBLY TO CERTAIN COUNTY OFFICERS, SO AS TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “STATE TREASURER”; TO AMEND SECTION 9‑1‑60, AS AMENDED, RELATING TO THE IMPLEMENTATION OF THE “CAFETERIA” PLAN, SO AS TO DELETE THE PROVISION THAT ALLOWS THE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION TO CONTINUE, MODIFY, AND IMPLEMENT ITS INDEPENDENT CAFETERIA OR FLEXIBLE BENEFITS PILOT PLAN FOR A CERTAIN PERIOD; TO AMEND SECTION 9‑3‑540, RELATING TO A POLITICAL SUBDIVISION’S PAYMENTS TO THE CONTRIBUTION FUND, SO AS TO PROVIDE THAT THE DEPARTMENT OF REVENUE MUST BE NOTIFIED WHEN A POLITICAL SUBDIVISION IS DELINQUENT IN MAKING ITS PAYMENTS; TO AMEND SECTIONS 11‑3‑20, 11‑3‑50, 11‑3‑170, AND 11‑3‑230, ALL RELATING TO THE COMPTROLLER GENERAL’S SALARY, A BOOK KEPT BY THE COMPTROLLER GENERAL IN WHICH ALL APPROPRIATIONS BY THE GENERAL ASSEMBLY SHALL BE ENTERED, PAYMENTS MADE BY THE STATE TREASURER DRAWN UPON VOUCHERS DRAWN UPON THE COMPTROLLER GENERAL, THE COMPTROLLER GENERAL’S DUTY TO ENTER IN BOOKS STATEMENTS OF THE ACCOUNTS OF PERSONS HAVING THE DISTRIBUTION OF PUBLIC MONEY, AND COMPTROLLER GENERAL ACCOUNTS FOR PROFESSIONAL AND OCCUPATIONAL LICENSING AGENCIES, ALL SO AS TO DELETE THE PROVISION THAT REQUIRES THAT FEES AND PERQUISITES OF THE OFFICE SHALL BE PAID INTO THE STATE TREASURY, TO PROVIDE THAT THE COMPTROLLER GENERAL SHALL KEEP AN ACCOUNTING IN SCEIS, TO DELETE THE PROVISION THAT REQUIRES THE COMPTROLLER GENERAL TO PREPARE STATEMENTS OF EXPENDITURES ON PRINTED FORM IN DUPLICATE, AND TO DELETE THE PROVISION THAT PROVIDES HOW FUNDS CREDITED TO ACCOUNTS FOR PROFESSIONAL AND OCCUPATIONAL LICENSING AGENCIES ARE TO BE SPENT; TO AMEND SECTION 12‑2‑70, RELATING TO UNLAWFUL CONDUCT COMMITTED BY A COUNTY AUDITOR, TREASURER, OR A MEMBER OF A COUNTY BOARD OF TAX APPEALS, SO AS TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “DEPARTMENT OF REVENUE”; TO AMEND SECTION 24‑3‑180, AS AMENDED, RELATING TO TRANSPORTATION AND CLOTHING GIVEN TO AN INMATE WHO HAS BEEN DISCHARGED FROM A STATE PRISON, SO AS TO DELETE THE PROVISION THAT REQUIRED THE COMPTROLLER GENERAL TO COUNTERSIGN THE DRAFT THAT PAYS THE COSTS OF THESE ITEMS AND PROVIDE THAT THE DRAFT MUST BE BASED ON A WARRANT ISSUED; TO AMEND SECTION 38‑45‑60, RELATING TO THE ACCOUNTING OF THE STATE’S PORTION OF THE BROKER’S PREMIUM TAX RATE PAYMENT, SO AS TO PROVIDE THAT THE STATE TREASURER SHALL FURNISH A DUPLICATE COPY OF THE ACCOUNTING TO THE COMPTROLLER GENERAL AND TO MAKE TECHNICAL CHANGES; TO AMEND SECTIONS 56‑1‑148, 56‑1‑170, AS AMENDED, 56‑1‑171, 56‑1‑220, 56‑1‑286, AS AMENDED, 56‑1‑390, AS AMENDED, 56‑1‑395, 56‑1‑400, AS AMENDED, 56‑1‑460, AS AMENDED, 56‑1‑550, SECTIONS 56‑1‑740, 56‑1‑746, 56‑1‑2080, ALL AS AMENDED, SECTIONS 56‑3‑210, 56‑3‑355, 56‑3‑662, 56‑3‑1230, AS AMENDED, 56‑3‑1290, AS AMENDED, 56‑3‑1335, 56‑3‑2545, 56‑3‑3500, AS AMENDED, 56‑3‑3600, SECTIONS 56‑3‑3800, 56‑3‑3950, 56‑3‑4100, 56‑3‑4200, 56‑3‑4410, 56‑3‑4510, 56‑3‑4600, 56‑3‑4800, 56‑3‑5400, 56‑3‑6000, ALL AS AMENDED, SECTIONS 56‑3‑6500, 56‑3‑7050, 56‑3‑7200, 56‑3‑7300, AS AMENDED, 56‑3‑7310, 56‑3‑7320, 56‑3‑7330, AS AMENDED, 56‑3‑7340, 56‑3‑7350, 56‑3‑7360, AS AMENDED, 56‑3‑7370, 56‑3‑7780, AS AMENDED, 56‑3‑7800, 56‑3‑7950, SECTIONS 56‑3‑8000, 56‑3‑8100, 56‑3‑8200, 56‑3‑8300, 56‑3‑8600, 56‑3‑8710, 56‑3‑9400, 56‑3‑9500, 56‑3‑9600, ALL AS AMENDED, SECTIONS 56‑3‑9710, 56‑3‑10010, 56‑3‑10110, 56‑3‑10210, 56‑3‑10310, 56‑3‑11450, 56‑3‑12610, 56‑3‑13010, 56‑3‑13310, 56‑3‑13610, 56‑5‑750, SECTIONS 56‑5‑2930, 56‑5‑2933, AND 56‑5‑2942, ALL AS AMENDED, ALL RELATING TO THE IDENTIFYING CODE AFFIXED ON THE DRIVER’S LICENSE OF A PERSON CONVICTED OF CERTAIN CRIMES, THE SUSPENSION OF A PERSON’S DRIVER’S LICENSE WHO FAILS TO PAY CHILD SUPPORT, VISION SCREENING REQUIRED FOR A PERSON TO RENEW HIS DRIVER’S LICENSE, THE SUSPENSION OF CERTAIN PERSONS’ DRIVER’S LICENSES FOR DRIVING WITH AN UNLAWFUL LEVEL OF ALCOHOL CONCENTRATION, FEES ASSESSED FOR THE REINSTATEMENT OF A DRIVER’S LICENSE, THE SURRENDER OF A DRIVER’S LICENSE WHEN THE LICENSE IS SUSPENDED OR REVOKED, AND THE PLACEMENT OF AN INTERLOCK DEVICE ON THE VEHICLES OF CERTAIN PERSONS WHO HAVE BEEN CONVICTED OF OPERATING A VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL OR ANOTHER SUBSTANCE, PENALTIES IMPOSED UPON A PERSON WHO OPERATES A VEHICLE WITH A LICENSE THAT HAS BEEN CANCELED, SUSPENDED, OR REVOKED, THE FEE IMPOSED FOR EXPEDITING A REQUEST FOR A COPY OF CERTAIN DEPARTMENT OF MOTOR VEHICLES DOCUMENTS, THE SUSPENSION OF A DRIVER’S LICENSE AND THE ISSUANCE OF A SPECIAL RESTRICTED DRIVER’S LICENSE, THE ISSUANCE OF A COMMERCIAL DRIVER’S LICENSE, THE PERIOD FOR PROCURING A LICENSE PLATE FOR A MOTOR VEHICLE, THE ISSUANCE OF TEMPORARY LICENSE PLATES, AND THE TRANSFER OF A LICENSE PLATE FROM ONE VEHICLE TO ANOTHER VEHICLE, THE SUSPENSION OR REVOCATION OF A COMMERCIAL VEHICLE REGISTRATION CARD AND LICENSE PLATE, THE FEE TO OBTAIN AN IDENTIFIER, LICENSE PLATE SPECIFICATIONS AND THE ISSUANCE OF NEW LICENSE PLATES, THE TRANSFER OF A LICENSE PLATE FROM ONE VEHICLE TO ANOTHER VEHICLE, THE SUSPENSION OF A MOTOR VEHICLE LICENSE PLATE WHEN ITS DRIVER FAILS TO PAY A TOLL, THE DISPERSEMENT OF FEES COLLECTED FROM THE ISSUANCE OF CONSERVE SOUTH CAROLINA SPECIAL LICENSE PLATES, PENN CENTER SPECIAL LICENSE PLATES, SOUTH CAROLINA NURSES SPECIAL LICENSE PLATES, AMERICAN LEGION SPECIAL LICENSE PLATES, KEEP SOUTH CAROLINA BEAUTIFUL SPECIAL LICENSE PLATES, SOUTH CAROLINA ELKS ASSOCIATION SPECIAL LICENSE PLATES, CAROLINA PANTHERS SPECIAL LICENSE PLATES, SHARE THE ROAD SPECIAL LICENSE PLATES, SPECIAL COMMEMORATIVE LICENSE PLATES, HOMEOWNERSHIP: THE AMERICAN DREAM SPECIAL LICENSE PLATES, SONS OF CONFEDERATE VETERANS SPECIAL LICENSE PLATES, FRATERNAL ORDER OF POLICE SPECIAL LICENSE PLATES, UNITED STATES ARMED SERVICES SPECIAL LICENSE PLATES, UNITED STATES NAVAL ACADEMY SPECIAL LICENSE PLATES, UNITED STATES AIR FORCE ACADEMY SPECIAL LICENSE PLATES, ARTS AWARENESS SPECIAL LICENSE PLATES, SALTWATER FISHING SPECIAL LICENSE PLATES, SUPPORT OUR TROOPS SPECIAL LICENSE PLATES, EMERGENCY MEDICAL SERVICE SPECIAL LICENSE PLATES, BOY SCOUTS OF AMERICA AND EAGLE SCOUT SPECIAL LICENSE PLATES, NATIVE AMERICAN SPECIAL LICENSE PLATES, SOUTH CAROLINA PEACH COUNCIL SPECIAL LICENSE PLATES, KOREAN WAR VETERANS SPECIAL LICENSE PLATES, CAREER RESEARCH CENTERS OF THE CAROLINAS SPECIAL LICENSE PLATES, VIETNAM WAR VETERANS SPECIAL LICENSE PLATES, SOUTH CAROLINA AQUARIUM SPECIAL LICENSE PLATES, HUNTING ISLAND STATE PARK SPECIAL LICENSE PLATES, NONPROFIT ORGANIZATION SPECIAL LICENSE PLATES, SPECIAL LICENSE PLATES PRODUCTION AND DISTRIBUTION GUIDELINES, ROTARY INTERNATIONAL SPECIAL LICENSE PLATES, MARINE CORPS LEAGUE SPECIAL LICENSE PLATES, DUCKS UNLIMITED SPECIAL LICENSE PLATES, NASCAR SPECIAL LICENSE PLATES, MORRIS ISLAND LIGHTHOUSE SPECIAL LICENSE PLATES, GOD BLESS AMERICA SPECIAL LICENSE PLATES, NO MORE HOMELESS PETS SPECIAL LICENSE PLATES, HERITAGE CLASSIC FOUNDATION SPECIAL LICENSE PLATES, PARROT HEAD SPECIAL LICENSE PLATES, OPERATION DESERT STORM ‑ DESERT SHIELD VETERANS SPECIAL LICENSE PLATES, OPERATION ENDURING FREEDOM VETERAN SPECIAL LICENSE PLATES, OPERATION IRAQI FREEDOM VETERAN SPECIAL LICENSE PLATES, HISTORIC SPECIAL MOTOR VEHICLE SPECIAL LICENSE PLATES, SOUTH CAROLINA WILDLIFE FEDERATION SPECIAL LICENSE PLATES, 2010‑11 NATIONAL CHAMPIONS SPECIAL LICENSE PLATES, MOTORCYCLE AWARENESS ALLIANCE SPECIAL LICENSE PLATES, SOUTH CAROLINA STANDS WITH ISRAEL SPECIAL LICENSE PLATES, A MOTOR VEHICLE DRIVER’S FAILURE TO STOP WHEN SIGNALED BY A LAW ENFORCEMENT VEHICLE, OPERATING A VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL OR DRUGS, DRIVING WITH AN UNLAWFUL ALCOHOL CONCENTRATION, AND THE IMMOBILIZATION OF CERTAIN VEHICLES, ALL SO AS TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “DEPARTMENT OF MOTOR VEHICLES”, AND TO MAKE TECHNICAL CHANGES; TO AMEND SECTIONS 56‑5‑2945, 56‑5‑2950, 56‑5‑2951, AND 56‑5‑5670, ALL AS AMENDED, 56‑9‑430, 56‑10‑260, 56‑10‑660, AS AMENDED, 56‑11‑500 AND 56‑19‑420, AS AMENDED, AND SECTION 56‑19‑520, ALL RELATING TO THE OFFENSE OF FELONY WHILE DRIVING UNDER THE INFLUENCE OF ALCOHOL, DRUGS, OR A COMBINATION OF THOSE SUBSTANCES, A PERSON WHO DRIVES A MOTOR VEHICLE’S IMPLIED CONSENT TO SUBMIT TO CHEMICAL TESTS TO DETERMINE THE PRESENCE OF ALCOHOL, DRUGS, OR A COMBINATION OF THOSE SUBSTANCES, THE SUSPENSION OF A PERSON’S DRIVER’S LICENSE FOR REFUSAL TO SUBMIT TO TESTING TO DETERMINE CERTAIN LEVELS OF ALCOHOL, THE DUTIES OF DEMOLISHERS, THE SUSPENSION OF A PERSON’S DRIVER’S LICENSE AND MOTOR VEHICLE REGISTRATION FOR THE NONPAYMENT OF A JUDGEMENT, PENALTIES FOR FILING A FALSE CERTIFICATE OR FALSE EVIDENCE TO OBTAIN MOTOR VEHICLE INSURANCE, THE MOTOR VEHICLE INSURANCE DATABASE PROGRAM, THE USE OF REVENUES COLLECTED FROM ROAD TAXES, AND THE DEPARTMENT OF MOTOR VEHICLES’ AUTHORITY TO ENFORCE PROVISIONS RELATING TO MOTOR VEHICLE TITLES, ALL SO AS TO MAKE TECHNICAL CHANGES, TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “DEPARTMENT OF MOTOR VEHICLES”, TO DELETE THE TERM COMPTROLLER GENERAL; TO AMEND SECTIONS 58‑5‑940 AND 58‑27‑50, RELATING TO ASSESSMENTS AGAINST GAS UTILITIES FOR ADMINISTRATIVE EXPENSES AND CHARGES, AND TO POWERS AND DUTIES OF TRANSPORTATION AUTHORITIES, SO AS TO SUBSTITUTE THE TERM “COMPTROLLER GENERAL” FOR THE TERM “DEPARTMENT OF REVENUE”, TO PROVIDE ADDITIONAL PROCEDURES FOR DEFRAYING EXPENSES AND CHARGES INCURRED BY THE PUBLIC SERVICE COMMISSION AND THE OFFICE OF REGULATORY STAFF; AND TO AMEND SECTIONS 59‑101‑185 AND 59‑143‑10, AS AMENDED, RELATING TO FINANCIAL MANAGEMENT AND ACCOUNTING SYSTEMS MAINTAINED BY GOVERNING BOARDS OF STATE INSTITUTIONS OF HIGHER LEARNING AND THE CHILDREN’S EDUCATION ENDOWMENT, SO AS TO SUBSTITUTE THE TERM “STATEWIDE ACCOUNTING AND REPORTING SYSTEM” FOR THE TERM “SOUTH CAROLINA ENTERPRISE INFORMATION SYSTEM”.

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

SECTION 1. Section 2‑65‑60 of the 1976 Code is amended to read:

“Section 2‑65‑60. The Comptroller General shall account for and control expenditures of individual federally funded projects for all agencies using the ~~Statewide Accounting and Reporting~~ South Carolina Enterprise Information System. For continuing federal projects, the board shall certify to the Comptroller General the actual funds approved for each project pursuant to Section 2‑65‑20 of this chapter, and any further adjustments to this amount, based on grant award documentation and pursuant to Section 2‑65‑40 of this chapter. For new federally funded projects, the board shall inform the Comptroller General of funding levels authorized pursuant to Section 2‑65‑30 of this chapter.

The Comptroller General shall authorize expenditures on each project not to exceed the amount certified by the board. Upon request of the board, the House Ways and Means Committee, or the Senate Finance Committee, the Comptroller General shall provide periodic reports of authorization levels, expenditures, revenues, and other data related to the federal projects. Upon request of the board, the House Ways and Means Committee, or the Senate Finance Committee, state agencies shall provide grant award and related actual funding information.”

SECTION 2. Section 4‑9‑150 of the 1976 Code, as last amended by Act 164 of 2005, is further amended to read:

“Section 4‑9‑150. The council shall provide for an independent annual audit of all financial records and transactions of the county and any agency funded in whole by county funds and may provide for more frequent audits as it considers necessary. Special audits may be provided for any agency receiving county funds as the county governing body considers necessary. The audits must be made by a certified public accountant or public accountant or firm of these accountants who have no personal interest, direct or indirect, in the fiscal affairs of the county government or any of its officers. The council may, without requiring competitive bids, designate the accountant or firm annually or for a period not exceeding three years. The designation for any particular fiscal year must be made no later than thirty days after the beginning of the fiscal year. The report of the audit must be made available for public inspection. A copy of the report of the audit must be submitted to the State Treasurer ~~Comptroller General~~ no later than January first each year following the close of the books of the previous fiscal year.

If the report is not timely filed, or within the time extended for filing the report, funds distributed by the Comptroller General to the county in the current fiscal year must be withheld pending receipt of a copy of the report.”

SECTION 3. Section 6‑1‑50 of the 1976 Code, as last amended by Act 57 of 2007, is further amended to read:

“Section 6‑1‑50. Counties and municipalities receiving revenues from state aid, currently known as Aid to Subdivisions, shall submit annually to the Revenue and Fiscal Affairs Office a financial report detailing their sources of revenue, expenditures by category, indebtedness, and other information as the Revenue and Fiscal Affairs Office requires. The Revenue and Fiscal Affairs Office shall determine the content and format of the annual financial report. The financial report for the most recently completed fiscal year must be submitted to the Revenue and Fiscal Affairs Office by January fifteenth of each year. If an entity fails to file the financial report by January fifteenth, then the chief administrative officer of the entity shall be notified in writing that the entity has thirty days to comply with the requirements of this section. The Director of the Revenue and Fiscal Affairs Office may, for good cause, grant a local entity an extension of time to file the annual financial report. Notification by the Director of the Revenue and Fiscal Affairs Office to the ~~Comptroller General~~ State Treasurer that an entity has failed to file

the annual financial report thirty days after written notification to the chief administrative officer of the entity must result in the withholding of ten percent of subsequent payments of state aid to the entity until the report is filed. The Revenue and Fiscal Affairs Office is responsible for collecting, maintaining, and compiling the financial data provided by counties and municipalities in the annual financial report required by this section.”

SECTION 4. Section 8‑15‑65(D) of the 1976 Code, as added by Act 458 of 1996, is amended to read:

“(D) Amounts appropriated for the officers listed in subsection (A)(1), (2), (3), and (4) must be paid to county treasurers in a lump sum at the beginning of the fiscal year and paid to these officers over a twelve‑month period in the same manner that salaries are paid county employees. Amounts appropriated pursuant to this section for the officers listed in subsection (A)(5) and (6) must be administered by the Office of the ~~Comptroller General~~ State Treasurer and paid in accordance with the schedule and method of payment provided for state employees.”

SECTION 5. Section 9‑1‑60(A) of the 1976 Code, as last amended by Act 181 of 1993, is further amended to read:

“(A) The System may develop and implement a program for the administration of a flexible benefits or ‘cafeteria’ plan as defined by Section 125 of the Internal Revenue Code of 1986 for all employees covered by the health and dental insurance plan administered by the System. The plan may not decrease contributions paid to or benefits paid by the System.

~~The South Carolina Department of Highways and Public Transportation is herewith authorized to continue its independent cafeteria or flexible benefits pilot plan and to modify and implement the plan to accomplish maximum available benefits under Internal Revenue Section 125, until such time as the Comptroller General can convert Department of Transportation employees into the state cafeteria plan.~~”

SECTION 6. Section 9‑3‑540 of the 1976 Code is amended to read:

“Section 9‑3‑540. Delinquent payments due under Section 9‑3‑520 must be charged interest compounded annually based on the adjusted prime rate charged by banks, rounded to the nearest full percent. The effective date of the adjustment must be based on the twelve‑month period ending March thirty‑first of any calendar year and must be established by April fifteenth for an effective date of the next first day of July. The adjusted prime rate charged by banks means the average predominant prime rate quoted by commercial banks to large businesses as determined by the Board of Governors of the Federal Reserve System. The adjusted prime rate used must be the adjusted prime rate charged by the bank during March of that year. Delinquent payments may be recovered by action in a court of competent jurisdiction against the political subdivision liable therefor or may, at the request of the state agent, be deducted from any other monies payable to such subdivision by any department or agency of the State. Upon notification of the state agent to the State Treasurer, ~~and~~ Comptroller General, and Department of Revenue as to a delinquency of any payments due under Section 9‑3‑520 or of the failure of any political subdivision to make required reports, any distributions which might otherwise be made to the political subdivision from any funds of the State shall be withheld from such political subdivision until notice from the state agent to the State Treasurer that such political subdivision is no longer in default in its payments or in filing the required reports.”

SECTION 7. Section 11‑3‑20 of the 1976 Code is amended to read:

“Section 11‑3‑20. The Comptroller General shall receive such annual salary as may be provided by the General Assembly. ~~The fees and perquisites of the office shall be paid into the State Treasury.~~”

SECTION 8. Section 11‑3‑50 of the 1976 Code is amended to read:

“Section 11‑3‑50. The Comptroller General shall keep ~~a book~~ an accounting in SCEIS in which all appropriations by the General Assembly shall be entered, with all payments made under them; he shall also keep ~~another book, properly indexed,~~ an accounting in SCEIS in which he shall enter all contingent accounts allowed by the General Assembly and the time at which payment on such accounts shall be made.”

SECTION 9. Section 11‑3‑170 of the 1976 Code is amended to read:

“Section 11‑3‑170. After the approval of the annual appropriation act by the Governor, monies may be obtained from the State Treasury only by drawing vouchers upon the Comptroller General. All vouchers, except for appropriated salaries, shall be accompanied by a classified and itemized statement of expenditures showing in each case the name of the payee and a list of articles purchased or services rendered, together with a certified statement that such articles or services were purchased or rendered exclusively for the purpose or activity for which the appropriation was made. ~~These statements of expenditures shall be prepared on printed forms prescribed by the Comptroller General and they shall be prepared in duplicate, the copy to be retained for the purpose of assisting in the annual audit and as a permanent office record.~~”

SECTION 10. Section 11‑3‑230 of the 1976 Code is amended to read:

“Section 11‑3‑230. Professional and Occupational Licensing Agencies (POLA’S) as specified in Section 11‑5‑210 may establish special comptroller general accounts for crediting testing fees received in excess of amounts appropriated to these agencies for test expenses. Funds credited to these accounts may be used only to pay test expenses. Any account balance at the close of the fiscal year must be remitted to the general fund of the State. These accounts must be designated ‘earmarked other fund accounts’ ~~and funds credited to these accounts must be expended according to the JARC process~~. These accounts may not be used to defer revenue.”

SECTION 11. Section 12‑2‑70(C) and (D) of the 1976 Code is amended to read:

“(C) It is unlawful for a county auditor to neglect or refuse to comply with the requirements of the law in the making up of his duplicate or fail to file with the ~~Comptroller General~~ Department of Revenue the abstracts, vouchers, and settlement sheets within the time required by law.

(D) It is unlawful for a county treasurer, after being notified of his removal or suspension from office, to fail to settle with the county auditor and the ~~Comptroller General~~ Department of Revenue and pay over all state and county monies in his hands to the officers entitled by law to receive them, within ten days after being notified.”

SECTION 12. Section 24‑3‑180 of the 1976 Code, as last amended by Act 237 of 2010, is further amended to read:

“Section 24‑3‑180. Whenever an inmate is discharged from a state prison, the Department of Corrections shall furnish the inmate with a suit of common clothes, if necessary, and transportation from the prison to his home or as near to it as can be done by public conveyances. The cost of transportation and clothes must be paid by the State Treasurer, on the draft of the department, ~~countersigned by the Comptroller General~~ based on a warrant issued.”

SECTION 13. Section 38‑45‑60(A) of the 1976 Code is amended to read:

“(A) As soon after December thirty‑first of each year as may be convenient, the director or his designee shall render an accounting to the State Treasurer of the state portion of the broker’s premium tax rate payment collected showing the counties in which the risk covered by the insurance is located and the State Treasurer shall furnish a duplicate of the accounting to the Comptroller General. The Comptroller General shall draw his ~~warrant~~ warrants on the State Treasurer ~~for~~ allocating one‑fourth of the State’s portion of the broker’s premium tax rate payment collected by the department on property insurance, payable to the county treasurer of the county in which the property is located. The county treasurer shall distribute the broker’s premium tax collected on property insurance in accordance with the requirements of Sections 23‑9‑360 and 23‑9‑470 and Sections 38‑7‑70 and 38‑7‑80.”

SECTION 14. Section 56‑1‑148(D) of the 1976 Code, as added by act 277 of 2010, is amended to read:

“(D) The department shall charge a fee of fifty dollars for affixing the identifying code provided in subsection (B). This fee is in addition to the fee provided for in Section 56‑1‑140. This fee must be placed by the Department of Motor Vehicles ~~Comptroller General~~ into a special restricted account to be used by the department to defray expenses associated with this section.”

SECTION 15. Section 56‑1‑170(B)(3) of the 1976 Code is amended to read:

“(3) The fee for each special restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Of this fee, twenty dollars must be distributed to the general fund and eighty dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses of ~~the Department of Motor Vehicles~~.”

SECTION 16. Section 56‑1‑171(C) of the 1976 Code, as added by Act 46 of 2007, is amended to read:

“(C) The fee for a special route‑restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Twenty dollars of this fee must be deposited in the state general fund and eighty dollars must be placed by the ~~Comptroller General~~ department into a special restricted account ~~to be used by the Department of Motor Vehicles~~ to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~.”

SECTION 17. Section 56‑1‑220(B) of the 1976 Code is amended to read:

“(B) During the fifth year of a ten‑year license, the licensee must submit by mail to the department a certificate from an ophthalmologist or optometrist licensed in any state or appear in person at a department office to complete a vision screening. If a licensee fails to submit a certificate or fails to appear in person, the licensee must be fined fifty dollars. The department shall waive the fine if the person completes the requirements of this section within ninety days after the end of the fifth year of a ten‑year license. This fine must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the department to defray the expenses incurred by this section. Interest accrued by this account must remain in this account.”

SECTION 18. The first paragraph of Section 56‑1‑286(D) of the 1976 Code, as last amended by Act 201 of 2008, is further amended to read:

“(D) A test must be administered at the direction of the primary investigating law enforcement officer. At the officer’s direction, the person first must be offered a breath test to determine the person’s alcohol concentration. If the person physically is unable to provide an acceptable breath sample because the person has an injured mouth or is unconscious or dead, or for any other reason considered acceptable by licensed medical personnel, a blood sample may be taken. The breath test must be administered by a person trained and certified by the South Carolina Criminal Justice Academy, pursuant to the State Law Enforcement Division’s policies. The primary investigating officer may administer the test. Blood samples must be obtained by physicians licensed by the State Board of Medical Examiners, registered nurses licensed by the State Board of Nursing, or other medical personnel trained to obtain these samples in a licensed medical facility. Blood samples must be obtained and handled in accordance with procedures approved by the division. The division shall administer the provisions of this subsection and shall promulgate regulations necessary to carry out the subsection’s provisions. The costs of the tests administered at the officer’s direction must be paid from the State’s general fund. However, if the person is subsequently convicted of violating Section 56‑5‑2930, 56‑5‑2933, or 56‑5‑2945, then, upon conviction, the person shall pay twenty‑five dollars for the costs of the tests. The twenty‑five dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the State Law Enforcement Division to offset the costs of administration of the breath testing devices, breath testing site video program, and toxicology laboratory.”

SECTION 19. Section 56‑1‑390(2) of the 1976 Code, as last amended by Act 176 of 2005, is further amended to read:

“(2) The fees collected by the Department of Motor Vehicles under this provision must be distributed as follows: seventy dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the Department of Motor Vehicles to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~, and one dollar must be credited to the ‘Keep South Carolina Beautiful Fund’ established pursuant to Section 56‑3‑3950. From the ‘Keep South Carolina Beautiful Fund’, the Department of Transportation shall expend funds necessary to employ, within the Department of Transportation, a person with training in horticulture to administer a program for beautifying the rights‑of‑way along state highways and roads. The remainder of the fees collected pursuant to this section must be credited to the Department of Transportation State Non‑Federal Aid Highway Fund as provided in the following schedule based on the actual date of receipt by the Department of Motor Vehicles:

Fees and Penalties General Fund Department of

Collected After of the State Transportation

State Non‑Federal Aid

Highway Fund

June 30, 2005 60 percent 40 percent

June 30, 2006 20 percent 80 percent

June 30, 2007 0 percent 100 percent.”

SECTION 20. Section 56‑1‑395(G) of the 1976 Code, as added by Act 273 of 2010, is amended to read:

“(G) The payment program administrative fee of thirty‑five dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray its expenses.”

SECTION 21. Section 56‑1‑400(A) of the 1976 Code, as last amended by Act 158 of 2014, is further amended to read:

“(A) The Department of Motor Vehicles, upon suspending or revoking a license, shall require that the license be surrendered to the department. At the end of the suspension period, other than a suspension for reckless driving, driving under the influence of intoxicants, driving with an unlawful alcohol concentration, felony driving under the influence of intoxicants, or pursuant to the point system, the department shall issue a new license to the person. If the person has not held a license within the previous nine months, the department shall not issue or restore a license which has been suspended for reckless driving, driving under the influence of intoxicants, driving with an unlawful alcohol concentration, felony driving under the influence of intoxicants, or for violations under the point system, until the person has filed an application for a new license, submitted to an examination as upon an original application, and satisfied the department, after an investigation of the person’s driving ability, that it would be safe to grant the person the privilege of driving a motor vehicle on the public highways. The department, in the department’s discretion, where the suspension is for a violation under the point system, may waive the examination, application, and investigation. A record of the suspension must be endorsed on the license issued to the person, showing the grounds of the suspension. If a person is permitted to operate a motor vehicle only with an ignition interlock device installed pursuant to Section 56‑5‑2941, the restriction on the license issued to the person must conspicuously identify the person as a person who only may drive a motor vehicle with an ignition interlock device installed, and the restriction must be maintained on the license for the duration of the period for which the ignition interlock device must be maintained pursuant to Section 56‑1‑286, 56‑5‑2945, 56‑5‑2947 except if the conviction was for Section 56‑5‑750, 56‑5‑2951, or 56‑5‑2990. For purposes of Title 56, the license must be referred to as an ignition interlock restricted license. The fee for an ignition interlock restricted license is one hundred dollars, which shall be placed into a special restricted account by the ~~Comptroller General to be used by the~~ Department of Motor Vehicles to defray the department’s expenses. Unless the person establishes that the person is entitled to the exemption set forth in subsection (B), no ignition interlock restricted license may be issued by the department without written notification from the authorized ignition interlock service provider that the ignition interlock device has been installed and confirmed to be in working order. If a person chooses to not have an ignition interlock device installed when required by law, the license will remain suspended indefinitely. If the person subsequently decides to have the ignition interlock device installed, the device must be installed for the length of time set forth in Section 56‑1‑286, 56‑5‑2945, 56‑5‑2947 except if the conviction was for Section 56‑5‑750, 56‑5‑2951, or 56‑5‑2990. This provision does not affect nor bar the reckoning of prior offenses for reckless driving and driving under the influence of intoxicating liquor or narcotic drugs, as provided in Article 23, Chapter 5 of this title.”

SECTION 22. Section 56‑1‑460(A)(1)(e)(iii) of the 1976 Code, as last amended by Act 273 of 2010, is further amended to read:

“(iii) The fee for a route restricted driver’s license issued pursuant to this item is one hundred dollars, but no additional fee is due when changes occur in the place and hours of employment, education, or residence. Of this fee, eighty dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the Department of Motor Vehicles’~~ its expenses. The remainder of the fees collected pursuant to this item must be credited to the Department of Transportation State Non‑Federal Aid Highway Fund.”

SECTION 23. Section 56‑1‑550 of the 1976 Code, as added by Act 353 of 2008, is amended to read:

“Section 56‑1‑550. The Department of Motor Vehicles may collect a fee not to exceed twenty dollars per document to expedite a request for copies of documents and records it maintains. This fee is in addition to the normal fees associated with the request. Expedited requests must be available within seventy‑two hours of receipt of the request and standard requests within thirty days. Nothing in this section may be construed as circumventing the requirements of Section 30‑4‑30 of the Freedom of Information Act. The funds collected pursuant to this section must be placed into a special restricted account by the ~~Comptroller General~~ department to be used ~~by the Department of Motor Vehicles~~ to defray its expenses.”

SECTION 24. Section 56‑1‑740(B)(3) of the 1976 Code, as last amended by Act 176 of 2005, is further amended to read:

“(3) The fee for each special restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Of this fee, eighty dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~. The remainder of the fees collected pursuant to this section must be credited to the Department of Transportation State Non‑Federal Aid Highway Fund as provided in the following schedule based on the actual date of receipt by the Department of Motor Vehicles:

Fees and Penalties General Fund Department of

Collected After, of the State Transportation

State Non‑Federal Aid

Highway Fund

June 30, 2005 60 percent 40 percent

June 30, 2006 20 percent 80 percent

June 30, 2007 0 percent 100 percent.”

SECTION 25. Section 56‑1‑746(D)(3) of the 1976 Code is amended to read:

“(3) The fee for a special restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Twenty dollars of this fee must be deposited in the state general fund and eighty dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses of the ~~Department of Motor Vehicles~~.”

SECTION 26. Section 56‑1‑2080(A)(1) of the 1976 Code, as last amended by Act 353 of 2008, is amended to read:

“(1) A person may not be issued a commercial driver’s license unless that person is a resident of this State and has passed a knowledge and skills test for driving a commercial motor vehicle which complies with the minimum federal standards established by 49 C.F.R. Part 383, subparts F, G, and H and has satisfied all other requirements of the CMVSA as well as any other requirements imposed by state law or federal regulation. The tests must be prescribed and conducted by the department. The first commercial driver’s license skills test administered by the department to an individual is free of charge; thereafter, the Department of Motor Vehicles is authorized to charge a fee of twenty‑five dollars for each subsequent commercial driver’s license skills test administered to that individual. State agency and school district employees who are required to possess a commercial driver’s license in the course of their normal job duties are exempt from this requirement. This fee must be placed into a special restricted account by the Department of Motor Vehicles ~~Comptroller General~~ to be used by the ~~Department of Motor Vehicles~~ department to defray its expenses.”

SECTION 27. Section 56‑3‑210(B) of the 1976 Code is amended to read:

“(B) The Department of Motor Vehicles or the county auditor’s office must, upon proper application, issue a temporary license plate designed by the Department of Motor Vehicles to a casual seller or buyer of a vehicle pursuant to subsection (A) of this section. The county auditor’s office may obtain temporary license plates from the Department of Motor Vehicles. If the applicant is a casual buyer of a vehicle, the Department of Motor Vehicles or the county auditor’s office must insert clearly and indelibly on the face of the temporary license plate the date of expiration and other information the Department of Motor Vehicles may require. If the applicant is the casual seller of a vehicle, at the time of the sale, he must insert clearly and indelibly on the face of the temporary license plate the date of expiration and other information the Department of Motor Vehicles may require. The expiration date may not extend beyond forty‑five days from the vehicle’s date of purchase. Neither the casual seller nor the casual buyer may place the temporary license plate on the vehicle until the sale has been completed. The bill of sale, title, rental contract, or a copy of either document must be maintained in the vehicle at all times to verify the vehicle’s date of purchase to a law enforcement officer. The bill of sale, title, rental contract, or a copy of either document must provide a description of the vehicle, the name and address of both the seller and purchaser of the vehicle, and its date of sale. A casual seller who issues a temporary license plate or allows a temporary license plate to be issued in violation of this subsection is guilty of a misdemeanor and, upon conviction, must be fined one hundred dollars for each occurrence. The Department of Motor Vehicles may charge a five dollar fee for the temporary license plate which the ~~Comptroller General~~ department must place into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray its expenses associated with the production and issuance of the temporary license plates. The county auditor’s office also may charge a five dollar fee for the temporary license plate to defray the expenses of the county auditor’s office associated with the production and issuance of the temporary license plates.”

SECTION 28. Section 56‑3‑355 of the 1976 Code is amended to read:

“Section 56‑3‑355. The Department of Motor Vehicles must suspend, revoke, or not issue a registration card and license plate to a person for a commercial motor vehicle greater than twenty‑six thousand pounds which operates with an apportioned license plate if the commercial motor carrier who is responsible for the safety of the vehicle has been prohibited from operating by a federal agency. The registrant must promptly surrender to the department any item suspended or revoked under this section. If the registrant unlawfully refuses to surrender the suspended or revoked items as required under this section, the department, through its designated agents or by request to a county or municipal law enforcement agency, shall take possession of the suspended or revoked license plate and registration card. A registration card or license plate may not be reissued for that vehicle until the motor carrier has been allowed to operate by a federal agency or the vehicle is properly transferred to a motor carrier that is not prohibited from operating by a federal agency. Before a suspended vehicle registration card can be reinstated, a fee of fifty dollars for each registration card suspension must be paid to the department. The fifty dollar fee must be placed in a special restricted account by the ~~Comptroller General~~ Department of Motor Vehicles to be used by the department to offset the expenses of administering the Performance and Registration Information Systems Management Program.”

SECTION 29. Section 56‑3‑662 of the 1976 Code is amended to read:

“Section 56‑3‑662. The Department of Motor Vehicles shall charge a fee of five dollars for each identifier. The five‑dollar identifier fee must be remitted to the general fund. The Department of Motor Vehicles may promulgate regulations pursuant to this section. The five‑dollar fee collected pursuant to this section must be placed in a special restricted account by the ~~Comptroller General~~ Department of Motor Vehicles to be used by the Department of Public Safety for the administration and enforcement of the provisions contained in Articles 3 and 5, ~~of~~ Chapter 23, Title 58, and for the building or renovation of weigh stations. All unexpended funds from prior years collected under this section may be retained and carried forward by the Department of Public Safety and used for these purposes.”

SECTION 30. Section 56‑3‑1230(A) of the 1976 Code, as last amended by Act 57 of 2005, is further amended to read:

“(A) License plates must be at least six inches wide and not less than twelve inches in length and must show in bold characters the year of registration, the serial number, the full name or the abbreviation of the name of the State, and other distinctive markings the department may consider advisable to indicate the class of the weight of the vehicle for which the license plate was issued. The plate must be of a strength and quality to provide a minimum service of five years. A new license plate including personalized and special plates, but excluding license plates provided in Sections 56‑3‑660 and 56‑3‑670, must be provided by the department at intervals the department considers appropriate, but at least every six years. A new license plate for vehicles contained in Sections 56‑3‑660 and 56‑3‑670 must be provided by the department at intervals the department considers appropriate. Beginning with the vehicle registration and license fees required by this title which are collected after July 1, 2002, except for the fees collected pursuant to Sections 56‑3‑660 and 56‑3‑670, two dollars of each biennial fee and one dollar of each annual fee collected from the vehicle owner must be placed by the ~~Comptroller General~~ department in a special restricted account to be used solely by the ~~Department of Motor Vehicles~~ department for the costs associated with the production and issuance of new license plates. The department is not authorized to use this set aside money for any other purpose. License plates issued for vehicles in excess of twenty‑six thousand pounds must be issued biennially, and no revalidation sticker may be issued for the plates. License plates issued as permanent may be revalidated and replaced at intervals determined by the department.”

SECTION 31. Section 56‑3‑1290 of the 1976 Code, as last amended by Act 353 of 2008, is further amended to read:

“Section 56‑3‑1290. The Department of Motor Vehicles, upon application and the payment of a fee of ten dollars, shall transfer the license plate assigned for one vehicle to another vehicle of the same general type owned or leased by the same person without a paid tax receipt for the vehicle. However, subsequent transfers of a license plate to the same vehicle may not be processed without a paid tax receipt based upon the value of the vehicle to which the plate is being transferred. Three dollars of the fees paid pursuant to this section must be deposited in the state general fund, and the remaining seven dollars must be placed into a special restricted account by the ~~Comptroller General~~ department ~~to be used by the Department of Motor Vehicles~~ to defray its expenses.”

SECTION 32. Section 53‑3‑1335 of the 1976 Code, as added by Act 267 of 2006, is amended to read:

“Section 53‑3‑1335. The Department of Motor Vehicles shall suspend a motor vehicle’s current registration and shall not register or reregister a motor vehicle that was operated when its driver failed to pay a toll and whose owner has an outstanding judgment for failure to pay a toll pursuant to Section 57‑5‑1495(E) entered against him. The suspension or denial of registration or reregistration shall remain in effect until the judgment is satisfied, evidence of the satisfaction has been provided to the Department of Motor Vehicles, and a reinstatement fee of fifty dollars has been paid. The reinstatement fee collected must be placed by the ~~Comptroller General~~ department into a special restricted account ~~to be used by the Department of Motor Vehicles~~ to defray the costs associated with this section.”

SECTION 33. Section 56‑3‑2545 of the 1976 Code, as added by Act 200 of 2002, is amended to read:

“Section 56‑3‑2545. Of the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering this special license plate. The remaining fees collected pursuant to this section must be credited to the South Carolina Conservation Bank Trust Fund established pursuant to Section 48‑59‑60 ~~of the 1976 Code~~.”

SECTION 34. Section 56‑3‑3500(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray the expenses of the ~~Department of Motor Vehicles~~ department in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be distributed to Penn Center, Inc., to support its activities.”

SECTION 35. Section 56‑3‑3600(B) of the 1976 Code is amended to read:

“(B) Of the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray the expenses of the Department of Motor Vehicles in producing and administering this special license plate. The remaining funds collected from the special motor vehicle license fee must be distributed to the South Carolina Nurses Foundation to endow scholarships for all of the State’s registered nursing programs.”

SECTION 36. Section 56‑3‑3800(A) of the 1976 Code, as last amended by Act 347 of 2008, is further amended to read:

“(A) The Department of Motor Vehicles may issue motor vehicle license plates to members of the American Legion for private motor vehicles and motorcycles registered in their names. The fee for this special license plate must be the regular motor vehicle license fee contained in Article 5, Chapter 3 of this title, the special fee required by Section 56‑3‑2020, and an additional special fee of forty dollars that must be distributed to the South Carolina American Legion. The forty‑dollar special fee must be deposited in an account designated by the South Carolina American Legion, and must be used to off‑set the expenses associated with the South Carolina Boys and Girls State Program. Notwithstanding any other provision of law, of the fees collected in accordance with Section 56‑3‑2020 for the special license plate, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray the expenses of the ~~Department of Motor Vehicles~~ department in producing and administering the special plate. The license plates issued pursuant to this section must conform to a design agreed to by the department and the chief executive officer of the organization.”

SECTION 37. Section 56‑3‑3950 of the 1976 Code, as last amended by Act 31 of 2005, is further amended to read:

“Section 56‑3‑3950. The department may issue a special commemorative ‘Keep It Beautiful’ motor vehicle license plate for use by owners on their private passenger motor vehicles to establish a special fund to be used by the Department of Transportation for the purposes of enhancing the state’s roads and highways. These enhancements may include landscaping, wildflower plantings, scenic easements, or other highway enhancement projects. The Department of Transportation, in implementing this program, may not expend beautification funds for wildflowers without prior approval of the South Carolina Department of Agriculture. The Department of Agriculture shall ensure, before granting approval, that the varieties of wildflowers used in beautification are not harmful to agriculture at or near a proposed project. The biennial fee for the commemorative license plate is fifty‑four dollars. Notwithstanding any other provision of law, of the fees collected for this special license plate, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the Department of Motor Vehicles to defray the department’s expenses in producing and administering this special license plate. Any remaining funds must be placed in a special ‘Highway Beautification Fund’ established within and administered by the Department of Transportation. This biennial fee is in addition to the regular motor vehicle registration fee set forth in Article 5, Chapter 7 of this title. The commemorative plate must be of the same size and general design of regular motor vehicle license plates and must be imprinted with the words ‘Keep It Beautiful’. The plates must be issued or revalidated for a biennial period which expires twenty‑four months from the month they are issued.”

SECTION 38. Section 56‑3‑4100(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, of the fees collected for the special license plate, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the Department of Motor Vehicles to defray the expenses of the ~~Department of Motor Vehicle~~ department in producing and administering the special license plate. Any remaining funds must be deposited in a special account, separate and apart from the general fund, designated for use by the South Carolina Elks Association to be used to support its Alzheimer’s state project.”

SECTION 39. Section 56‑3‑4200(C) of the 1976 Code is amended to read:

“(C) Notwithstanding another provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the department to defray the expenses of the department in producing and administering the plates. The remaining funds collected from the special motor vehicle license fee must be distributed to the South Carolina Department of Parks, Recreation and Tourism and used by the State Park Service for recreational enhancements and improvements.”

SECTION 40. Section 56‑3‑4410(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be distributed to the Palmetto Cycling Coalition, Inc., or another nonprofit fund designated by the Palmetto Cycling Coalition, Inc., for the promotion of bicycling safety and education programs. Any remaining funds must be administered by the Palmetto Cycling Coalition, Inc., used only for efforts to promote bicycle safety and education programs, and deposited in an appropriate nonprofit account designated by the Palmetto Cycling Coalition, Inc.”

SECTION 41. Section 56‑3‑4510(C) of the 1976 Code, as added by Act 79 of 2009, is amended to read:

“(C) Of the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering this special license plate collection. The remaining funds collected from each special motor vehicle license plate fee must be deposited in the Game Protection Fund provided for in Title 50.”

SECTION 42. Section 56‑3‑4600(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the department ~~Comptroller General~~ shall place sufficient funds into a special restricted account to be used by the department ~~Department of Motor Vehicles~~ to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be administered by the South Carolina Association of Realtors and deposited in an appropriate nonprofit account designated by the association for distribution to Habitat for Humanity International or another nonprofit fund designated by the association for the construction of new homes for low income families in South Carolina.”

SECTION 43. Section 56‑3‑4800(B) of the 1976 Code is amended to read:

“(B) Of the fees collected pursuant to this section, the department ~~Comptroller General~~ shall place sufficient funds into a special restricted account to be used by the department ~~Department of Motor Vehicles~~ to defray ~~the~~ its expenses ~~of the department~~ in producing and administering this special license plate. The remaining funds collected from the special motor vehicle license fee must be distributed to the South Carolina Division of the Sons of Confederate Veterans.”

SECTION 44. Section 56‑3‑5400(B) of the 1976 Code, as added by Act 54 of 2005, is amended to read:

“(B) Of the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place the regular motor vehicle license fee into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department. The remaining funds collected from the special motor vehicle license fee must be distributed to the State Lodge of the Fraternal Order of Police to be used to support the families of officers killed in the line of duty.”

SECTION 45. Section 56‑3‑6000(B) of the 1976 Code, as last amended by Act 272 of 2012, is further amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the department ~~Comptroller General~~ shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license plate fee must be disbursed in equal amounts to the various county Veterans’ Administration offices to be used for operational expenses.”

SECTION 46. Section 56‑3‑6500 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑6500. The Department of Motor Vehicles may issue ‘United States Naval Academy’ special license plates to owners of private passenger motor vehicles registered in their names. The applicant must be a graduate of the United States Naval Academy. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of thirty dollars. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray the costs of production and distribution must be distributed to the United States Naval Academy Alumni Association.”

SECTION 47. Section 56‑3‑7050 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7050. The Department of Motor Vehicles may issue ‘United States Air Force Academy’ special license plates to owners of private passenger motor vehicles registered in their names. The applicant must be a graduate of the United States Air Force Academy. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of thirty dollars. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray the costs of production and distribution must be distributed to the United States Air Force Academy Alumni Association.”

SECTION 48. Section 56‑3‑7200(B) of the 1976 Code, as added by Act 55 of 2005, is amended to read:

“(B) Of the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering this special license plate. The remaining funds collected from the special motor vehicle license fee must be deposited in a separate fund for the South Carolina Arts Commission and be used solely to support activities that build a thriving arts environment in South Carolina.”

SECTION 49. Section 56‑3‑7300(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be deposited in a special account, separate and apart from the general fund, established within and administered by the Department of Natural Resources to manage and conserve the marine resources of the State.”

SECTION 50. Section 56‑3‑7310 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7310. The Department of Motor Vehicles may issue ‘Support Our Troops’ special license plates to owners of private passenger motor vehicles registered in their names. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of thirty dollars. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to Support Our Troops, Inc.”

SECTION 51. Section 56‑3‑7320 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7320. The Department of Motor Vehicles may issue ‘Emergency Medical Service’ special license plates to owners of private passenger motor vehicles registered in their names. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of thirty dollars. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the South Carolina Emergency Medical Services Association.”

SECTION 52. Section 56‑3‑7330(A) of the 1976 Code, as last amended by Act 272 of 2012, is further amended to read:

“(A) The Department of Motor Vehicles may issue ‘Boy Scouts of America’ special license plates to owners of private passenger motor vehicles, as defined in Section 56‑3‑630, or motorcycles as defined in Section 56‑3‑20, registered in their names. The requirements for production, collection, and distribution of fees for the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of thirty dollars. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the South Carolina Indian Waters Council, Boy Scouts of America, to then be distributed to the other five Boy Scout councils serving counties in South Carolina.”

SECTION 53. Section 56‑3‑7340 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7340. ~~(A)~~ The Department of Motor Vehicles may issue ‘Native American’ special license plates to owners of private passenger motor vehicles registered in their names. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of thirty dollars. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the Native American Prison Program of South Carolina.”

SECTION 54. Section 56‑3‑7350 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7350. The Department of Motor Vehicles may issue ‘South Carolina Peach Council’ special license plates to owners of private passenger motor vehicles registered in their names. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of seventy dollars. Any portion of the additional seventy‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the South Carolina Peach Council.”

SECTION 55. Section 56‑3‑7360 of the 1976 Code, as last amended by Act 253 of 2012, is further amended to read:

“Section 56‑3‑7360. The Department of Motor Vehicles may issue ‘Korean War Veterans’ special license plates to owners of private passenger motor vehicles and motorcycles registered in their names who are Korean War Veterans who served on active duty at anytime during the Korean War. The applicant must present the department with a DD214 or other official documentation that states that he served on active duty upon initial application for this special license plate. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of twenty dollars. Any portion of the additional twenty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the state general fund.”

SECTION 56. Section 56‑3‑7370 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7370. The Department of Motor Vehicles may issue ‘Cancer Research Centers of the Carolinas’ special license plates to owners of private passenger motor vehicles registered in their names. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of fifteen dollars. Any portion of the additional fifteen‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the Mary Crawley Medical Cancer Research Foundation to provide funding for the Cancer Research Centers of the Carolinas.”

SECTION 57. Section 56‑3‑7780(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be placed in the state’s general fund.”

SECTION 58. Section 56‑3‑7800 of the 1976 Code, as added by Act 398 of 2006, is amended to read:

“Section 56‑3‑7800. The Department of Motor Vehicles may issue ‘South Carolina Aquarium’ special license plates to owners of private passenger motor vehicles registered in their names. The requirements for production and distribution of the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of fifty dollars. Any portion of the additional fifty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray costs of production and distribution must be distributed to the South Carolina Aquarium.”

SECTION 59. Section 56‑3‑7950(B) of the 1976 Code, as added by Act 287 of 2006, is amended to read:

“(B) Of the fees collected pursuant to this section, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering this special license plate. The remaining funds collected from the special motor vehicle license fee must be distributed to The Friends of Hunting Island State Park, Inc., for use on projects benefiting Hunting Island State Park.”

SECTION 60. Section 56‑3‑8000(E), of the 1976 Code, as last amended by Act 398 of 2006, and (H), as last amended by Act 56 of 2013, is further amended to read:

“(E) Of the additional fee collected pursuant to subsections (A) and (D), the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray the expenses of producing and administering special license plates.

(H) The ~~Comptroller General~~ department shall place the six thousand eight hundred dollar application fee pursuant to subsection (G)(1) into a restricted account to be used by the department to defray the initial cost of producing the special license plate.”

SECTION 61. Section 56‑3‑8100(B) of the 1976 Code, as last amended by Act 56 of 2013, and (F), as added by Act 90 of 2007, is further amended to read:

“(B) The ~~Comptroller General~~ department shall place the six thousand eight hundred dollar application fee pursuant to subsection (A)(1) into a restricted account to be used by the department to defray the initial cost of producing the special license plate.

(F) Of the additional fee collected pursuant to subsections (D) and (E), the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicle~~s to defray the expenses of producing and administering special license plates.”

SECTION 62. Section 56‑3‑8200(A) of the 1976 Code, as last amended by Act 398 of 2006, is further amended to read:

“(A) The Department of Motor Vehicles may issue motor vehicle license plates to members of Rotary International for private passenger motor vehicles registered in their names. The fee for this special license plate must be the regular motor vehicle license fee contained in Article 5, Chapter 3 of this title, and an additional special fee of fifty dollars which must be distributed to the Rotary District in which the purchaser’s home club is located in this State. The department must report to the South Carolina Rotary District designee the district chosen as a result of the license plate issuance to which this fee must be distributed. The fee must be deposited in an account designated by each South Carolina Rotary District, and must be distributed properly by each district. Notwithstanding any other provision of law, of the fees collected for the special license plate, the ~~Comptroller General~~ department shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special plate. The license plates issued pursuant to this section must conform to a design agreed to by the department and the chief executive officer of the organization.”

SECTION 63. Section 56‑3‑8300(A) of the 1976 Code, as last amended by Act 347 of 2008, is further amended to read:

“(A) The Department of Motor Vehicles may issue special motor vehicle license plates to members of the Marine Corps League for private passenger motor vehicles and motorcycles registered in their names. The fee for this license plate is the fee set forth for special license plates in Section 56‑3‑8100. Any portion of the additional thirty‑dollar fee not set aside by the ~~Comptroller General~~ department to defray the costs of production and distribution must be distributed to the South Carolina Department of the Marine Corps League. The license plates issued pursuant to this section must conform to a design agreed to by the department and the chief executive officer of the organization.”

SECTION 64. Section 56‑3‑8600(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering the plates. The remaining funds collected from the special motor vehicle license fee must be distributed to the South Carolina Ducks Unlimited State Committee for wetlands conservation projects in South Carolina. Any remaining funds must be administered by the South Carolina Ducks Unlimited State Committee and deposited in an appropriate nonprofit account designated by the South Carolina Ducks Unlimited State Committee.”

SECTION 65. Section 56‑3‑8710(C) of the 1976 Code, as last amended by Act 65 of 2009, is further amended to read:

“(C) From the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the department to defray the expenses of producing the special license plates. The remaining funds must be distributed in the following manner:

(1) one‑half deposited in a special account, separate and apart from the General Fund, designated the ‘South Carolina Children’s Emergency Shelter Fund’ established within and administered for use by the Department of Social Services. The Department of Social Services shall distribute at least one‑half of the funds from the special account to the South Carolina Association of Children’s Homes and Family Services for the benefit of the South Carolina children’s emergency shelters. Funds distributed to the South Carolina Association of Children’s Homes and Family Services may be used only for providing donations to support the South Carolina children’s emergency shelters. Funds received by the South Carolina Association of Children’s Homes and Family Services pursuant to this section must be deposited in an appropriate nonprofit account designated by the South Carolina Association of Children’s Homes and Family Services;

(2) one‑fourth deposited in a special account, separate and apart from the General Fund, designated the ‘South Carolina Sports Development Office Fund’ established within and administered for use by the Department of Parks, Recreation and Tourism to promote the South Carolina Sports Development Office; and

(3) one‑fourth deposited in a special account, separate and apart from the General Fund designated the ‘NASCAR License Plate Highway Safety Fund’ established within and administered for use by the Department of Public Safety to promote highway safety in conjunction with the Department of Transportation and NASCAR or a NASCAR driver or team.”

SECTION 66. Section 56‑3‑9400(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be distributed to Save the Light, Inc., or another nonprofit fund designated by Save the Light, Inc., for the restoration and preservation of the Morris Island Lighthouse. Any remaining funds must be administered by Save the Light, Inc., used only for efforts to restore and preserve the Morris Island Lighthouse, and deposited in an appropriate nonprofit account designated by Save the Light, Inc.”

SECTION 67. Section 56‑3‑9500(B) of the 1976 Code is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be designated for use by the South Carolina National Guard for homeland security.”

SECTION 68. Section 56‑3‑9600(B) of the 1976 Code, as last amended by Act 158 of 2005, is further amended to read:

“(B) Notwithstanding any other provision of law, of the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be deposited in a special account, separate and apart from the general fund, designated for use by the South Carolina Department of Agriculture to support local animal spaying and neutering programs. The South Carolina Department of Agriculture may use up to ten percent of the fees deposited in the special account for the administration of the program. Local private nonprofit tax exempt organizations offering animal spaying and neutering programs may apply for grants from this fund to further their tax exempt purposes. Grants must be awarded not more than once a year, and an applicant must receive as a grant an amount of the total revenues in the fund multiplied by the percentage that the applicant’s caseload in the preceding calendar year was of the total caseload of all applicants in that year.”

SECTION 69. Section 56‑3‑9710(B) of the 1976 Code is amended to read:

“(B) Of the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering this special license plate. The remaining funds collected from the special motor vehicle license fee must be distributed to the Heritage Classic Foundation.”

SECTION 70. Section 56‑3‑10010(B) of the 1976 Code, as added by Act 286 of 2006, is amended to read:

“(B) From the fees collected pursuant to this article, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the department to defray the expenses associated with producing and administering the distribution of the license plate. The remaining funds collected from the special motor vehicle license fee shall be distributed to the South Carolina Parrot Head Club Council, which shall only use the funds to support the Palmetto Chapter of the Alzheimer’s Association and the Upstate South Carolina Chapter of the Alzheimer’s Association.”

SECTION 71. Section 56‑3‑10110(B) of the 1976 Code, as added by Act 297 of 2008, is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be placed in the state’s general fund.”

SECTION 72. Section 56‑3‑10210(B) of the 1976 Code, as added by Act 297 of 2008, is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the departmen~~t in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be placed in the state’s general fund.”

SECTION 73. Section 56‑3‑10310(B) of the 1976 Code, as added by Act 297 of 2008, is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be placed in the state’s general fund.”

SECTION 74. Section 56‑3‑11450 of the 1976 Code, as added by Act 272 of 2012, is amended to read:

“Section 56‑3‑11450. The fee for the plate is the regular motor vehicle registration fee contained in Article 5, Chapter 3 of this title and a special motor vehicle license fee of thirty‑five dollars. Notwithstanding another provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license fee must be placed in the state’s general fund.”

SECTION 75. Section 56‑3‑12610(B) of the 1976 Code, as added by Act 272 of 2012, is amended to read:

“(B) Notwithstanding another provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the department to defray ~~the~~ its expenses ~~of the department~~ in producing and administering the plates. The remaining funds collected from the special motor vehicle license fee must be distributed to the South Carolina Wildlife Federation for conservation programs in South Carolina.”

SECTION 76. Section 56‑3‑13010(C) of the 1976 Code, as added by Act 272 of 2012, is amended to read:

“(C) The requirements for production, collection, and distribution of fees for the plate are those set forth in Section 56‑3‑8100. The biennial fee for this plate is the regular registration fee set forth in Article 5, Chapter 3 of this title plus an additional fee of seventy dollars. Any portion of the additional seventy‑dollar fee not set aside by the ~~Comptroller Genera~~l Department of Motor Vehicles to defray costs of production and distribution must be distributed to the fund established for the University of South Carolina pursuant to Section 56‑3‑3710(B) used for the purposes provided in that section.”

SECTION 77. Section 56‑3‑13310(B) of the 1976 Code, as added by Act 56 of 2013, is amended to read:

“(B) Notwithstanding any other provision of law, from the fees collected pursuant to this section, the ~~Comptroller General~~ Department of Motor Vehicles shall place sufficient funds into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~ in producing and administering the special license plates. The remaining funds collected from the special motor vehicle license plate fee must be distributed to the Motorcycle Awareness Alliance for the promotion of motorcycle safety, education and awareness programs and deposited into an appropriate nonprofit account designated by the Motorcycle Awareness Alliance.”

SECTION 78. Section 56‑3‑13610(B) of the 1976 Code, as added by Act 202 of 2014, is amended to read:

“(B) The requirements for production, collection, and distribution of fees for this license plate are those set forth in Section 56‑3‑8100. Any portion of the fees collected pursuant to this article, not set aside by the ~~Comptroller General~~ Department of Motor Vehicles to defray the expenses associated with producing and administering the distribution of the license plate, must be distributed to Chabad of Charleston, Inc.”

SECTION 79. Section 56‑5‑750(G)(3) of the 1976 Code is amended to read:

“(3) The fee for each special restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Of this fee twenty dollars must be distributed to the general fund and eighty dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~.”

SECTION 80. Section 56‑5‑2930(F) and (G) of the 1976 Code, as last amended by Act 201 of 2008, is further amended to read:

“(F) One hundred dollars of each fine imposed pursuant to this section must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the Department of Public Safety for the Highway Patrol.

(G) Two hundred dollars of the fine imposed pursuant to subsection (A)(3) must be placed ~~by the Comptroller General~~ into a special restricted account, established by the Comptroller General, to be used by the State Law Enforcement Division to offset the costs of administration of the breath testing devices, breath testing site video program, and toxicology laboratory.”

SECTION 81. Section 56‑5‑2933(F) and (G) of the 1976 Code, as last amended by Act 201 of 2008, is further amended to read:

“(F) One hundred dollars of each fine imposed pursuant to this section must be placed ~~by the Comptroller General~~ into a special restricted account, established by the Comptroller General, to be used by the Department of Public Safety for the Highway Patrol.

(G) Two hundred dollars of the fine imposed pursuant to subsections (A)(3) must be placed ~~by the Comptroller General~~ into a special restricted account, established by the Comptroller General, to be used by the State Law Enforcement Division to offset the costs of administration of the breath testing devices, breath testing site video program, and toxicology laboratory.”

SECTION 82. Section 56‑5‑2942(J) of the 1976 Code, as last amended by Act 201 of 2008, is further amended to read:

“(J) A fee of fifty dollars must be paid to the department for each motor vehicle that was suspended before any of the suspended registrations and license plates may be registered or before the motor vehicle may be released pursuant to subsection (F). This fee must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted interest bearing account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the Department of Motor Vehicles’~~ its expenses.”

SECTION 83. Section 56‑5‑2945(D) of the 1976 Code, as last amended by Act 158 of 2014, is further amended to read:

“(D) One hundred dollars of each fine imposed pursuant to this section must be placed ~~by the Comptroller General~~ into a special restricted account, established by the Comptroller General, to be used by the Department of Public Safety for the Highway Patrol.”

SECTION 84. Section 56‑5‑2950(E) of the 1976 Code, as last amended by Act 201 of 2008, is further amended to read:

“(E) The arresting officer shall provide affirmative assistance to the person to contact a qualified person to conduct and obtain additional tests. Affirmative assistance, at a minimum, includes providing transportation for the person to the nearest medical facility which performs blood tests to determine a person’s alcohol concentration. If the medical facility obtains the blood sample but refuses or fails to test the blood sample to determine the person’s alcohol concentration, SLED shall test the blood sample and provide the result to the person and to the arresting officer. Failure to provide affirmative assistance upon request to obtain additional tests bars the admissibility of the breath test result in a judicial or administrative proceeding.

SLED shall administer the provisions of this subsection and shall make regulations necessary to carry out this subsection’s provisions. The costs of the tests administered at the direction of the law enforcement officer must be paid from the state’s general fund. However, if the person is subsequently convicted of violating Section 56‑5‑2930, 56‑5‑2933, or 56‑5‑2945, then, upon conviction, the person shall pay twenty‑five dollars for the costs of the tests. The twenty‑five dollars must be placed ~~by the Comptroller General~~ into a special restricted account, established by the Comptroller General, to be used by the State Law Enforcement Division to offset the costs of administration of the breath testing devices, breath testing site video program, and toxicology laboratory.”

SECTION 85. Section 56‑5‑2951(B)(1) and (H)(3) of the 1976 Code, as last amended by Act 158 of 2014, is further amended to read:

“(1) obtain a temporary alcohol license from the Department of Motor Vehicles. A one hundred‑dollar fee must be assessed for obtaining a temporary alcohol license. Twenty‑five dollars of the fee must be distributed by the Department of Motor Vehicles to the Department of Public Safety for supplying and maintaining all necessary vehicle videotaping equipment. The remaining seventy‑five dollars must be placed in a special restricted account established by the Comptroller General ~~into a special restricted account~~ to be used by the Department of Motor Vehicles to defray the Department of Motor Vehicles’ expenses. The temporary alcohol license allows the person to drive without any restrictive conditions pending the outcome of the contested case hearing provided for in subsection (F) or the final decision or disposition of the matter. If the suspension is upheld at the contested case hearing, the temporary alcohol license remains in effect until the Office of Motor Vehicle Hearings issues the hearing officer’s decision and the Department of Motor Vehicles sends notice to the person that the person is eligible to receive a restricted license pursuant to subsection (H); and

(3) The fee for a restricted license is one hundred dollars, but no additional fee may be charged because of changes in the place and hours of employment, education, or residence. Twenty dollars of this fee must be deposited in the state’s general fund, and eighty dollars must be placed in a special restricted account established by the Comptroller General ~~into a special restricted account~~ to be used by the Department of Motor Vehicles to defray the ~~Department of Motor Vehicles’~~ department’s expenses.”

SECTION 86. Section 56‑5‑5670(H)(3) of the 1976 Code, as last amended by Act 242 of 2012, is further amended to read:

“(3) In lieu of criminal penalties, the Department of Motor Vehicles’ director, or the director’s designee, may issue an administrative fine not to exceed one thousand dollars for each violation, whenever the director, or the director’s designee, after a hearing, determines that a demolisher or secondary metals recycler has unknowingly and unwilfully violated any provisions of this section. The hearing and any administrative review must be conducted in accordance with the procedure for contested cases under the Administrative Procedures Act. The proceeds from the administrative fine must be placed ~~by the Comptroller General~~ into a special restricted account, established by the Comptroller General, to be used by the Department of Motor Vehicles to defray the expenses of implementing this section.”

SECTION 87. Section 56‑9‑430(B)(3) of the 1976 Code is amended to read:

“(3) The fee for each special restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Of this fee twenty dollars must be distributed to the general fund and eighty dollars must be placed by ~~the Comptroller General~~ the Department of Motor Vehicles into a special restricted account, established by the Comptroller General, to be used by the Department of Motor Vehicles to defray the expenses of the ~~Department of Motor Vehicles~~ department.”

SECTION 88. Section 56‑10‑260(B)(3) of the 1976 Code is amended to read:

“(3) The fee for each special restricted driver’s license is one hundred dollars, but no additional fee is due because of changes in the place and hours of employment, education, or residence. Of this fee, twenty dollars must be distributed to the general fund and eighty dollars must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray ~~the~~ its expenses ~~of the Department of Motor Vehicles~~.”

SECTION 89. Section 56‑10‑660(B) and (E) of the 1976 Code is amended to read:

“(B) The funds collected from this fee described by subsection (A) must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the Department of Motor Vehicles to defray its expenses.

(E) Insurers shall be required to pay only those actual costs attributed to the transmission to or retrieval of their records from the Department of Motor Vehicles, pursuant to regulations promulgated by the Department of Insurance. The funds collected from the insurers pursuant to this subsection must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the ~~Department of Motor Vehicles~~ department to defray its expenses.”

SECTION 90. Section 56‑11‑500 of the 1976 Code is amended to read:

“Section 56‑11‑500. As to revenue collected under this chapter or other road taxes on motor carriers, the Department of Motor Vehicles must withhold from the State Highway Fund monies not to exceed the actual or projected costs associated with administering and enforcing the provisions of this chapter. The State Treasurer ~~and the Comptroller General~~ shall establish accounts as necessary to facilitate the efficient and effective operation of this chapter and deposit from the State Highway Fund initial monies as may be necessary to operate this program. All remaining taxes and penalties and interest collected by the department pursuant to the provisions of this chapter must be deposited in the State Highway Fund.”

SECTION 91. Section 56‑19‑420(B) and (C) of the 1976 Code, as last amended by Act 353 of 2008, is further amended to read:

“(B) Five dollars of the fee contained in this section must be placed in a special earmarked account by the ~~Comptroller General~~ Department of Motor Vehicles and must be distributed in the following manner:

(1) the first one million dollars must be credited to the general fund of the State to offset a portion of state individual income tax revenue not collected pursuant to the subsistence allowance allowed pursuant to Section 12‑6‑1140(6); and

(2) the remainder must be allocated to the Department of Public Safety and used to support highway patrol programs.

(C) Notwithstanding any other provision of law, five dollars of the fee contained in this section must be placed in a special earmarked account by the ~~Comptroller General~~ Department of Motor Vehicles and must be distributed to the Department of Motor Vehicles and used to defray its operational expenses excluding any expense relating to Project Phoenix.”

SECTION 92. Section 56‑19‑520(A)(4) of the 1976 Code is amended to read:

“(4) payment of a fee established by the department not to exceed fifty dollars for retirement of the title certificate and, notwithstanding any other provision of law, the fee collected by the department must be placed by the ~~Comptroller General~~ Department of Motor Vehicles into a special restricted account to be used by the department to defray the expenses of the department in administering this article.”

SECTION 93. Section 58‑5‑940 of the 1976 Code is amended to read:

“Section 58‑5‑940. All lawful expenses and charges incurred by the commission and the Office of Regulatory Staff in the administration of this chapter and in performance of its duties thereunder shall be defrayed by assessments made by the ~~Comptroller General~~ Department of Revenue against the gas utilities regulated thereunder and based upon the gross revenues collected by the gas utilities from their business done wholly within this State in the manner set out in Section 58‑3‑100 and Section 58‑4‑60 for other corporations; provided, however, the assessments against municipalities, gas authorities, public service districts, or other political subdivisions of the State shall be applicable only to expenses and charges incurred in the administration and enforcement of the provisions of this article relating to gas safety requirements.

The Public Service Commission and the Office of Regulatory Staff shall certify to the ~~Comptroller General~~ Department of Revenue annually on or before August first the amounts to be assessed in the format approved by the ~~Comptroller General~~ Department of Revenue.”

SECTION 94. Section 58‑27‑50 of the 1976 Code is amended to read:

“Section 58‑27‑50. All expenses and charges incurred by the commission and Office of Regulatory Staff in the administration of this chapter and in the performance of its duties thereunder shall be defrayed by assessments made by the ~~Comptroller General~~ Department of Revenue against the electrical utilities regulated thereunder and based upon the gross revenues collected by such electrical utilities from their business done wholly within this State in the manner set out in Section 58‑3‑100, and Section 58‑4‑60 for other corporations.

The Public Service Commission must certify to the ~~Comptroller General~~ Department of Revenue annually on or before May first the amounts to be assessed in the format approved by the ~~Comptroller General~~ Department of Revenue.”

SECTION 95. Section 59‑101‑185 of the 1976 Code is amended to read:

“Section 59‑101‑185. Authority to maintain financial management and accounting systems is delegated to the Board of Trustees or Boards of Visitors of the following state institutions of higher learning: The University of South Carolina, Clemson University, The Medical University of South Carolina, The Citadel, Winthrop University, South Carolina State University, Francis Marion University, The College of Charleston, Lander University, and Coastal Carolina University. Such systems shall provide financial information to the Comptroller General’s ~~Statewide Accounting and Reporting System (STARS)~~ South Carolina Enterprise Information System in the format and level of detail as prescribed by the Comptroller General.”

SECTION 96. Section 59‑143‑10(B) of the 1976 Code, as last amended by Act 353 of 2008, is further amended to read:

“(B) Upon receipt of monies transferred to the Children’s Education Endowment by the State Treasurer, thirty percent of these monies must be allocated to Higher Education Scholarship Grants and seventy percent must be allocated to Public School Facility Assistance. Earnings on each allocation shall accumulate for the benefit of that particular program. The Comptroller General shall record low‑level radioactive waste tax revenues collected from the Barnwell waste facility as received ~~on the accrual basis; however,~~ ~~no expenditure may be made against these accrued revenues until the related cash is deposited with the State~~. These revenues must be distributed in the manner prescribed by Section 48‑48‑140.”

SECTION 97. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

SECTION 98. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this act is for any reason held to be unconstitutional or invalid, such holding shall not affect the constitutionality or validity of the remaining portions of this act, the General Assembly hereby declaring that it would have passed this , and each and every section, subsection, paragraph, subparagraph, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more other sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, or words hereof may be declared to be unconstitutional, invalid, or otherwise ineffective.

SECTION 99. This act takes effect upon approval by the Governor.

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