**South Carolina General Assembly**

124th Session, 2021-2022

**S. 140**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Massey

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Introduced in the Senate on January 12, 2021

Currently residing in the Senate Committee on **Finance**

Summary: Procurement Services Division

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 Senate Prefiled

12/9/2020 Senate Referred to Committee on **Finance**

1/12/2021 Senate Introduced and read first time ([Senate Journal‑page 188](file:///h:\sj\20210112.docx))

1/12/2021 Senate Referred to Committee on **Finance** ([Senate Journal‑page 188](file:///h:\sj\20210112.docx))

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**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\140_20201209.docx)

**A** **BILL**

TO AMEND SECTION 1‑11‑10(A) OF THE 1976 CODE, RELATING TO THE DEPARTMENT OF ADMINISTRATION, TO MOVE THE PROCUREMENT SERVICES DIVISION TO THE DEPARTMENT; TO AMEND SECTION 1‑11‑20 OF THE 1976 CODE, RELATING TO THE TRANSFER OF OFFICES, DIVISIONS, AND OTHER AGENCIES FROM THE STATE BUDGET AND CONTROL BOARD TO APPROPRIATE ENTITIES, TO REMOVE THE PROCUREMENT SERVICES DIVISION FROM THE STATE FISCAL AFFAIRS AUTHORITY; AND TO AMEND SECTION 11‑35‑310(2) OF THE 1976 CODE, RELATING TO THE SOUTH CAROLINA PROCUREMENT CODE, TO MAKE CONFORMING CHANGES.

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

SECTION 1. A. The first paragraph of Section 1-11-10(A), preceding item (1), of the 1976 Code is amended to read:

“Section 1-11-10. (A) There is hereby created, within the executive branch of the state government, the Department of Administration, headed by a director appointed by the Governor upon the advice and consent of the Senate who only may be removed pursuant to Section 1‑3‑240(B). ~~Effective July 1, 2015, the~~ The following offices, divisions, or components of the former State Budget and Control Board, Office of the Governor, or other agencies are transferred to, and incorporated into, the Department of Administration:”

B. Section 1‑11‑10(A) of the 1976 Code is amended by adding an appropriately numbered new item to read:

“( ) the Procurement Services Division.”

SECTION 2. Section 1‑11‑20 of the 1976 Code is amended to read:

“Section 1‑11‑20. (A) The South Carolina Confederate Relic Room and Military Museum is transferred from the State Budget and Control Board and is governed by the South Carolina Confederate Relic Room and Military Museum Commission, as established in Section 60‑17‑10.

(B) The State Energy Office is transferred from the State Budget and Control Board to the Office of Regulatory Staff.

(C) The offices, divisions, or components of the State Budget and Control Board named in this subsection are transferred to, and incorporated into, the Rural Infrastructure Authority as established in Section 11‑50‑30. All functions, powers, duties, responsibilities, and authority vested in the agencies and authorities, including their governing boards, if any, named in this subsection are devolved upon the Rural Infrastructure Authority and the authority shall constitute the agencies and authorities, including their governing boards, if any, named in this subsection:

(1) Local Government Division in support of the local government loan program as established in Section 1‑11‑25;

(2) Water Resources Coordinating Council as established in Section 11‑37‑200(A); and

(3) Division of Regional Development as established in Section 11‑42‑40.

(D) The regulation of minerals and mineral interests on public land, and the regulation of Geothermal Resources as provided in Chapter 9, Title 10 is transferred to, and incorporated into, the Department of Health and Environmental Control.

(E) ~~The Procurement Services Division of the State Budget and Control Board is transferred to, and incorporated into, the State Fiscal Accountability Authority.~~

~~(F)~~ The State Auditor is transferred to, and incorporated into, the State Fiscal Accountability Authority.

~~(G)~~(F) South Carolina Infrastructure Facilities Authority as established in Chapter 40, Title 11 and the South Carolina Water Quality Revolving Fund Authority in support of water quality projects and federal loan programs as established in Chapter 5, Title 48 are transferred to, and incorporated into, the State Fiscal Accountability Authority.”

SECTION 3. Section 11‑35‑310(2) of the 1976 Code is amended to read:

“(2) ~~‘Board’~~ ‘Department’ means governing body of the ~~State Fiscal Accountability Authority~~ Department of Administration.”

SECTION 4. The Code Commissioner is directed to change all references in Chapter 35, Title 11 of the 1976 Code, the South Carolina Consolidated Procurement Code, from the “State Fiscal Accountability Authority”, the “Accountability Authority”, or the “Authority” to the “Department of Administration”, the “Department”, or the “Division of Procurement Services of the Department of Administration”, as appropriate.

SECTION 5. This act takes effect upon approval by the Governor.

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