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Indicates New Matter

COMMITTEE REPORT

March 11, 2021

**S. 202**

Introduced by Senator Hembree

S. Printed 3/11/21--S.

Read the first time January 12, 2021.

**THE COMMITTEE ON EDUCATION**

To whom was referred a Bill (S. 202) to amend Section 1-6-10(1) and (5) of the 1976 Code, relating to definitions for the Office of the State Inspector General, 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 striking all after the enacting words and inserting:

/ SECTION 1. Chapter 6, Title 1 of the 1976 Code is amended by adding:

“Section 1‑6‑35. The State Inspector General may only initiate, supervise, and coordinate any investigation of a public school, public school district, public charter school, or public school authorizer:

(1) upon the request of the Governor;

(2) upon the request of the State Superintendent of Education. A State Superintendent may consider a request for an investigation from the school district’s superintendent as a basis for an investigation request under this section;

(3) by a majority vote by the legislative delegation in which the subject of the investigation is located; or

(4) by a majority vote of the local school district board membership.

SECTION 2. Section 1‑6‑10(1) of the 1976 Code is amended to read:

“(1) ‘Agency’ means an authority, board, branch, commission, committee, department, division, or other instrumentality of the executive department of state government, including administrative bodies. ‘Agency’ includes a body corporate and politic established as an instrumentality of the State. ‘Agency’ also includes public schools, public school districts, public charter schools, and public charter school authorizers for purposes of this chapter. ‘Agency’ does not include:

(a) the judicial department of state government;

(b) quasijudicial bodies of state government;

(c) the legislative department of state government; or

(d) political subdivisions, unless otherwise provided herein.”

SECTION 3. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

GREG HEMBREE for Committee.

**A** **BILL**

TO AMEND SECTION 1-6-10(1) AND (5) OF THE 1976 CODE, RELATING TO DEFINITIONS FOR THE OFFICE OF THE STATE INSPECTOR GENERAL, TO DEFINE NECESSARY TERMS.

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

SECTION 1. Section 1‑6‑10(1) and (5) of the 1976 Code is amended to read:

“(1) ‘Agency’ means an authority, board, branch, commission, committee, department, division, or other instrumentality of the executive department of state government, including administrative bodies. ‘Agency’ includes a body corporate and politic established as an instrumentality of the State. ‘Agency’ also includes public schools, public school districts, public charter schools, and public charter school authorizers. ‘Agency’ does not include:

(a) the judicial department of state government;

(b) quasijudicial bodies of state government;

(c) the legislative department of state government; or

(d) political subdivisions.

(5) ‘Political subdivision’ includes a county, city, municipality, town, village, township, district, authority, special purpose district, ~~school district,~~ other local government entity, or other public corporation or entity whether organized and existing under charter or general law.”

SECTION 2. This act takes effect upon approval by the Governor.

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