

SOUTH CAROLINA STATE REGISTER DISCLAIMER

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SOUTH CAROLINA STATE REGISTER

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THE LEGISLATIVE COUNCIL
of the
GENERAL ASSEMBLY

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

SOUTH CAROLINA STATE REGISTER

An official state publication, the *South Carolina State Register* is a temporary update to South Carolina’s official compilation of agency regulations--the *South Carolina Code of Regulations*. Changes in regulations, whether by adoption, amendment, repeal or emergency action must be published in the *State Register* pursuant to the provisions of the Administrative Procedures Act. The *State Register* also publishes the Governor’s Executive Orders, notices or public hearings and meetings, and other documents issued by state agencies considered to be in the public interest. All documents published in the *State Register* are drafted by state agencies and are published as submitted. Publication of any material in the *State Register* is the official notice of such information.

STYLE AND FORMAT

Documents are arranged within each issue of the *State Register* according to the type of document filed:

Notices are documents considered by the agency to have general public interest.

Notices of Drafting Regulations give interested persons the opportunity to comment during the initial drafting period before regulations are submitted as proposed.

Proposed Regulations are those regulations pending permanent adoption by an agency.

Pending Regulations Submitted to the General Assembly are regulations adopted by the agency pending approval by the General Assembly.

Final Regulations have been permanently adopted by the agency and approved by the General Assembly.

Emergency Regulations have been adopted on an emergency basis by the agency.

Executive Orders are actions issued and taken by the Governor.

2017 PUBLICATION SCHEDULE

Documents will be accepted for filing on any normal business day from 8:30 A.M. until 5:00 P.M. All documents must be submitted in the format prescribed in the *Standards Manual for Drafting and Filing Regulations*.

To be included for publication in the next issue of the *State Register*, documents will be accepted no later than 5:00 P.M. on any closing date. The modification or withdrawal of documents filed for publication must be made **by 5:00 P.M.** on the closing date for that issue.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
Submission Deadline	1/13	2/10	3/10	4/14	5/12	6/9	7/14	8/11	9/8	10/13	11/10	12/8
Publishing Date	1/27	2/24	3/24	4/28	5/26	6/23	7/28	8/25	9/22	10/27	11/24	12/22

REPRODUCING OFFICIAL DOCUMENTS

Documents appearing in the *State Register* are prepared and printed at public expense. Media services are encouraged to give wide publicity to documents printed in the *State Register*.

PUBLIC INSPECTION OF DOCUMENTS

Documents filed with the Office of the State Register are available for public inspection during normal office hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. The Office of the State Register is in the Legislative Council, Fourth Floor, Rembert C. Dennis Building, 1000 Assembly Street, in Columbia. Telephone inquiries concerning material in the *State Register* or the *South Carolina Code of Regulations* may be made by calling (803) 212-4500.

ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS

To adopt, amend or repeal a regulation, an agency must publish in the *State Register* a Notice of Drafting; a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact; and, a notice that gives the public an opportunity to comment on the proposal. If requested by twenty-five persons, a public hearing must be held at least thirty days after the date of publication of the notice in the *State Register*.

After the date of hearing, the regulation must be submitted to the General Assembly for approval. The General Assembly has one hundred twenty days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve before the expiration of the one-hundred-twenty-day review period, the regulation is approved on the one hundred twentieth day and is effective upon publication in the *State Register*.

EMERGENCY REGULATIONS

An emergency regulation may be promulgated by an agency if the agency finds imminent peril to public health, safety or welfare. Emergency regulations are effective upon filing for a ninety-day period. If the original filing began and expired during the legislative interim, the regulation can be renewed once.

REGULATIONS PROMULGATED TO COMPLY WITH FEDERAL LAW

Regulations promulgated to comply with federal law are exempt from General Assembly review. Following the notice of proposed regulation and hearing, regulations are submitted to the *State Register* and are effective upon publication.

EFFECTIVE DATE OF REGULATIONS

Final Regulations take effect on the date of publication in the *State Register* unless otherwise noted within the text of the regulation.

Emergency Regulations take effect upon filing with the Legislative Council and remain effective for ninety days. If the original ninety-day period begins and expires during legislative interim, the regulation may be refiled for one additional ninety-day period.

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The *South Carolina State Register* is available electronically through the South Carolina Legislature Online website at www.scstatehouse.gov, or in a printed format. Subscriptions run concurrent with the State of South Carolina's fiscal year (July through June). The annual subscription fee for the printed format is \$90.00 plus applicable sales tax. Payment must be made by check payable to the Legislative Council. To subscribe, complete the form below and mail with payment.

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In order by General Assembly review expiration date
The history, status, and full text of these regulations are available on the
South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>

DOC. NO.	RAT. NO.	FINAL ISSUE	SUBJECT	EXP. DATE	AGENCY
4735			Chapter Revisions	1/15/18	Workers' Compensation Commission
4678			Investigation Procedures	1/18/18	South Carolina Human Affairs Commission
4665			Examples of the Application of Tax to Various Charges Imposed by Hotels, Motels, and Other Facilities	1/19/18	Department of Revenue
4746			Articles 4, 5, 7 and 8 of Chapter 126	5/02/18	Department of Health and Human Services
4740			Minimum Standards for Licensing Hospitals and Institutional General Infirmaries	5/09/18	Department of Health and Envir Control
Committee Request Withdrawal					
4729			Determination of Rates of Tuition and Fees	Tolled	Commission on Higher Education

2 COMMITTEE LIST OF REGULATIONS SUBMITTED TO GENERAL ASSEMBLY

In order by General Assembly review expiration date
The history, status, and full text of these regulations are available on the
South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>

DOC. No.	SUBJECT	HOUSE COMMITTEE	SENATE COMMITTEE
4735	Chapter Revisions	Regulations and Admin. Procedures	Judiciary
4678	Investigation Procedures	Regulations and Admin. Procedures	Judiciary
4665	Examples of the Application of Tax to Various Charges Imposed by Hotels, Motels, and Other Facilities	Regulations and Admin. Procedures	Finance
4746	Articles 4, 5, 7 and 8 of Chapter 126	Regulations and Admin. Procedures	Medical Affairs
4740	Minimum Standards for Licensing Hospitals and Institutional General Infirmaries		
Committee Request Withdrawal			
4729	Determination of Rates of Tuition and Fees	Regulations and Admin. Procedures	Education

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

In accordance with Section 44-7-200(D), Code of Laws of South Carolina, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication July 28, 2017 the following project(s). After the application is deemed complete, affected persons will be notified that the review cycle has begun. For further information, please contact Nic Gerrald, Certificate of Need Program, 2600 Bull Street, Columbia, SC 29201 at (803) 545-3495.

Affecting Berkeley County**Roper St. Francis Hospital - Berkeley, Inc. d/b/a Roper St. Francis Hospital – Berkeley**

Establishment of radiation therapy services with the addition of a Varian True Beam LINAC at a total project cost of \$11,608,014.

Affecting Charleston County**Medical University Hospital Authority d/b/a MUSC Health Mount Pleasant Ambulatory Surgery Center**

Establishment of an ambulatory surgical facility with 2 operating rooms and 1 procedure room at a total project cost of \$9,020,389.

Affecting Chesterfield County**NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington**

Establishment of a Home Health Agency in Chesterfield County at a total project cost of \$1,000.

Affecting Darlington County**NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington**

Establishment of a Home Health Agency in Darlington County at a total project cost of \$78,500.

Affecting Florence County**NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington**

Establishment of a Home Health Agency in Florence County at a total project cost of \$1,000.

QHG of South Carolina, Inc. d/b/a Carolinas Hospital System Cedar Tower

Renovation of existing space for the addition of 20 psychiatric beds for a total of 20 psychiatric beds at a total project cost of \$4,019,969.

Affecting Lee County**NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington**

Establishment of a Home Health Agency in Lee County at a total project cost of \$1,000.

Affecting Lexington County**Lexington Treatment Specialists, LLC**

Establishment of an Outpatient Substance Abuse facility in Lexington county at a total project cost of \$114,400.

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Affecting Marlboro County

NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington

Establishment of a Home Health Agency in Marlboro County at a total project cost of \$1,000.

Affecting Richland County

Palmetto Health d/b/a Palmetto Health Baptist Parkridge Hospital

Renovation of existing space for the establishment of a diagnostic cardiac catheterization and interventional radiology special procedures room at a total project cost of \$2,486,666.

Affecting Spartanburg County

Carolina Specialty Eye Surgery, LLC d/b/a Carolina Specialty Eye Surgery Center

Construction of a new ambulatory surgical facility which includes 2 operating rooms and 2 procedure rooms at a total project cost of \$8,515,084.

In accordance with Section 44-7-210(A), Code of Laws of South Carolina, and S.C. DHEC Regulation 61-15, the public and affected persons are hereby notified that for the following projects, applications have been deemed complete, and the review cycle has begun. A proposed decision will be made as early as 30 days, but no later than 120 days, from July 28, 2017. "Affected persons" have 30 days from the above date to submit requests for a public hearing to Nic Gerrald, Certificate of Need Program, 2600 Bull Street, Columbia, S.C. 29201. If a public hearing is timely requested, the Department's decision will be made after the public hearing, but no later than 150 days from the above date. For further information call (803) 545-3495.

Affecting Charleston County

Medical University Hospital Authority d/b/a MUSC Health Mount Pleasant Ambulatory Surgery Center

Establishment of an ambulatory surgical facility with 2 operating rooms and 1 procedure room at a total project cost of \$9,020,389.

Affecting Chesterfield County

NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington

Establishment of a Home Health Agency in Chesterfield County at a total project cost of \$1,000.

Affecting Darlington County

NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington

Establishment of a Home Health Agency in Darlington County at a total project cost of \$78,500.

Affecting Florence County

McLeod Regional Medical Center of the Pee Dee, Inc.

Renovation and Expansion of McLeod Pavilion to include an Emergency Department, Women's Center, Children's Center and GI Endoscopy services at a total project cost of \$89,500,000.

NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington

Establishment of a Home Health Agency in Florence County at a total project cost of \$1,000.

Affecting Georgetown County

Georgetown Radiation Therapy Center, LLC d/b/a Tidelands Francis B. Ford Cancer Treatment Center
Expansion of radiation therapy services by adding one additional linear accelerator for a total of two linear accelerators at a total project cost of \$5,259,629.

Affecting Horry County

HHC South Carolina, Inc. d/b/a Lighthouse Behavioral Health Hospital
Addition of 9 psychiatric beds for a total of 69 psychiatric beds at a total project cost of \$0.00

Affecting Kershaw County

KershawHealth Ambulatory Center, LLC d/b/a Kershaw Health Ambulatory Surgery Center
Construction of an ambulatory surgical facility with 3 operating rooms at a total project cost of \$11,420,429.

Affecting Lee County

NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington
Establishment of a Home Health Agency in Lee County at a total project cost of \$1,000.

Affecting Marlboro County

NHC HomeCare-South Carolina, LLC d/b/a NHC HomeCare, Darlington
Establishment of a Home Health Agency in Marlboro County at a total project cost of \$1,000.

Affecting Spartanburg County

Carolina Specialty Eye Surgery, LLC d/b/a Carolina Specialty Eye Surgery Center
Construction of a new ambulatory surgical facility which includes 2 operating rooms and 2 procedure rooms at a total project cost of \$8,515,084.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**NOTICE OF GENERAL PUBLIC INTEREST**

DHEC-Bureau of Land and Waste Management, File # 58494
Chick-fil-A #466 Site

**NOTICE OF VOLUNTARY CLEANUP CONTRACT,
CONTRIBUTION PROTECTION, AND COMMENT PERIOD**

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (the Department) intends to enter into a Voluntary Cleanup Contract (VCC) with Chick-fil-A, Inc. (the Responsible Party). The VCC provides that the Responsible Party, with DHEC's oversight, will fund and perform future response actions at the Chick-fil-A #466 facility located in Greenville County, at 1564 Laurens Road, Greenville, South Carolina (Site).

Future response actions addressed in the VCC include, but may not be limited to, the Responsible Party funding and performing an investigation to further evaluate the source, nature, and extent of release of hazardous substances, pollutants, or contaminants and, if necessary, conduct a Feasibility Study to evaluate alternatives to

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clean-up the Site. Further, the Responsible Party will reimburse the Department's future costs of overseeing the work performed by the Responsible Party and other Department response costs pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Section 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. Section 44-56-200 (as amended). Notice of Contribution Protection and Comment Period will be provided to known potentially responsible parties. The VCC is available:

- (1) On-line at <http://www.scdhec.gov/PublicNotices>; or
- (2) By contacting David Wilkie at 803-898-0882 or wilkietd@dhec.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later August 28, 2017 and addressed to: David Wilkie, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

Upon the successful completion of the VCC, the Responsible Party will receive a covenant not to sue for the work done in completing the response actions specifically covered in the VCC and completed in accordance with the approved work plans and reports. Upon execution of the VCC, the Responsible Party shall be deemed to have resolved its liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. Sections 9613(f)(2) and 9613(f)(3)(B), and under HWMA, S.C. Code Ann. Section 44-56-200, for the matters addressed in the VCC. Further, to the extent authorized under 42 U.S.C. Section 9613(f)(3)(B), S.C. Code Ann. Section 44-56-200, the Responsible Party may seek contribution from any person who is not a party to this administrative settlement.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

DHEC-Bureau of Land and Waste Management, File # 52135
Former Singer Company Site

NOTICE OF VOLUNTARY CLEANUP CONTRACT, CONTRIBUTION PROTECTION, AND COMMENT PERIOD

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (the Department) intends to enter into a Voluntary Cleanup Contract (VCC) with One World Technologies, Inc. (the Responsible Party). The VCC provides that the Responsible Party, with DHEC's oversight, will fund and perform future response actions at the Former Singer Company facility located in Anderson County, at 1428 Pearman Dairy Road, Anderson, South Carolina (Site).

Future response actions addressed in the VCC include, but may not be limited to, the Responsible Party funding and performing; a Remedial Investigation (RI) to further evaluate the source, nature, and extent of release of hazardous substances, pollutants, or contaminants; and continued operation of the groundwater pump and treat system; and, if necessary, a Feasibility Study to evaluate alternatives to clean-up the Site. Further, the Responsible Party will reimburse the Department's past response costs of \$20,298.96 and the Department's future costs of overseeing the work performed by the Responsible Party and other Department response costs pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Section 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. Section 44-56-200 (as amended). Notice of

Contribution Protection and Comment Period will be provided to known potentially responsible parties. The VCC is available:

- (1) On-line at <http://www.scdhec.gov/PublicNotices>; or
- (2) By contacting David Wilkie at 803-898-0882 or wilkietd@dhec.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later July 24, 2017 and addressed to: David Wilkie, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

Upon the successful completion of the VCC, the Responsible Party will receive a covenant not to sue for the work done in completing the response actions specifically covered in the VCC and completed in accordance with the approved work plans and reports. Upon execution of the VCC, the Responsible Party shall be deemed to have resolved its liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. Sections 9613(f)(2) and 9613(f)(3)(B), and under HWMA, S.C. Code Ann. Section 44-56-200, for the matters addressed in the VCC. Further, to the extent authorized under 42 U.S.C. Section 9613(f)(3)(B), S.C. Code Ann. Section 44-56-200, the Responsible Party may seek contribution from any person who is not a party to this administrative settlement.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

DHEC-Bureau of Land and Waste Management, File # 50867
Inman Mills Site

NOTICE OF VOLUNTARY CLEANUP CONTRACT, CONTRIBUTION PROTECTION, AND COMMENT PERIOD

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (the Department) intends to enter into a Voluntary Cleanup Contract (VCC) with Inman Development Venture, LLC and Inman, LLC (the Respondents). The VCC provides that the Respondents, with DHEC's oversight, will fund and perform future response actions at the Inman Mills facility located in Spartanburg County, at 240 4th Street, Inman, South Carolina (Site).

Future response actions addressed in the VCC include, but may not be limited to, the Respondents funding and performing a Remedial Investigation (RI) to determine the source, nature, and extent of release of hazardous substances, pollutants, or contaminants and, if necessary, a Feasibility Study to evaluate alternatives to clean-up the Site. Further, the Respondents will reimburse the Department's costs of overseeing the work performed by the Responsible Party and other Department response costs pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Section 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. Section 44-56-200 (as amended). Notice of Contribution Protection and Comment Period will be provided to known potentially responsible parties. The VCC is available:

- (1) On-line at <http://www.scdhec.gov/PublicNotices>; or
- (2) By contacting David Wilkie at 803-898-0882 or wilkietd@dhec.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later August 28, 2017 and addressed to: David Wilkie, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

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Upon the successful completion of the VCC, the Responsible Party will receive a covenant not to sue for the work done in completing the response actions specifically covered in the VCC and completed in accordance with the approved work plans and reports. Upon execution of the VCC, the Responsible Party shall be deemed to have resolved its liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. Sections 9613(f)(2) and 9613(f)(3)(B), and under HWMA, S.C. Code Ann. Section 44-56-200, for the matters addressed in the VCC. Further, to the extent authorized under 42 U.S.C. Section 9613(f)(3)(B), S.C. Code Ann. Section 44-56-200, the Responsible Party may seek contribution from any person who is not a party to this administrative settlement.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

DHEC-Bureau of Land and Waste Management, File # 51376
Milliken Excelsior Site

NOTICE OF VOLUNTARY CLEANUP CONTRACT, CONTRIBUTION PROTECTION, AND COMMENT PERIOD

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (the Department) intends to enter into a Voluntary Cleanup Contract (VCC) with Milliken & Company (the Responsible Party). The VCC provides that the Responsible Party, with DHEC's oversight, will fund and perform future response actions at the Milliken Excelsior facility located in Union County, at 138 Broad Street, Union, South Carolina (Site).

Future response actions addressed in the VCC include, but may not be limited to, the Responsible Party funding and performing an investigation and assessment of the source, nature, and extent of hazardous substances, pollutants, or contaminants and, if necessary, conduct an evaluation of remedial and/or removal alternatives for addressing Contamination at the Site. Further, the Responsible Party will reimburse the Department's future costs of overseeing the work performed by the Responsible Party and other Department response costs pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Section 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. Section 44-56-200 (as amended). Notice of Contribution Protection and Comment Period will be provided to known potentially responsible parties. The VCC is available:

- (1) On-line at <http://www.scdhec.gov/PublicNotices>; or
- (2) By contacting David Wilkie at 803-898-0882 or wilkietd@dhec.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later than August 28, 2017 and addressed to: David Wilkie, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

Upon the successful completion of the VCC, the Responsible Party will receive a covenant not to sue for the work done in completing the response actions specifically covered in the VCC and completed in accordance with the approved work plans and reports. Upon execution of the VCC, the Responsible Party shall be deemed to have resolved its liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. Sections 9613(f)(2) and 9613(f)(3)(B), and under HWMA, S.C. Code Ann. Section 44-56-200, for the matters addressed in the VCC. Further, to the extent authorized under 42 U.S.C. Section 9613(f)(3)(B), S.C. Code Ann. Section 44-56-200, the Responsible Party may seek contribution from any person who is not a party to this administrative settlement.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**NOTICE OF GENERAL PUBLIC INTEREST**

Section IV of R.61-98, the State Underground Petroleum Environmental Response Bank (SUPERB) Site Rehabilitation and Fund Access Regulation, requires that the Department of Health and Environmental Control evaluate and certify site rehabilitation contractors to perform site rehabilitation of releases from underground storage tanks under the State Underground Petroleum Environmental Response Bank (SUPERB) Act.

Class I Contractors perform work involving the collection and interpretation of investigative data; the evaluation of risk; and/or the design and implementation of corrective action plans. Class I applicants must satisfy registration requirements for a Professional Engineer or Geologist in South Carolina. Class II Contractors perform work involving routine investigative activities (e.g., soil or ground water sampling, well installation, aquifer testing) where said activities do not require interpretation of the data and are performed in accordance with established regulatory or industry standards.

Pursuant to Section IV.B.1., the Department is required to place a list of those contractors requesting certification on public notice and accept comments from the public for a period of thirty (30) days. If you wish to provide comments regarding the companies and/or individuals listed below, please submit your comments in writing, no later than August 28, 2017 to:

Contractor Certification Program
South Carolina Department of Health and Environmental Control
Bureau of Land and Waste Management - Underground Storage Tank Program
Attn: Michelle Dennison
2600 Bull Street
Columbia, SC 29201

The following company has applied for certification as Underground Storage Tank Site Rehabilitation Contractor:

Class I

GTA Environmental Services, Inc.
Attn: David Mazorra
710 Peninsula Lane, Suite B
Charlotte, NC 28273

10 DRAFTING NOTICES

STATE BOARD OF EDUCATION CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60, 59-18-110, 59-18-710, 59-18-1110, 59-20-60, 59-25-110, 59-26-10 et seq., 59-101-130, and Pub. L. No. 114-95

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-300, Accreditation Criteria, last revised on June 27, 2014.

Interested persons may submit their comments in writing to Darlene Prevatt, Team Leader, Office of Federal and State Accountability, Division Federal, State, and Community Resources, 1429 Senate Street, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

State Board of Education (SBE) Regulation 43-300 (R.43-300) governs the accreditation process for schools and districts in South Carolina. The proposed amendment is being made to align districts' strategic plan deadlines to their AdvancED annual deadlines and other district and school priorities.

Legislative review is required.

STATE BOARD OF EDUCATION CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60, 59-59-10 et seq., and Pub. L. No. 114-95

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-205, Administrative and Professional Personnel Qualifications, Duties, and Workloads, last revised on May 25, 2007.

Interested persons may submit their comments in writing to Darlene Prevatt, Team Leader, State Accountability, 1429 Senate Street, Suite 501A, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

State Board of Education Regulation 43-205 outlines districts' administrative and professional personnel qualifications, duties and workloads.

Amendments will include changes to professional personnel for qualifications and duties of school counselors and career specialists to better align their duties with the EEDA and the American School Counselors Association and limit their activities to guidance and counseling.

Legislative review is required.

STATE BOARD OF EDUCATION

CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60, 59-29-10 et seq., 59-29-200, 59-33-30, 59-53-1810, and Pub. L. No. 114-95

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-232, Defined Program 6–8, last amended June 26, 2015.

Interested persons may submit their comments in writing to Darlene Prevatt, Team Leader, Office of Federal and State Accountability, 1429 Senate Street, Room 501-A, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

Regulation 43-232 establishes that each school district board of trustees shall ensure quality schooling by providing a rigorous, relevant curriculum for all students. Each school district shall examine the academic achievement standards adopted by the South Carolina State Board of Education. Elementary, middle, and high school faculty and staff shall work together to ensure that students are prepared to achieve these standards. When approved by the principal and the parents, a student promoted to the seventh or eighth grade may take units of ninth grade or higher work for school credit.

The amendment will ensure middle school students who are advanced beyond middle school level demonstrate the ability and developmental readiness to accelerate. Changes will also be made to bring the regulation's language consistent with the new Uniform Grading Policy.

Legislative review of this proposal will be required.

STATE BOARD OF EDUCATION

CHAPTER 43

Statutory Authority: 1976 Code Sections 59-1-425(C), 59-5-60, 59-18-110, 59-18-310(B), 59-29-10 et seq., 59-33-30, 59-53-1810, 20 U.S.C. 1232(g), and Pub. L. No. 114-95

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-234, Defined Program, Grades 9–12 and Graduation Requirements, last revised on June 26, 2015.

Interested persons may submit their comments in writing to Darlene Prevatt, Team Leader, Office of Federal and State Accountability, 1429 Senate Street, Room 501-A, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

Regulation 43-234 establishes that each school board of trustees must ensure quality schooling by providing a rigorous, relevant curriculum for all students. The regulation also stipulates that each school district must offer a standards-based academic curriculum organized around a career cluster system that provides students with individualized education choices. The regulation also defines the graduation requirements for the state.

12 DRAFTING NOTICES

The amendment will ensure the regulation is aligned to the new Uniform Grading Policy.

Legislative review is required.

STATE BOARD OF EDUCATION CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60 and 59-5-65

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-73, Disposition of Instructional Materials Samples after State Adoption Process.

Interested persons may submit their comments in writing to Mrs. Clare L. Luther, Instructional Materials and Budget Manager, Office of Finance, 301 Greystone Boulevard, Columbia, SC 29210 or by e-mail to clluther@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

State Board of Education Regulation 43-73 sets forth the procedures for the State, the Board-appointed members of the Instructional Materials Review Panels, and the publishers/vendors regarding the disposition and retention of the instructional materials samples provided during the review of instructional materials and the publisher/vendor sampling requirements. Amendments to Regulation 43-73 will establish an updated process as more materials are provided digitally and the deletion of obsolete procedures.

Legislative review is required.

STATE BOARD OF EDUCATION CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60(7), 59-31-210, and 59-31-360

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-71, Free Textbooks.

Interested persons may submit their comments in writing to Mrs. Clare L. Luther, Instructional Materials and Budget Manager, Office of Finance, 301 Greystone Boulevard, Columbia, SC 29210 or by e-mail to clluther@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

State Board of Education Regulation 43-71 sets forth the procedures and provisions to provide “free” instructional materials for grades K–12 in the free public schools of the State to include the requisitioning and distributing of instructional materials; the procedures for schools regarding inventory, damage/lost materials, return of materials, and the disposition of out-of-adoption materials; and the procedures for the most favored purchaser requirement to ensure that the State receives the lowest price offered by the publisher or vendor. Amendments to Regulation 43-71 will establish an updated process and provisions for schools, school districts, and the State and the deletion of obsolete procedures.

Legislative review is required.

**STATE BOARD OF EDUCATION
CHAPTER 43**

Statutory Authority: 1976 Code Sections 59-5-65, 59-65-90, Pub. L. No. 114-95, and
42 U.S.C. 5601 et seq.

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-274, Student Attendance, last revised on June 27, 2014.

Interested persons may submit their comments in writing to Darlene Prevatt, Team Leader, Office of Federal and State Accountability, Division Federal, State, and Community Resources, 1429 Senate Street, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

State Board of Education Regulation 43-274 establishes lawful and unlawful absences, defines truancy and reporting requirements, establishes intervention plans, and outlines referrals with judicial intervention and the South Carolina Department of Juvenile Justice.

The purpose of this amendment is to encourage proficiency without requiring the student to make up seat time and to amend language to adhere to the new Uniform Grading Policy and align with federal law.

Legislative review is required.

**STATE BOARD OF EDUCATION
CHAPTER 43**

Statutory Authority: 1976 Code Sections 59-5-60 and 59-39-100

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-240, Summer School Programs, last revised on June 26, 2002.

Interested persons may submit their comments in writing to Darlene Prevatt, Team Leader, Office of Federal and State Accountability, 1429 Senate Street, Room 501-A, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

Regulation 43-240 establishes summer school programs to deliver academic assistance to students in grades three through eight under the Education Accountability Act of 1988 (EAA) to promote students in grades one through eight, or to award Carnegie units of credit toward meeting the requirements for a state high school diploma.

The amendments will ensure language in the Regulation accurately reflects the proper statutory and regulatory policies.

14 DRAFTING NOTICES

Legislative review of this proposal will be required.

STATE BOARD OF EDUCATION CHAPTER 43

Statutory Authority: 1976 Code Sections 59-5-60(7), 59-5-90, 59-31-30, 59-31-40, 59-31-50, 59-31-210, and 59-31-510 et seq.

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-70, Textbook Adoption Regulation.

Interested persons may submit their comments in writing to Mrs. Clare L. Luther, Instructional Materials and Budget Manager, Office of Finance, 301 Greystone Boulevard, Columbia, SC 29210 or by e-mail to clluther@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

Pursuant to State Board of Education Regulation 43-70, the State Board of Education has the responsibility and duty to adopt the instructional materials used for instruction in the free public schools of the State subject to the provisions of the regulations. South Carolina contract statutes and any other applicable State laws guide the instructional materials adoption process. Amendments to Regulation 43-70 will establish an updated process for print and digital instructional materials and a revised timeline for the review and adoption of instructional materials that will allow periodic modification of the process to address the growing change in the instructional materials provided for student and classroom use.

Legislative review is required.

STATE BOARD OF EDUCATION CHAPTER 43

Statutory Authority: 1976 Code Sections 59-19-90, 59-63-30 et seq., 59-63-420, 59-63-470, 59-63-480, 59-63-490, 59-63-500, 59-63-510, 59-63-520, 59-63-530, 59-65-30, 59-65-90, and 20 U.S.C. 7165

Notice of Drafting:

The South Carolina Board of Education proposes to amend Regulation 43-273, Transfers and Withdrawals, last revised on June 28, 2013.

Interested persons may submit their comments in writing to Darlene Prevatt, Office of Federal and State Accountability, Division Federal, State, and Community Resources, 1429 Senate Street, Room 501-A, Columbia, South Carolina 29201 or by e-mail to dprevatt@ed.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on August 28, 2017.

Synopsis:

State Board of Education (SBE) Regulation 43-273 (R.43-273) governs the transfer and withdrawal of students and student records. It also gives the process by which districts accept units earned by a student in an accredited high school of this state, in a school of another state which is accredited under the regulations of the board of education of that state, and from a school, which is not accredited.

The purpose of this amendment is to clarify language and create consistent applications for the schools and districts to process transfers and withdrawals of students from schools.

Legislative review is required.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
CHAPTER 61

Statutory Authority: 1976 Code Sections 44-1-140(11) and 48-1-10 et seq.

Notice of Drafting:

The South Carolina Department of Health and Environmental Control (“Department”) proposes amending Regulation 61-56.1, License to Construct or Clean Onsite Sewage Treatment and Disposal Systems and Self-Contained Toilets. Interested persons are invited to submit written comments to David Vaughan, Program Manager, Onsite Wastewater Management, S.C. Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina 29201 or via email at vaughadr@dhec.sc.gov. To be considered, comments must be received no later than 5:00 p.m. on August 28, 2017, the close of the drafting comment period.

Synopsis:

The Department proposes to amend R.61-56.1, License to Construct or Clean Onsite Sewage Treatment and Disposal Systems and Self-Contained Toilets to remove the licensure of onsite wastewater system installers, and rededicate R.61-56.1 for the licensure of septage pumpers and haulers. The licensure of onsite wastewater system installers will be moved to R.61-56.2, Licensing of Onsite Wastewater Systems Master Contractors, in a separate amendment being proposed in the S.C. State Register concurrently with this amendment of R.61-56.1. Placing these requirements into separate regulations will provide the public and regulated entities with more clarity and easier search capabilities.

The revision would include an increase in fees to an appropriate level for implementing the program.

The Department may also make stylistic changes for internal consistency, clarification in wording, corrections of references, grammatical errors, outlining and codification, and such other changes as necessary to improve the overall quality of the regulation.

Legislative review is required.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
CHAPTER 61

Statutory Authority: 1976 Code Sections 44-1-140(11), 44-55-827, and 48-1-10 et seq.

Notice of Drafting:

The South Carolina Department of Health and Environmental Control (“Department”) proposes amending Regulation 61-56.2, Licensing of Onsite Wastewater System Master Contractors. Interested persons are invited to submit written comments to David Vaughan, Program Manager, Onsite Wastewater Management, S.C. Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina 29201 or via email at vaughadr@dhec.sc.gov. To be considered, comments must be received no later than 5:00 p.m. on August 28, 2017, the close of the drafting comment period.

16 DRAFTING NOTICES

Synopsis:

The Department proposes to amend R.61-56.2, Licensing of Onsite Wastewater System Master Contractors, to include the requirements for all installers that construct onsite wastewater (septic) systems. Among other requirements, the revision will include continuing educational requirements and a tiered system of installers with associated tiered fees.

To assist the industry in meeting the requirements for continuing education and ensure adequate and appropriate courses are available, the Department is proposing a delayed implementation of the continuing educational units' ("CEU") requirement to be phased into the program three years after passage of the regulation.

The Department may also make stylistic changes for internal consistency, clarification in wording, corrections of references, grammatical errors, outlining and codification, and such other changes as necessary to improve the overall quality of the regulation.

Legislative review is required.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL CHAPTER 61

Statutory Authority: 1976 Code Sections 44-1-140(11), 48-1-10 et seq., and 48-2-50

Notice of Drafting:

The South Carolina Department of Health and Environmental Control ("Department") proposes amending Regulation 61-55, Septic Tank Site Evaluation Fees. Interested persons are invited to submit written comments to David Vaughan, Program Manager, Onsite Wastewater Management, S.C. Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina 29201 or via email at vaughadr@dhec.sc.gov. To be considered, comments must be received no later than 5:00 p.m. on August 28, 2017, the close of the drafting comment period.

Synopsis:

The Department proposes amending R.61-55, Septic Tank Evaluation Fees to adjust application fees and correct and amend definitions. The revision would include an increase in fees, allow for a new expedited permitting process with associated fees, and application fees would be related to the particular service performed. This revision is needed to update the fees to an appropriate level for implementing the program.

The Department may also make stylistic changes for internal consistency, clarification in wording, corrections of references, grammatical errors, outlining and codification, and such other changes as necessary to improve the overall quality of the regulation.

Legislative review is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
CHAPTER 10

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-6-50 and 40-6-60

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-5 to change the exam fee charged to applicants from \$25 to “as set by the provider”. Interested persons may submit written comments to Amy Holleman, Administrator, Auctioneers’ Commission, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-5 to change the exam fee charged to applicants from \$25 to “as set by the provider” as the exam is not administered by the agency and is, instead, administered by a third party who sets the exam fee.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
CHAPTER 10

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-6-50 and 40-6-60

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to correct a scrivener’s error by adding the late fees, currently appearing in the Commission’s regulation R.14-12, to the agency’s fee schedule regulation, in Chapter 10-5. Interested persons may submit written comments to Amy Holleman, Administrator, Auctioneers’ Commission, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-5 to add late fees charged by the Auctioneers’ Commission. The late fees currently appear in R.14-12, the Commission’s regulation, and the Commission wishes to add them to R.10-5, which serves as the agency’s fee schedule regulation for boards and commissions.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
CHAPTER 10

Statutory Authority: 1976 Code Sections 40-1-50(D), 40-1-70, and 40-22-50(B)

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-14 to include the fee for the state rules and regulations examination required for Surveyors. Interested persons may submit comments to Lenora Addison-Miles, Administrator, Board of Registration for Professional Engineers and Surveyors, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329.

18 DRAFTING NOTICES

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-14 to include the fee for the state rules and regulations examination required for Surveyors. Regulation 49-104(A)(3) establishes that there will be offered a South Carolina State Surveying Exam. Previously, the Board offered this exam but in consonance with agency practices, the examination is now being offered by a third party vendor, and the fee must be set forth in regulation.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION CHAPTER 10

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-82-60, and 40-82-220

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend Regulation 10-20 to add fees assessed to licensees by the Liquefied Petroleum (LP) Gas Board. Interested parties may submit comments to Molly Price, Administrator, Liquefied Petroleum Gas Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend Regulation 10-20 to add the fees assessed to licensees by the Liquefied Petroleum (LP) Gas Board.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION CHAPTER 10

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-60-10 (H)(3), and 40-60-360

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend Regulation 10-36 to make certain changes pertaining to fees for the South Carolina Real Estate Appraisers Board. Interested persons may submit comments to Laura Smith, Administrator, Real Estate Appraisers Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to make changes to certain fees appearing in Regulation 10-36 pertaining to the South Carolina Real Estate Appraisers Board. The changes include removing fees not currently charged and adding fees for Appraisal Management Companies, added as a licensure category during the 2017 legislative session.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
CHAPTER 10

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70 and 40-67-70

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-41 to reduce the fee for reinstatement of a license issued by the Board of Examiners in Speech-Language Pathology and Audiology from \$270 to \$220. Interested persons may submit comments to Mack Williams, Administrator, South Carolina Board of Examiners in Speech-Language Pathology and Audiology, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.10-41 to reduce the fee for reinstatement of a license issued by the Board of Examiners in Speech-Language Pathology and Audiology to reduce it from \$270 to \$220. The reduction reflects a prior reduction in the renewal fee which is a component in calculating the reinstatement fee.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF BARBER EXAMINERS
CHAPTER 17

Statutory Authority: 1976 Code Sections 40-7-50 and 40-7-60

Notice of Drafting:

The South Carolina Board of Barber Examiners proposes to amend R.17-8 regarding: the number of hours of training per day required to be considered full-time for students training in barber schools or colleges; the individuals who can serve as supervisors for on-the-job (OJT) training for full-time and part-time students; and the number of weeks required for students training part-time in schools or in colleges and for students training part-time on-the-job. Interested persons may submit comments to Theresa Brown, Administrator, Board of Barber Examiners, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Board of Barber Examiners proposes to amend R.17-8: to reduce the number of hours of training per day required to be considered full-time for students training in barber schools or colleges from 8 to 7.5 hours; to limit the individuals who can serve as supervisors for on-the-job training for full-time and part-time students to OJT barber instructors; and to increase the number of weeks required for students training part-time in schools or in colleges from 40 to 75 weeks and for students training part-time under an OJT barber instructor from 48 to 96 weeks.

Legislative review of this amendment is required.

20 DRAFTING NOTICES

DEPARTMENT OF LABOR, LICENSING AND REGULATION BOARD OF EXAMINERS FOR LICENSURE OF PROFESSIONAL COUNSELORS, MARRIAGE AND FAMILY THERAPISTS AND PSYCHO-EDUCATIONAL SPECIALISTS

CHAPTER 36

Statutory Authority: 1976 Code Section 40-75-60

Notice of Drafting:

The South Carolina Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists and Psycho-Educational Specialists proposes to amend regulations appearing in Chapter 36 to revise and update licensing requirements, decrease the number of intern practicum hours, revise the allocation of supervised clinical experience hours, allow a portion of the required supervision to be obtained online, revise the continuing education requirements, and update the Code of Ethics. Interested parties may submit comments to Marlo Thomas-Koger, Administrator, Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists and Psycho-Educational Specialists, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists and Psycho-Educational Specialists proposes to amend regulations to revise and update licensing requirements, decrease the number of intern practicum hours, revise the allocation of supervised clinical experience hours, allow a portion of the required supervision to be obtained online, revise the continuing education requirements, and update the Code of Ethics.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION BOARD OF REGISTRATION FOR FORESTERS

CHAPTER 53

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 48-27-140 and 48-27-190

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.53-16 to remove fees for registration and renewal of foresters as they have been moved to the agency's fee regulation and appear in Chapter 10. Interested persons may submit comments to Molly Price, Administrator, Board of Registration for Foresters, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation proposes to amend R.53-16 to remove the fees for registration and renewal of foresters as they have been moved to the agency's fee regulation, Chapter 10, previously.

Legislative review of this amendment is required.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF IMMIGRANT WORKER COMPLIANCE**

CHAPTER 71

Statutory Authority: 1976 Code Section 40-83-30(L)

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation's Office of Immigrant Worker Compliance proposes to amend R.71.10002 to repeal sections A through D regarding the Department's audit program to conform to statutory changes. Interested persons may submit comments to Melina Mann, General Counsel, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The South Carolina Department of Labor, Licensing and Regulation's Office of Immigrant Worker Compliance proposes to amend R.71.10002 to repeal sections A through D regarding the Department's audit program to conform to statutory changes.

Legislative review of this amendment is required.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
MANUFACTURED HOUSING BOARD**

CHAPTER 79

Statutory Authority: 1976 Code Sections 40-1-70(5) and 40-29-95(8)

Notice of Drafting:

The South Carolina Manufactured Housing Board proposes to amend R.79-6 to require continuing education for license renewal. Interested persons may submit written comments to Roger Lowe, Administrator, Manufactured Housing Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Manufactured Housing Board proposes to amend R.79-6 to require continuing education for license renewal. Three hours of continuing education will be required per year, and the courses must include South Carolina or Federal laws, regulations, and judicial decisions affecting the sale, installation, or repair of manufactured houses. The Board would be charged with approving courses.

Legislative review of this amendment is required.

22 DRAFTING NOTICES

DEPARTMENT OF LABOR, LICENSING AND REGULATION MANUFACTURED HOUSING BOARD

CHAPTER 79

Statutory Authority: 1976 Code Section 40-29-10(D)(3)

Notice of Drafting:

The South Carolina Manufactured Housing Board proposes to amend R.79-42 relating to manufactured home installation to conform to Federal requirements set forth by the Department of Housing and Urban Development. Interested persons may submit written comments to Roger Lowe, Administrator, Manufactured Housing Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Manufactured Housing Board proposes to amend R.79-42 relating to installation consistent with the regulations promulgated by the Department of Housing and Urban Development and set forth in 24 CFR Parts 3285, the Model Manufactured Home Installation Standards, and 3296, the Manufactured Home Installation Program.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION MESSAGE/BODYWORK THERAPY

CHAPTER 77

Statutory Authority: 1976 Code Sections 40-30-60 and 40-30-140(D)

Notice of Drafting:

The Director of the South Carolina Department of Labor, Licensing and Regulation, in conjunction with the South Carolina Panel for Massage/Bodywork, proposes to amend the Panel's regulations to add a regulation establishing the conditions by which the Department may issue a provisional license to applicants. Interested persons may submit comments to Theresa Brown, Administrator, Panel for Massage/Bodywork, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The Director of the South Carolina Department of Labor, Licensing and Regulation, in conjunction with the South Carolina Panel for Massage/Bodywork, proposes to amend its regulations to add a regulation establishing the conditions by which the Department may issue a provisional license to applicants. South Carolina Code Section 40-30-140 mandates that the department establish conditions for issuance of a provisional license in regulation.

Legislative review of this amendment is required.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF NURSING**

CHAPTER 91

Statutory Authority: 1976 Code Section 40-33-10(E)

Notice of Drafting:

The South Carolina Board of Nursing proposes to amend Regulation 91-2 to incorporate changes necessitated by the adoption of the enhanced Nurse Licensure Compact during the recent legislative session, reflected in 2017 Act No. 41. Interested persons may submit comments to Carol Moody, Administrator, Board of Nursing, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The South Carolina Board of Nursing proposes to amend Regulation 91-2 to incorporate changes necessitated by the adoption of the enhanced Nurse Licensure Compact during the recent legislative session, reflected in 2017 Act No. 41.

Legislative review of this amendment is required.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
PERPETUAL CARE CEMETERY BOARD**

CHAPTER 21

Statutory Authority: 1976 Code Section 40-8-70

Notice of Drafting:

The South Carolina Perpetual Care Cemetery Board proposes to the amend Regulation 21-2(4) to reflect that a licensed public accountant will examine a cemetery company's care and maintenance trust fund and merchandise fund annually. Interested persons may submit written comments to Amy Holleman, Administrator, Perpetual Care Cemetery Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The Perpetual Care Cemetery Board proposes to accept a recommendation from the Agreed Upon Procedures Committee to amend its regulations to require annual submission of Agreed Upon Procedures as opposed to every three (3) years as is currently required by the regulation.

Legislative review of this amendment is required.

24 DRAFTING NOTICES

DEPARTMENT OF LABOR, LICENSING AND REGULATION COMMISSIONERS OF PILOTAGE

CHAPTER 136

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 54-15-10, and 54-15-140

Notice of Drafting:

The South Carolina Commissioners of Pilotage propose to amend Regulation 136-035, fees for pilots for the Lower Coastal Area. Interested persons may submit comments to Rita A. Melton, Administrator, Commissioners of Pilotage, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211-1329.

Synopsis:

The South Carolina Commissioners of Pilotage propose to amend Regulation 136-035, fees for pilots for the Lower Coastal Area. The Commissioners seek to increase fees from \$960 to \$1,500 annually to cover the costs to record marine radio transmissions, conduct oversight of physical exams, investigate accidents, examine candidates for higher level licenses, maintain a robust drug testing program, sustain sound administrative practices, and otherwise establish a solid foundation for a safe and effective pilotage system. This regulation impacts 20 licensed pilots and 3 apprentices.

Legislative review of this amendment is required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION REAL ESTATE APPRAISERS BOARD

CHAPTER 137

Statutory Authority: 1976 Code Sections 40-60-10 (H)(3) and 40-60-360

Notice of Drafting:

The South Carolina Real Estate Appraisers Board proposes to: amend its regulations regarding appraisal experience, qualifications, appraisal categories, mass appraisals, apprentice and supervisor requirements, temporary practice, continuing education, and disciplinary actions; delete fees; add regulations for Appraisal Management Companies; and make editorial changes. Interested persons may submit comments to Laura Smith, Administrator, Real Estate Appraisers Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The South Carolina Real Estate Appraisers Board proposes to: amend its regulations regarding appraisal experience, qualifications, appraisal categories, mass appraisals, apprentice and supervisor requirements, temporary practice, continuing education and disciplinary actions; delete fees as they were added to Chapter 10 in 2014; add regulations for Appraisal Management Companies, which were added as a licensure category during the 2017 legislative session; and make editorial changes. Changes pertaining to appraisal experience and qualifications.

Legislative review of this amendment is required.