

IV.-a

http://www.scstatehouse.net/sess115_2003-2004/bills/203.htm

South Carolina General Assembly
115th Session, 2003-2004

A24, R65, S203

STATUS INFORMATION

General Bill

Sponsors: Senators Jackson, McConnell, Matthews, Courson, Anderson, Ford, Glover, Malloy, Patterson, Pinckney and Kuhn

Document Path: I:\s-jud\bills\jackson\jud0018.dj.doc

Introduced in the Senate on January 16, 2003

Introduced in the House on March 27, 2003

Last Amended on April 23, 2003

Passed by the General Assembly on April 29, 2003

Became law without Governor's signature, May 15, 2003

Summary: Higher Education Equalization Program; CHE to establish to enhance educational opportunities for certain students attending private, historically black colleges

HISTORY OF LEGISLATIVE ACTIONS

Date	Body	Action Description with journal page number
1/16/2003	Senate	Introduced and read first time SJ-10
1/16/2003	Senate	Referred to Committee on Judiciary SJ-10
3/12/2003	Senate	Committee report: Favorable with amendment
Judiciary		
		SJ-10
3/13/2003	Senate	Amended SJ-16
3/13/2003	Senate	Read second time SJ-16
3/17/2003		Scrivener's error corrected
3/26/2003	Senate	Amended SJ-40
3/26/2003	Senate	Read third time and sent to House SJ-40
3/27/2003	House	Introduced and read first time HJ-11
3/27/2003	House	Referred to Committee on Ways and Means HJ-11
3/27/2003		Scrivener's error corrected
4/9/2003	House	Committee report: Favorable with amendment Ways
and		
		Means HJ-16
4/23/2003	House	Amended HJ-23
4/23/2003	House	Read second time HJ-24
4/24/2003	House	Read third time and returned to Senate with
amendments		
		HJ-26

4/29/2003	Senate	Concurred in House amendment and enrolled SJ-44
5/8/2003		Ratified R 65
5/15/2003		Became law without Governor's signature
5/23/2003		Copies available
5/23/2003		Effective date 05/15/03
6/11/2003		Act No. 24

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VERSIONS OF THIS BILL

[1/16/2003](#)

[1/16/2003](#)

[3/12/2003](#)

[3/13/2003](#)

[3/17/2003](#)

[3/26/2003](#)

[3/27/2003](#)

[4/9/2003](#)

[4/23/2003](#)

(Text matches printed bills. Document has been reformatted to meet World Wide Web specifications.)

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(A24, R65, S203)

AN ACT TO AMEND TITLE 2, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE GENERAL ASSEMBLY, BY ADDING CHAPTER 77 SO AS TO MAKE CERTAIN LEGISLATIVE FINDINGS AND TO ESTABLISH THE SOUTH CAROLINA HIGHER EDUCATION EXCELLENCE ENHANCEMENT PROGRAM FOR THE PURPOSE OF REQUIRING THE COMMISSION ON HIGHER EDUCATION TO ENTER INTO CONTRACTS WITH SPECIFIED PRIVATE COLLEGES AND UNIVERSITIES TO BE USED FOR CERTAIN PURPOSES INTENDED TO ENHANCE THE EDUCATIONAL OPPORTUNITIES OF LOW-INCOME, EDUCATIONALLY, AND SOCIALLY DISADVANTAGED STUDENTS.

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

Higher Education Excellence Enhancement Program

SECTION 1. Title 2 of the 1976 Code is amended by adding:

"CHAPTER 77
South Carolina Higher Education Excellence Enhancement Program

Section [2-77-10](#). The General Assembly finds that:

- (1) a significant part of the state mission in education has been to enhance excellence in higher education for low-income and educationally disadvantaged students;
- (2) certain institutions have played an integral role in offering higher educational access to low-income and educationally disadvantaged students who otherwise might not have been able to obtain a college education, which has resulted in a substantial public benefit;
- (3) these institutions provide a unique educational opportunity for these targeted groups of students by offering flexible admission policies, low tuition rates, and small enrollments to ensure smaller class size tailored to the needs of these targeted students;
- (4) these institutions are often limited in their abilities to raise funds from their respective student populations from tuition and fees because of the demographic profiles of their students and, as a result, charge tuition rates which on average are substantially lower than those charged by other higher educational institutions in this State;
- (5) the federal government has recognized the unique ability of certain institutions to accomplish the important public benefit of enhancing opportunities in higher education for low-income and educationally disadvantaged students;
- (6) public educational assistance made available to the institutions that serve these targeted students provides a direct educational benefit to the students by improving the overall quality of their educational experiences by offering enhanced facilities and improved academic instruction; and
- (7) it is necessary that the State of South Carolina enable these institutions to effectively partner with the federal government to ensure the continued existence in this State of these institutions, which provide a substantial public benefit to the State by enabling these targeted students to be well-educated, to move into the workforce, and to improve the quality of life in South Carolina.

Section [2-77-15](#). For purposes of this chapter:

- (1) 'Eligible institution' means a four-year institution of higher learning at which sixty percent or more of the enrolled undergraduate students are low-income and educationally disadvantaged students.
- (2) 'Federal funding program' means:

(a) Section 507(c) of the Omnibus Parks and Land Management Act of 1996 (16 U.S.C. 470a note), as amended; or

(b) Part B, Subchapter III, Chapter 28, Title 20 of the United States Code.

(3) 'Low-income and educationally disadvantaged student' means a student who receives a Pell Grant.

Section [2-77-20](#). (A) There is hereby established the South Carolina Higher Education Excellence Enhancement Program for the general purpose of enhancing the educational opportunities of low-income and educationally disadvantaged students. The program must be administered by the Commission on Higher Education. The commission must enter into annual contracts with eligible institutions to accomplish the purposes of this program.

(B) The program must be funded by appropriations from the Education Lottery Account in an amount provided by the General Assembly.

(C) An institution seeking to qualify as an eligible institution must submit an annual application to the commission. The commission must certify the eligibility of institutions seeking contracts pursuant to this section. Of the funds appropriated for this program, one-half must be allocated equally among the eligible institutions. The remainder of the appropriated funds shall be awarded to eligible institutions based upon merit, through criteria developed by the Commission on Higher Education.

(D) From the amounts allocated on an equal basis, an institution receiving an allocation of funds must first use the funds as the nonfederal match required by a federal funding program that provides funding for historic preservation or for capital improvements. In awarding funds based on merit, the commission shall give priority to those proposals that can be matched with funds from a federal funding program.

Section [2-77-30](#). (A) From amounts appropriated by the General Assembly, the commission must enter into contracts with eligible institutions that are certified by the commission for any of the following uses:

(1) purchase, rental, or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes;

(2) construction, maintenance, renovation, and improvement in classroom, library, laboratory, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services;

(3) support of faculty exchanges, faculty development, and faculty fellowships to assist in attaining advanced degrees in their fields of instruction;

(4) purchase of library books, periodicals, microfilm, and other educational materials, including telecommunications program materials;

(5) tutoring, counseling, and student service programs designed to improve academic success;

(6) funds and administrative management, and acquisition of equipment for use in strengthening funds management;

(7) joint use of facilities, such as laboratories and libraries;

(8) establishing or improving a development office to strengthen or improve contributions from alumni and the private sector;

(9) establishing or enhancing a program of teacher education designed to qualify students to teach in a public elementary or secondary school in the State that must include, as part of the program, preparation for teacher certification; and

(10) other activities proposed that contribute to carrying out the purposes of this act, and which are approved by the commission as part of the review and acceptance of the application.

(B) Each eligible institution must keep such records as the commission prescribes, including records which fully disclose:

(1) the amount and disposition by each recipient of the proceeds of the assistance;

(2) the cost of the project or undertaking in connection with which the assistance is given or used;

(3) the amount of that portion of the cost of the project or undertaking supplied by other sources; and

(4) such other records as will facilitate an effective audit by the Commission on Higher Education.

Section [2-77-40](#). Any funds paid to an eligible institution pursuant to this chapter but not expended or used for the purposes for which the funds were paid within three years following the date of the contract awarded to an eligible institution must be repaid to the Education Lottery Account immediately upon the expiration of the three-year period.

Section [2-77-50](#). The commission must promulgate regulations and establish procedures to administer the provisions of this chapter including, but not limited to, audits of contracting institutions."

Time effective

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

Ratified the 8th day of May, 2003.

Became law without the signature of the Governor -- 5/15/03.

This web page was last updated on June 11, 2003 at 11:00 AM

IV.-a

CHEMIS DATA DICTIONARY
DATE CREATED: 7/27/98
DATE LAST REVISED: 06/30/04

AWARD_AMT

SOUTH CAROLINA COMMISSION ON HIGHER EDUCATION MANAGEMENT INFORMATION SYSTEM

ELEMENT TITLE: Amount Awarded for State Scholarship Dollars for LIFE, Palmetto Fellows, Need-Based, HOPE, Lottery Tuition Assistance, and Pell Grants.

SUPPLIED BY: Institution

DEFINITION: The amount of the scholarship for the reported year and semester.

CODES, CATEGORIES, AND COMMENTS:

FIELD SPECIFICATIONS

REQUIREMENT TYPE: Mandatory - Null Allowed

DATA VALUE RANGE: 100 - 100000

FIELD LENGTH: 8 (with 2 implied decimals)

FIELD TYPE: Numeric

ENTRY EXAMPLE: 100000 (implies a dollar amount of \$1000)

CHE USE ONLY

WHERE USED (File): STUDENT.DISBURSEMENTS

WHERE USED (Table):

WHERE USED (Tape): TAPE.STUDENTD

IV.-b

CHEMIS DATA DICTIONARY
DATE CREATED: 2/14/00
DATE LAST REVISED: 06/30/04

COST_ATTEND

**SOUTH CAROLINA COMMISSION ON HIGHER EDUCATION
MANAGEMENT INFORMATION SYSTEM**

ELEMENT TITLE: Cost of Attendance

SUPPLIED BY: Institution

DEFINITION: The student's cost-of-attendance is the total amount estimated that it will cost the student to attend during a period of enrollment. The financial aid offices at the school the student is attending are responsible for calculating the student's cost based on formulas specified by Title IV Regulations. The cost-of-attendance includes components such as tuition and fees, room (can not exceed the average cost for on campus) and board (can not exceed the least expensive 21 meals per week plan, transportation costs, and dependent care expenses.

CODES, CATEGORIES, AND COMMENTS:

This is to be reported for those students receiving Palmetto Fellows Scholarships, LIFE, HOPE, Need-based Grants, or Pell Grants.

The amount reported in the Cost of Attendance data field can be for an Academic Year or a Term (i.e., Semester). The period reported is designated in the data field, CST_PER, described on page 10.4.

When the award amount is for a credit, cost of attendance is to be reported as 999999.

Scholarship/Grant Types for Cost of Attendance:

Palmetto Fellows - Required to be reported unless a credit, then report as 999999.

LIFE – Required to be reported unless a credit, then report as 999999

HOPE – Required to be reported unless a credit, then report as 999999

Need-based – Required to be reported unless a credit, then report as 999999

Lottery Tuition Assistance – Report as 999999

Pell Grant - Required to be reported unless a credit, then report as 999999

FIELD SPECIFICATIONS

REQUIREMENT TYPE: Mandatory - Null Allowed

DATA VALUE RANGE: 000001 - 999998; 999999 = Null

FIELD LENGTH: 6

FIELD TYPE: Numeric

ENTRY EXAMPLE: 007000 (represents \$7,000 as the cost of attendance)

===== **CHE USE ONLY** =====

WHERE USED (File):

WHERE USED (Table):

WHERE USED (Tape): TAPE.STUDENTD

IV.-c

CHEMIS DATA DICTIONARY
DATE CREATED: 2/14/00
DATE LAST REVISED: 06/30/04

EXP_FAM_CONT

SOUTH CAROLINA COMMISSION ON HIGHER EDUCATION MANAGEMENT INFORMATION SYSTEM

ELEMENT TITLE: Expected Family Contribution

SUPPLIED BY: Institution

DEFINITION: The Expected Family Contribution (EFC) is a measure of how much the student and his or her family can be expected to contribute to the cost of the student's education. The EFC is calculated using information provided on the Free Application for Federal Student Aid (FAFSA) and according to the formula specified by Title IV Regulations. The EFC is calculated by using one of three formulas: Worksheet A is for dependent students, Worksheet B is for independent students without dependents other than spouse, and Worksheet C is for independent students with dependents other than spouse.

CODES, CATEGORIES, AND COMMENTS:

This data field is to be reported only for those students receiving Need-based Grants, Lottery Tuition Assistance, or Pell Grants.

The amount reported in the Expected Family Contribution data field can be for an Academic Year or a Term (i.e., Semester). The period reported is designated in the data field, EXP_PER, described on page 32.3.

When the award amount is for a credit, Expected Family Contribution is to be reported as 999999.

Scholarship/Grant Types for Expected Family Contribution:

Palmetto Fellows - Report as 999999

LIFE - Report as 999999

HOPE - Report as 999999

Need-based - Required to be reported unless a credit, then report as 999999.

Lottery Tuition Assistance - Required to be reported unless a credit, then report as 999999

Pell Grants - Required to be reported unless a credit, then report as 999999.

FIELD SPECIFICATIONS

REQUIREMENT TYPE: Mandatory - Null Allowed

DATA VALUE RANGE: 000000 - 999998; 999999 = Null

FIELD LENGTH: 6

FIELD TYPE: Numeric

ENTRY EXAMPLE: 007000 (represents \$7,000 expected family contribution)

CHE USE ONLY

WHERE USED (File):

WHERE USED (Table):

WHERE USED (Tape): TAPE.STUDENTD

IV.-c

CHEMIS DATA DICTIONARY
DATE CREATED: 2/14/00
DATE LAST REVISED: 06/30/04

GIFT_AID

SOUTH CAROLINA COMMISSION ON HIGHER EDUCATION MANAGEMENT INFORMATION SYSTEM

ELEMENT TITLE: Gift Aid

SUPPLIED BY: Institution

DEFINITION: Gift aid is any source of funding (federal, state, institutional or private) that does not require the student to repay, excluding the amount awarded for the Palmetto Fellows Scholarship. It does not include self help aid, such as work study and loans.

CODES, CATEGORIES, AND COMMENTS:

This is to be reported for only those students receiving Palmetto Fellows Scholarships.

The amount reported in the Gift Aid data field can be for an Academic Year or a Term (i.e., Semester). The reporting period is designated in the data field, GIFT_PER, described on page 36.3.

When the award amount is for a credit, Gift Aid is to be reported as 999999.

Scholarship/Grant Types for Gift Aid:

Palmetto Fellows - Required to be reported unless a credit, then report 999999.

LIFE - Report as 999999

Need-based - Report as 999999

HOPE - Report as 999999

Lottery Tuition Assistance - Report as 999999

Pell Grants - Report as 999999

FIELD SPECIFICATIONS

REQUIREMENT TYPE: Mandatory - Null Allowed

DATA VALUE RANGE: 000001 - 999998; 999999 = Null

FIELD LENGTH: 6

FIELD TYPE: Numeric

ENTRY EXAMPLE: 007000 (represents \$7,000 gift aid)

CHE USE ONLY

WHERE USED (File):

WHERE USED (Table):

WHERE USED (Tape): TAPE.STUDENTD