

CHE Legislative Update, November 7, 2013

Budget Forecast

BEA met last Wed (Oct 30) and adopted a preliminary estimate for the upcoming budget year (FY14-15). For FY14-15 the estimate is based on no changes to the current year and a 3% growth rate for next year.

Recurring

| | |
|------------------------------------------|------------------------|
| Gross General Fund Revenue for FY15 | \$7.057 Billion |
| Less Property Tax Relief Transfer: | (\$552.7 Million) |
| Less General Reserve Transfer: | (\$26.6 Million) |
| Less FY 14 Appropriation Base: | <u>\$6.375 Billion</u> |
| Estimated Net New Recurring Funds | \$102.7 Million |

NonRecurring

| | |
|------------------------------------------------------------------------|------------------------|
| Excess FY12-13 Revenue available after \$50 million transfer to Roads: | \$68.3 Million |
| Contingent Reserve from Governor's vetoes sustained: | \$2.6 Million |
| Capital Reserve Fund | <u>\$117.2 Million</u> |
| Estimated NonRecurring | \$188.1 Million |

The estimate is official and in keeping with the statutory requirement to adopt an estimate by November 10. However, the BEA indicated that they would review an additional month of data and other factors, and revisit the forecast at their next meeting on November 18. They did not change the current year's (FY13-14) estimate, but did allude that they will likely revise upward the current year's estimate which could adjust up toward the FY14-15 estimate.

Legislation:

As a reminder of legislation that remained on the calendar at the end of the 2013 session, a list of bills that relate to higher education or were of interest for institutions and state agencies is provided. (Attached) The listing is grouped by general subject of the bills. These bills may be considered in the upcoming year and new legislation will be introduced. As in past years, it is anticipated that a version of this list will be available on our website with links to the full text of bills and updates made throughout the session.

Prefile dates have been announced by the House and Senate. Both will be prefilng legislation on December 3 and December 10. The legislation that is prefled will be introduced in the House and Senate when the General Assembly returns on January 14 (2nd Tuesday of January). We'll discuss the legislation further in December or January. Should you have questions about any of the bills, please let me know.

Meetings:

Dr. Sutton, Gary Glenn, and I met with Governor's staff to discuss our budget requests. It is expected that the Governor will release her Executive Budget in early January.

We have also met with Ways and Means staff in preparation for an upcoming meeting of a special subcommittee on K-16 building needs and utilization. A date has not officially been set but we are anticipating the meeting to be held during the afternoon of December 4. CHE staff will be presenting and we'll provide additional information as the presentation is shaped.

Reports:

We are continuing to work on the three reports that have been requested by the Governor and General Assembly. Two are due December 1. The inventory of state-mandated reporting is in process - we compiled a list of reporting required by CHE and reviewed the budget provisos and code and outlined identified statutory reporting. The listing has been provided to institutions for review and comment. We are working internally on the report on the award of scholarships in the summer and expect to provide a report for discussion with institutions by the end of the week or first part of next week. Our work is informed by meetings we've had previously with institutional representatives and statewide data on scholarship disbursements and summer enrollment available to us through CHE's data system. The third report, which is due on January 3, focuses on parity funding and is in process.

2013-14 LEGISLATION

The 2014 Session (2nd regular session) of the 120th SC General Assembly convenes on January 14, 2014.

The report below includes selected bills carried over from 2013 of interest for higher education. The listing is not exhaustive. Bills are hyperlinked to full text and listed grouped by subject. For additional information on legislation, www.scstatehouse.gov.

The House and Senate are scheduled to prefile legislation for the 2014 Session on December 3 and 10.

House bills (denoted by H.) / Senate bills (denoted by S.)

| Bill # | Bill Title or Brief Descriptive Title | Status of Legislation (Status is underlined and bold. Bill Summaries are in ALL CAPS) |
|-------------------------------------------|------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Higher Education Funding | | |
| S.266 | Accountability Based Funding | <u>ON SENATE CALENDAR AWAITING 2nd READING.</u> This bill was reported out of Senate Education favorably with amendments on 5/29/2013 and remains on the Senate calendar awaiting consideration. The bill was amended in committee to include a provision to prohibit the use of the MRR relative to any new funding mechanism that is recommended. A companion House bill, H.3518, (see above) passed earlier the session remains in Senate Education. |
| H.3518 | Accountability Based Funding | <u>IN SENATE COMMITTEE.</u> Joint Resolution that would require CHE, in working with the public universities, to make recommendations for a revised accountability based funding system for higher education. The Resolution, as introduced, exempts the technical colleges. As of the end of the session, the bill, which was passed by the House and introduced in the Senate on 4/10/2013, remains in Senate Education. A companion Senate bill, S.266, see below, received consideration of Senate Education, and as of the end of the session, was on the Senate calendar awaiting consideration. |
| S.89 | Higher education base student cost | <u>IN HOUSE WAYS AND MEANS COMMITTEE.</u> TO AMEND ARTICLE 2, CHAPTER 101, TITLE 59 OF THE 1976 CODE, RELATING TO PUBLIC INSTITUTIONS OF HIGHER LEARNING, BY ADDING SECTION 59-101-605, TO PROVIDE FOR A HIGHER EDUCATION BASE STUDENT COST AND TO PROVIDE THAT A PUBLIC INSTITUTION OF HIGHER LEARNING MUST BE FUNDED BY USING THE BASE STUDENT COST. |
| S.86 | Funding of public higher education institutions | <u>IN SENATE FINANCE COMMITTEE.</u> PROPOSING AN AMENDMENT TO ARTICLE XI OF THE SOUTH CAROLINA CONSTITUTION, 1895, RELATING TO PUBLIC EDUCATION, TO ADD SECTION 5 TO PROVIDE THAT THE GENERAL ASSEMBLY SHALL DEVELOP A SYSTEM FOR FUNDING THE PUBLIC HIGHER EDUCATION INSTITUTIONS OF THIS STATE ON A UNIFORM AND NONDISCRIMINATORY PER PUPIL BASIS. |
| H.3130 | Appropriations made to higher learning institutions from the lottery expenditure account | <u>IN HOUSE WAYS AND MEANS COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-150-357 SO AS TO PROVIDE THAT APPROPRIATIONS MADE TO A PUBLIC INSTITUTION OF HIGHER LEARNING FROM THE LOTTERY EXPENDITURE ACCOUNT MUST BE REFLECTED IN ITS BUDGET. |
| S.415 | SC State University, Bond for Facilities | <u>IN SENATE FINANCE COMMITTEE.</u> TO AMEND ACT 1377 OF 1968, AS AMENDED, RELATING TO THE ISSUANCE OF STATE CAPITAL IMPROVEMENT BONDS, SO AS TO AUTHORIZE THE CONSTRUCTION OF A NEW CLASSROOM BUILDING AND A NEW STUDENT CENTER AT SOUTH CAROLINA STATE UNIVERSITY AND CONFORM THE AGGREGATE PRINCIPAL INDEBTEDNESS AMOUNT TO THE ADDITIONAL AMOUNTS AUTHORIZED BY THIS ACT AND TO PROVIDE THAT THE PROVISIONS OF SECTION 2-7-105, CODE OF LAWS OF SOUTH CAROLINA, 1976, DO NOT APPLY TO THE PROVISIONS OF THIS ACT. |
| Higher Education Regulatory Reform | | |
| H.4039 | Clemson Enterprise Act | <u>IN HOUSE COMMITTEE.</u> A companion bill to S.535, this legislation was introduced on 4/25/2013 and referred to House Ways and Means. The legislation provides certain regulatory exemptions for Clemson University. |
| S.535 | Clemson Enterprise Act | <u>IN HOUSE COMMITTEE.</u> Passed Senate, sent to House and referred to House Ways and Means where it awaits consideration. A companion House bill, H.4039, was introduced on 4/29/2013. In considering this bill at the committee level, Senate Finance Committee chair charged a special ad hoc subcommittee with the review and consideration of the legislation. Information and materials from the ad hoc committee meetings are available at http://www.scstatehouse.gov/committeefinfo/SenateFinanceS535SpecialSubcommittee/SenateFinanceS535SpecialSubcommittee.php |
| Scholarships and Grants | | |
| H.3784 | SC National Guard College Assistance Program | <u>IN SENATE COMMITTEE.</u> The legislation passed the House on 4/25/2013, and was referred to Senate Education. The legislation provides clarification to the application process and benefit eligibility. The bill also includes a provision to provide for the ability to carry forward funding and to exempt the program from mid-year cuts. A budget proviso, 11.17, was enacted to provide a carry forward and mid-year exemption provision. |
| S.208 | LIFE or Palmetto Fellows | <u>IN SENATE COMMITTEE.</u> Introduced and sent to Senate Education on 1/8/2013. The bill relates to the math/science enhancements for LIFE and Palmetto Fellows and eligibility requirements for those who change majors. |
| S.394 | LIFE Scholarship | <u>IN SENATE EDUCATION COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-149-55 SO AS TO PROVIDE THAT A STUDENT WITH AN INTELLECTUAL DISABILITY MAY BE ELIGIBLE FOR A LIFE SCHOLARSHIP AND TO DEFINE THE TERM INTELLECTUAL DISABILITY; AND TO AMEND SECTION 59-149-30, RELATING TO THE FULL-TIME ENROLLMENT REQUIREMENT FOR A LIFE SCHOLARSHIP, SECTION 59-149-50, AS AMENDED, RELATING TO REQUIREMENTS FOR A LIFE SCHOLARSHIP, AND SECTION 59-149-60, RELATING TO THE DURATION OF A LIFE SCHOLARSHIP, ALL SO AS TO MAKE CONFORMING CHANGES. |
| Tuition | | |
| H.3086 | Tuition rates for military personnel and dependents | <u>IN SENATE COMMITTEE.</u> Passed the House, introduced in the Senate on 3/21/2013 and referred to Senate Education where it resides awaiting consideration. This legislation was also considered during the 2012 Session. The legislation, if enacted, provides a waiver of the requisite 12-month physical presence requirement for veterans and dependents upon establishing the intent to domicile in South Carolina. A similar Senate Bill, S.787 was introduced at the end of the session. |
| S.93 | Tuition Rates for Military | <u>IN SENATE COMMITTEE.</u> This bill provides that non-resident military and dependents on the GI bill are eligible for in-state, resident tuition and fee rates at public colleges. The bill was introduced on 1/8/2013 and referred to Senate Education where it remains. The Higher Education subcommittee considered the bill and carried it over for further review. |
| S.787 | Tuition rates for military personnel and dependents | <u>IN SENATE COMMITTEE.</u> Bill introduced 5/2013 and referred to Senate Education. It is similar to H.3086 (see above) which was passed by the House. |

| Bill # | Bill Title or Brief Descriptive Title | Status of Legislation (Status is underlined and bold. Bill Summaries are in ALL CAPS) |
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| H.3896 | Tuition Prepayment Program | <u>IN SENATE COMMITTEE.</u> The Tuition Prepayment Program was closed to new enrollees in 2007. The legislation, if enacted, would impose a cap on the tuition public institutions could charge participants at the 2008-09 level. It is estimated that there would be a \$68 million cost over 15 years in doing so. This bill was passed by House and was referred to the Senate where it remains in Senate Education. |
| S.259 | Free Tuition for 60+: amends §59-111-320 to remove prohibition of employment for those 60+ | <u>IN HOUSE COMMITTEE.</u> Passed by the Senate on 5/1/2013 and sent to the House where it was referred to and remains in House Ways and Means Committee. |
| H.3129 | Tuition Rates | <u>IN HOUSE WAYS AND MEANS COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-112-25 SO AS TO PROVIDE THAT A STUDENT WHO IS NOT DOMICILED IN SOUTH CAROLINA AND WHO HAS NOT BEEN GRANTED AN OUT-OF-STATE TUITION RATE WAIVER SHALL COMMIT TO PAYING THE OUT-OF-STATE TUITION RATE FOR FOUR YEARS BEFORE HE MAY BE ACCEPTED TO A PUBLIC INSTITUTION OF HIGHER LEARNING. |
| Governance | | |
| H.3132 | College and University Board of Regents | <u>IN HOUSE EDUCATION & PUBLIC WORKS COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 138 TO TITLE 59 SO AS TO ESTABLISH THE SOUTH CAROLINA COLLEGE AND UNIVERSITY BOARD OF REGENTS AND PROVIDE FOR ITS MEMBERSHIP, POWERS, DUTIES, AND RESPONSIBILITIES; TO PROVIDE FOR THE SERVICE OF TRUSTEES OR MEMBERS OF THE GOVERNING BODY OF "CONSTITUENT INSTITUTIONS", DEFINED AS ALL TWO-YEAR AND FOUR-YEAR COLLEGES AND UNIVERSITIES IN THIS STATE INCLUDING TECHNICAL COLLEGES; TO PROVIDE THAT ON JULY 1, 2013, THE POWERS, DUTIES, AND RESPONSIBILITIES OF THE STATE COMMISSION ON HIGHER EDUCATION AND THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION NOT INCONSISTENT WITH CHAPTER 138 OF TITLE 59 ARE DEVOLVED UPON THE SOUTH CAROLINA COLLEGE AND UNIVERSITY BOARD OF REGENTS; AND TO REPEAL SECTION 59-103-10 RELATING TO THE STATE COMMISSION ON HIGHER EDUCATION AND SECTION 59-53-10 RELATING TO THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION. |
| S.68 | Establish the College and University Board of Regents | <u>IN SENATE EDUCATION COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 138 TO TITLE 59 TO ESTABLISH THE SOUTH CAROLINA COLLEGE AND UNIVERSITY BOARD OF REGENTS AND PROVIDE FOR ITS MEMBERSHIP, POWERS, DUTIES, AND RESPONSIBILITIES; TO PROVIDE FOR THE SERVICE OF TRUSTEES OR MEMBERS OF THE GOVERNING BODY OF "CONSTITUENT INSTITUTIONS", DEFINED AS ALL TWO-YEAR AND FOUR-YEAR COLLEGES AND UNIVERSITIES IN THIS STATE INCLUDING TECHNICAL COLLEGES; TO PROVIDE THAT ON THE EFFECTIVE DATE OF THIS ACT, THE POWERS, DUTIES, AND RESPONSIBILITIES OF THE STATE COMMISSION ON HIGHER EDUCATION AND THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION NOT INCONSISTENT WITH CHAPTER 138 OF TITLE 59 ARE DEVOLVED UPON THE SOUTH CAROLINA COLLEGE AND UNIVERSITY BOARD OF REGENTS; AND TO REPEAL AND SECTION 59-53-10, RELATING TO THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION, AND SECTION 59-103-10, RELATING TO THE STATE COMMISSION ON HIGHER EDUCATION. |
| H.3446 | SC State University Board of Trustees | <u>IN HOUSE JUDICIARY COMMITTEE.</u> PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE XVII OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE QUALIFICATIONS FOR OFFICERS, SO AS TO EXEMPT AN APPOINTED OR ELECTED PERSON SERVING ON THE GOVERNING BODY OF SOUTH CAROLINA STATE UNIVERSITY AND DELETE ARCHAIC REFERENCES. |
| H.3445 | SC State University Board of Trustees | <u>IN HOUSE EDUCATION & PUBLIC WORKS COMMITTEE.</u> TO AMEND SECTION 59-127-20, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOARD OF TRUSTEES OF SOUTH CAROLINA STATE UNIVERSITY, SO AS TO REVISE THE NUMBER OF BOARD MEMBERS AND THE MANNER IN WHICH THEY ARE ELECTED TO ACCOUNT FOR THE NEW SEVENTH CONGRESSIONAL DISTRICT, THE ELIMINATION OF THREE AT-LARGE SEATS, THE ADDITION OF A SEAT HELD BY AN ALUMNI OF THE UNIVERSITY WHO IS ELECTED BY THE SOUTH CAROLINA STATE NATIONAL ALUMNI ASSOCIATION OR ITS SUCCESSOR, AND TO REVISE OTHER PROVISIONS RELATING TO TERMS OF BOARD MEMBERS. |
| H.4014 | SC State University Board of Trustees | <u>IN SENATE EDUCATION COMMITTEE (Passed House)</u> TO AMEND SECTION 59-127-20, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOARD OF TRUSTEES OF SOUTH CAROLINA STATE UNIVERSITY, SO AS TO RECONSTITUTE THE BOARD OF TRUSTEES BY REVISING THE NUMBER OF BOARD MEMBERS AND THE MANNER IN WHICH THEY ARE ELECTED TO ACCOUNT FOR THE NEW SEVENTH CONGRESSIONAL DISTRICT, PROVIDING TWO AT-LARGE SEATS FILLED BY ELECTION OF THE GENERAL ASSEMBLY AND TWO AT-LARGE SEATS FILLED BY APPOINTMENT OF THE GOVERNOR, ONE OF WHOM IS RECOMMENDED BY THE SOUTH CAROLINA STATE NATIONAL ALUMNI ASSOCIATION, TO REVISE OTHER PROVISIONS RELATING TO TERMS OF BOARD MEMBERS, AND TO PROVIDE TRANSITION PROVISIONS. |
| H.3849 | General Assembly, Appointments to Boards | <u>IN HOUSE JUDICIARY COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 2-1-105 SO AS TO PROHIBIT AN INCUMBENT OR FORMER MEMBER OF THE GENERAL ASSEMBLY FROM BEING ELECTED OR APPOINTED BY THE GENERAL ASSEMBLY TO THE GOVERNING BOARD OF A SOUTH CAROLINA COLLEGE OR UNIVERSITY FOR A PERIOD OF ONE YEAR AFTER TERMINATING HIS LEGISLATIVE SERVICE OR FAILING TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH SECTION 7-11-15. |
| H..4068 | General Assembly, Appointments to Boards | <u>IN HOUSE JUDICIARY COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 2-1-105 SO AS TO PROHIBIT A MEMBER OF THE GENERAL ASSEMBLY OR AN IMMEDIATE FAMILY MEMBER OF HIS FROM BEING ELECTED OR APPOINTED BY THE GENERAL ASSEMBLY TO THE GOVERNING BOARD OF A PUBLIC COLLEGE OR UNIVERSITY IN SOUTH CAROLINA WHILE THE MEMBER SERVES IN THE GENERAL ASSEMBLY AND FOR A PERIOD OF ONE YEAR AFTER THE MEMBER CEASES THIS SERVICE OR FAILS TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY, AND TO PROVIDE A NECESSARY DEFINITION; AND TO AMEND SECTION 2-19-70, RELATING TO THE PROHIBITION OF A MEMBER OF THE GENERAL ASSEMBLY FROM BEING ELECTED TO JUDICIAL OFFICE WHILE SERVING IN THE GENERAL ASSEMBLY OR FOR ONE YEAR AFTER HE CEASES THIS SERVICE OR FAILS TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY, SO AS TO EXTEND THE PROHIBITION TO AN IMMEDIATE FAMILY MEMBER OF A MEMBER OF THE GENERAL ASSEMBLY, AND TO PROVIDE A NECESSARY DEFINITION. TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 2-1-105 SO AS TO PROHIBIT A MEMBER OF THE GENERAL ASSEMBLY OR AN IMMEDIATE FAMILY MEMBER OF HIS FROM BEING ELECTED OR APPOINTED BY THE GENERAL ASSEMBLY TO THE GOVERNING BOARD OF A PUBLIC COLLEGE OR UNIVERSITY IN SOUTH CAROLINA WHILE THE MEMBER SERVES IN THE GENERAL ASSEMBLY AND FOR A PERIOD OF ONE YEAR AFTER THE MEMBER CEASES THIS SERVICE OR FAILS TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY, AND TO PROVIDE A NECESSARY DEFINITION; AND TO AMEND SECTION 2-19-70, RELATING TO THE PROHIBITION OF A MEMBER OF THE GENERAL ASSEMBLY FROM BEING ELECTED TO JUDICIAL OFFICE WHILE SERVING IN THE GENERAL ASSEMBLY OR FOR ONE YEAR AFTER HE CEASES THIS SERVICE OR FAILS TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY, SO AS TO EXTEND THE PROHIBITION TO AN IMMEDIATE FAMILY MEMBER OF A MEMBER OF THE GENERAL ASSEMBLY, AND TO PROVIDE A NECESSARY DEFINITION. |

| Bill # | Bill Title or Brief Descriptive Title | Status of Legislation (Status is underlined and bold. Bill Summaries are in ALL CAPS) |
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| Campus Security | | |
| S.62 | Campus Security Departments | <u>IN SENATE EDUCATION COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 11-11-86 SO AS TO PROVIDE FOR A ZERO-BASE BUDGET REVIEW ON A TEN YEAR SCHEDULE OF EACH STATE AGENCY, BEGINNING WITH APPROPRIATIONS FOR FISCAL YEAR 2014-2015, TO PROVIDE FOR ESTABLISHING THE SCHEDULE, AND TO PROVIDE DEFINITIONS. |
| S.523 | Campus Police | <u>IN SENATE EDUCATION COMMITTEE.</u> TO AMEND SECTION 59-154-10 OF THE 1976 CODE, RELATING TO COOPERATION BETWEEN CAMPUS POLICE AND THE STATE LAW ENFORCEMENT DIVISION IN CAMPUS DEATH AND CRIMINAL SEXUAL ASSAULT CASES, TO CLARIFY THAT CAMPUS POLICE MAY ALSO COOPERATE WITH LOCAL LAW ENFORCEMENT OFFICIALS. |
| S.454 | Carrying a firearm on a private or public college | <u>IN SENATE JUDICIARY COMMITTEE.</u> TO AMEND SECTION 16-23-420 OF THE 1976 CODE, RELATING TO POSSESSION OF A FIREARM ON ANY PREMISES OR PROPERTY OWNED, OPERATED, OR CONTROLLED BY A PRIVATE OR PUBLIC COLLEGE, UNIVERSITY, TECHNICAL COLLEGE, OR OTHER POST-SECONDARY INSTITUTION, TO PROVIDE THAT A PERSON AUTHORIZED TO CARRY A CONCEALED WEAPON PURSUANT TO ARTICLE 4, CHAPTER 31, TITLE 23, WHO IS A REGISTERED STUDENT, EMPLOYEE, OR FACULTY MEMBER OF THE INSTITUTION, MAY POSSESS A FIREARM ON ANY PREMISES OR PROPERTY OWNED, OPERATED, OR CONTROLLED BY THE INSTITUTION, AND A PRIVATE COLLEGE, UNIVERSITY, TECHNICAL COLLEGE OR OTHER POST-SECONDARY INSTITUTION MAY POST A SIGN STATING "NO CONCEALABLE WEAPONS ALLOWED" WHICH SHALL CONSTITUTE NOTICE TO A PERSON HOLDING A PERMIT ISSUED PURSUANT TO ARTICLE 4, CHAPTER 31, TITLE 23 THAT CONCEALABLE WEAPONS NOT BE BROUGHT UPON THE PREMISES. TO AMEND SECTION 16-23-420 OF THE 1976 CODE, RELATING TO POSSESSION OF A FIREARM ON ANY PREMISES OR PROPERTY OWNED, OPERATED, OR CONTROLLED BY A PRIVATE OR PUBLIC COLLEGE, UNIVERSITY, TECHNICAL COLLEGE, OR OTHER POST-SECONDARY INSTITUTION, TO PROVIDE THAT A PERSON AUTHORIZED TO CARRY A CONCEALED WEAPON PURSUANT TO ARTICLE 4, CHAPTER 31, TITLE 23, WHO IS A REGISTERED STUDENT, EMPLOYEE, OR FACULTY MEMBER OF THE INSTITUTION, MAY POSSESS A FIREARM ON ANY PREMISES OR PROPERTY OWNED, OPERATED, OR CONTROLLED BY THE INSTITUTION, AND A PRIVATE COLLEGE, UNIVERSITY, TECHNICAL COLLEGE OR OTHER POST-SECONDARY INSTITUTION MAY POST A SIGN STATING "NO CONCEALABLE WEAPONS ALLOWED" WHICH SHALL CONSTITUTE NOTICE TO A PERSON HOLDING A PERMIT ISSUED PURSUANT TO ARTICLE 4, CHAPTER 31, TITLE 23 THAT CONCEALABLE WEAPONS NOT BE BROUGHT UPON THE PREMISES. |
| Miscellaneous - Higher Education | | |
| S.472 | Student Association Freedom of Religion Act | <u>ON SENATE CALENDAR AWAITING 2nd READING.</u> Reported out of Senate Judiciary Committee favorable with a minority report (5/20/2013). |
| H.3393 | Religious Viewpoints Antidiscrimination Act | <u>IN HOUSE JUDICIARY COMMITTEE.</u> TO AMEND SECTION 59-1-435, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE RELIGIOUS VIEWPOINTS ANTIDISCRIMINATION ACT, SO AS TO REQUIRE SCHOOLS TO PROVIDE A LIMITED PUBLIC FORUM FOR STUDENT SPEAKERS AT CERTAIN EVENTS IN A CERTAIN TIME, PLACE, AND MANNER, SUBJECT TO EXISTING EXCEPTIONS FOR GRADUATION CEREMONIES AND SCHOOL-SPONSORED ATHLETIC EVENTS. |
| H.3230 | School Holidays | <u>IN HOUSE EDUCATION & PUBLIC WORKS COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 53-5-40 SO AS TO PROVIDE THAT VETERANS DAY AND MEMORIAL DAY MUST BE RECOGNIZED AS HOLIDAYS FOR ALL LOCAL SCHOOL DISTRICTS OF THE STATE AND THAT THE SCHOOLS AND OFFICES OF THE DISTRICTS MUST BE CLOSED ON THOSE DATES. |
| H.3161 | Pharmacy Practice Act | <u>ON SENATE CALENDAR AWAITING 2nd.</u> H.3161 has passed the House and was introduced in Senate and referred to the Senate Medical Affairs Committee which reported the bill out of Committee favorably. TO AMEND SECTION 40-43-30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS IN THE SOUTH CAROLINA PHARMACY PRACTICE ACT, SO AS TO DEFINE ADDITIONAL TERMS; TO AMEND SECTION 40-43-86, RELATING TO COMPOUNDING PHARMACIES, SO AS TO REVISE MINIMUM GOOD COMPOUNDING PRACTICES, TO PROVIDE A PHARMACIST MUST PERFORM A FINAL CHECK ON A PRODUCT COMPOUNDED BY A PHARMACY TECHNICIAN, TO MODIFY REQUIREMENTS FOR AN AREA USED FOR COMPOUNDING IN A PHARMACY, TO PROVIDE PHARMACISTS SHALL ENSURE CERTAIN EXPECTED FEATURES OF INGREDIENTS USED IN A FORMULATION, TO PROVIDE A MEANS FOR DETERMINING THE MAXIMUM BEYOND-USE DATE OF AN EXCESS AMOUNT OF A SPECIFIC COMPOUND IN CERTAIN CIRCUMSTANCES, TO REQUIRE CERTAIN WRITTEN POLICIES AND PROCEDURES APPLICABLE TO A COMPOUNDING AREA, AND TO PROVIDE THAT MATERIAL DATA SAFETY MUST BE READILY ACCESSIBLE TO PHARMACY PERSONNEL WHO WORK WITH DRUG SUBSTANCES OR BULK CHEMICALS, AND TO DELETE OBSOLETE LANGUAGE; AND TO AMEND SECTION 40-43-88, RELATING TO THE HANDLING OF STERILE PRODUCTS BY PHARMACIES, SO AS TO REVISE ASSOCIATED STANDARDS AND TO BROADEN THE APPLICATION OF THESE STANDARDS TO INCLUDE OTHER FACILITIES PERMITTED BY THE BOARD, AMONG OTHER THINGS. |
| K-12 related | | |
| H.3643 | Adult Education - transfer to State Technical College System | <u>IN HOUSE EDUCATION & PUBLIC WORKS COMMITTEE.</u> TO AMEND SECTION 59-43-10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE POWER OF A SCHOOL DISTRICT BOARD CONCERNING THE FUNDING AND PROVISION OF ADULT EDUCATION, SO AS TO PROVIDE THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION RATHER THAN THE STATE BOARD OF EDUCATION DETERMINES APPROPRIATE SUBJECTS FOR ADULT EDUCATION; TO AMEND SECTION 59-43-20, RELATING TO THE POWERS OF THE STATE BOARD OF EDUCATION WITH RESPECT TO ADULT EDUCATION, SO AS TO TRANSFER THOSE POWERS TO THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION; TO AMEND 59-53-30, RELATING TO THE POWER OF THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION TO AUTHORIZE A SCHOOL WITHIN ITS JURISDICTION TO CONTRACT WITH A LOCAL SCHOOL DISTRICT TO PROVIDE ADULT LITERACY EDUCATION, SO AS TO DELETE THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION APPROVE SUCH AN AUTHORIZATION; AND TO AMEND SECTION 59-53-50, RELATING TO POWERS AND DUTIES OF THE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION, SO AS TO INCLUDE ADULT EDUCATION AMONG THOSE POWERS AND DUTIES. |
| H.3410 | Regional Education Centers | <u>ON SENATE CALENDAR.</u> Passed the House on 4/25/2013, introduced in the Senate and referred to Senate Education where it was later recalled and sent to Labor, Commerce, and Industry. The Committee reported the bill out favorably with an unfavorable minority report. |
| H.3919 | Exit exam requirement to graduate high school | <u>IN SENATE COMMITTEE.</u> Passed the House on 5/1/2013, introduced in the Senate, and referred to Senate Education. |
| H.3943 | Common Core Standards | <u>IN HOUSE COMMITTEE.</u> See also Senate Companion Bill, S.300. TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-1-490 SO AS TO PROVIDE THE STATE BOARD OF EDUCATION MAY NOT ADOPT AND THE STATE DEPARTMENT OF EDUCATION MAY NOT IMPLEMENT THE COMMON CORE STANDARDS, AND TO PROVIDE ANY ACTIONS TAKEN TO ADOPT OR IMPLEMENT THESE STANDARDS IS VOID. |
| S.300 | Common Core Standards | <u>IN SENATE COMMITTEE.</u> See also House Companion Bill, H.3943. TO AMEND ARTICLE 5, CHAPTER 1, TITLE 59 OF THE 1976 CODE, RELATING TO GENERAL PROVISIONS CONCERNING EDUCATION, BY ADDING SECTION 59-1-490 TO PROVIDE THAT THE COMMON CORE STANDARDS MAY NOT BE IMPOSED ON SOUTH CAROLINA. |
| S.516 | Read to Succeed Act | <u>ON SENATE CALENDAR AWAITING 2nd READING.</u> Bill was reported out of Senate Education favorably on 5/9/2014. See similar bills above, H.3926 and H.3994. |

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| H.3926 | Read to Succeed Act | <u>IN HOUSE COMMITTEE.</u> Introduced 4/11/2013. See similar bills H.3994 and S.516. |
| H.3994 | Read to Succeed Act | <u>IN HOUSE COMMITTEE.</u> Introduced 4/11/2013. See similar bills H.3926 and S.516. |
| Miscellaneous - State Government | | |
| S.22 | Department of Administration | <u>IN CONFERENCE COMMITTEE.</u> Conferees include Representatives Lucas, Delleney, and Ott and Senators Alexander, Martin, and Sheheen. As of the end of the session, the bill passed both the House and Senate and was sent to conference committee to resolve differences as of June 4. The conference committee has met at least twice but has not been able to reach an agreement. A key difference relates to procurement and whether the responsibility lies with the newly created Department of Administration as in the House version or State Contracts and Accountability Authority as in the Senate. The provisions included in a House Judiciary committee version considered by the House relating to changes in higher education facilities definitions and processes that were recommended were ultimately not included in the House version and the provisions of the House and Senate bills are similar in this respect. |
| H.3163 | Freedom of Information Act (FOIA) | <u>IN HOUSE COMMITTEE.</u> The bill was reported out of Committee favorably with amendment on 2/27/2013 and later recommitted House Judiciary. |
| S.334 | Relating to identity theft protection | <u>IN HOUSE COMMITTEE.</u> Passed by the Senate (4/17/2013), introduced in the House (4/17) and referred to the House Ways and Means Committee. As of the end of the session, the bill remains in the Ways and Means after a subcommittee met on the bill, determined further review was necessary, and adjourned debate on the bill during the last week of May. Recommended in this bill are changes to statewide oversight of information technology for state agencies, including higher education institutions. |
| H.3528 | Department of Information Security | <u>IN HOUSE JUDICIARY COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 38 TO TITLE 1 SO AS TO CREATE THE DEPARTMENT OF INFORMATION SECURITY TO PROVIDE A COMPREHENSIVE FRAMEWORK FOR ENSURING THE EFFECTIVENESS OF INFORMATION SECURITY CONTROLS OVER INFORMATION RESOURCES THAT SUPPORT STATE OPERATIONS AND ASSETS, TO PROVIDE THAT THE DEPARTMENT OF INFORMATION SECURITY'S DIRECTOR IS THE CHIEF INFORMATION SECURITY OFFICER, TO PROVIDE THAT THE DEPARTMENT SHALL OVERSEE AGENCY INFORMATION SECURITY POLICIES AND PRACTICES, TO PROVIDE THAT THE DEPARTMENT MAY PROMULGATE BINDING REGULATIONS REGARDING MINIMUM INFORMATION SECURITY REQUIREMENTS, TO PROVIDE STEPS EACH STATE AGENCY MUST TAKE REGARDING INFORMATION SECURITY, TO PROVIDE FOR AN ANNUAL INDEPENDENT EXTERNAL AUDIT OF EACH AGENCY'S INFORMATION SECURITY PROGRAM, AND TO PROVIDE FOR THE OPERATION OF A CENTRAL INFORMATION SECURITY INCIDENT CENTER; AND TO AMEND SECTION 1-30-10, AS AMENDED, RELATING TO DEPARTMENTS WITHIN THE EXECUTIVE BRANCH OF STATE GOVERNMENT, SO AS TO ADD THE DEPARTMENT OF INFORMATION SECURITY. |
| H.3945 | Commission on Ethics Enforcement and Disclosure | <u>ON SENATE CALENDAR AWAITING 2nd READING.</u> Legislation provides for changes to the State's Ethics Act. The legislation passed the House on 5/1/2013, was introduced in the Senate, and referred to Senate Judiciary. The bill was reported out favorably with an unfavorable minority report. |
| H.3109 | Zero-base Budget Review | <u>IN HOUSE WAYS AND MEANS COMMITTEE.</u> TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 38 TO TITLE 1 SO AS TO CREATE THE DEPARTMENT OF INFORMATION SECURITY TO PROVIDE A COMPREHENSIVE FRAMEWORK FOR ENSURING THE EFFECTIVENESS OF INFORMATION SECURITY CONTROLS OVER INFORMATION RESOURCES THAT SUPPORT STATE OPERATIONS AND ASSETS, TO PROVIDE THAT THE DEPARTMENT OF INFORMATION SECURITY'S DIRECTOR IS THE CHIEF INFORMATION SECURITY OFFICER, TO PROVIDE THAT THE DEPARTMENT SHALL OVERSEE AGENCY INFORMATION SECURITY POLICIES AND PRACTICES, TO PROVIDE THAT THE DEPARTMENT MAY PROMULGATE BINDING REGULATIONS REGARDING MINIMUM INFORMATION SECURITY REQUIREMENTS, TO PROVIDE STEPS EACH STATE AGENCY MUST TAKE REGARDING INFORMATION SECURITY, TO PROVIDE FOR AN ANNUAL INDEPENDENT EXTERNAL AUDIT OF EACH AGENCY'S INFORMATION SECURITY PROGRAM, AND TO PROVIDE FOR THE OPERATION OF A CENTRAL INFORMATION SECURITY INCIDENT CENTER; AND TO AMEND SECTION 1-30-10, AS AMENDED, RELATING TO DEPARTMENTS WITHIN THE EXECUTIVE BRANCH OF STATE GOVERNMENT, SO AS TO ADD THE DEPARTMENT OF INFORMATION SECURITY. |
| H.3475 | State agency fees | <u>IN HOUSE JUDICIARY COMMITTEE.</u> TO PROVIDE THAT NO STATE AGENCY, DEPARTMENT, OR ENTITY BY REGULATION OR OTHERWISE MAY ADMINISTRATIVELY INCREASE OR IMPLEMENT A FEE FOR PERFORMING A SERVICE OR FUNCTION, OR A CIVIL PENALTY OR FINE FOR FAILURE TO COMPLY WITH A REQUIREMENT OR PROVISION OF LAW UNDER ITS JURISDICTION WITHOUT THE SPECIFIC APPROVAL OF THE INCREASED OR NEW FEE, FINE, OR PENALTY BY THE GENERAL ASSEMBLY BY CONCURRENT RESOLUTION ON A RECORDED ROLL CALL VOTE; TO PROVIDE THAT GENERAL APPROVAL BY THE GENERAL ASSEMBLY BY JOINT RESOLUTION OF A REGULATION OF A STATE AGENCY OR DEPARTMENT UNDER THE ADMINISTRATIVE PROCEDURES ACT WHEREIN A FEE, FINE, OR PENALTY INCREASE OR IMPOSITION IS CONTAINED DOES NOT CONSTITUTE APPROVAL UNDER THE REQUIREMENTS OF THIS SECTION, AND IF AN INCREASE OR IMPLEMENTATION IS CONTAINED IN THAT JOINT RESOLUTION, THE INCREASE OR IMPLEMENTATION IS NULL AND VOID; TO PROVIDE CERTAIN EXCEPTIONS; AND TO PROVIDE FOR THE DURATION OF THIS PROVISION. |
| H.3592 | Energy Independence and Sustainable Construction Act of 2007 | <u>IN SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE. (Passed House)</u> TO AMEND ARTICLE 8, CHAPTER 52, TITLE 48, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE "ENERGY INDEPENDENCE AND SUSTAINABLE CONSTRUCTION ACT OF 2007", SO AS TO DELETE CERTAIN DEFINITIONS, TO CHANGE CERTIFICATION STANDARDS WITH WHICH MAJOR FACILITY PROJECTS MUST COMPLY, TO ELIMINATE REFERENCE TO THE LEED AND GREEN GLOBES CERTIFICATION RATING SYSTEMS, AND TO MAKE TECHNICAL CORRECTIONS. |
| H.3024 | Child Abuse | <u>IN SENATE JUDICIARY COMMITTEE. (Passed House)</u> TO AMEND SECTION 63-7-310, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PERSONS REQUIRED TO REPORT CHILD ABUSE OR NEGLECT, SO AS TO REQUIRE ANY PERSON IN THIS STATE TO REPORT SUSPECTED CHILD ABUSE OR NEGLECT; TO AMEND SECTION 63-7-360, RELATING TO MANDATORY REPORTING TO THE CORONER, SO AS TO MAKE CONFORMING CHANGES; AND TO AMEND SECTION 63-7-450, RELATING TO INFORMATION THE DEPARTMENT OF SOCIAL SERVICES MUST PROVIDE TO PERSONS REQUIRED TO REPORT, SO AS TO MAKE CONFORMING CHANGES. |

| Bill # | Bill Title or Brief Descriptive Title | Status of Legislation (Status is underlined and bold. Bill Summaries are in ALL CAPS) |
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| S.36 | Matricula consular card issued by another country not proof of lawful presence in U.S. | <u>IN SENATE JUDICIARY COMMITTEE.</u> TO AMEND SECTION 8-14-20 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REQUIREMENT THAT PUBLIC EMPLOYERS VERIFY THE EMPLOYMENT AUTHORIZATION OF ALL NEW EMPLOYEES, TO PROVIDE THAT A WORKER IS NOT ELIGIBLE TO OBTAIN A SOUTH CAROLINA DRIVER'S LICENSE OR IDENTIFICATION CARD IF THE WORKER'S ONLY PROOF OF IDENTIFICATION IS A MATRICULA CONSULAR CARD OR A SUBSTANTIALLY SIMILAR DOCUMENT ISSUED BY A CONSULATE OR EMBASSY OF ANOTHER COUNTRY; TO AMEND SECTION 8-29-10, RELATING TO THE VERIFICATION OF A PERSON'S LAWFUL PRESENCE IN THE UNITED STATES BY AN AGENCY OR POLITICAL SUBDIVISION OF THIS STATE, TO PROVIDE THAT AN AGENCY OR POLITICAL SUBDIVISION SHALL NOT ACCEPT A MATRICULA CONSULAR CARD OR A SUBSTANTIALLY SIMILAR DOCUMENT ISSUED BY A CONSULATE OR AN EMBASSY OF ANOTHER COUNTRY AS PROOF OF A PERSON'S LAWFUL PRESENCE IN THE UNITED STATES; TO AMEND SECTION 41-8-20, RELATING TO THE REQUIREMENT THAT PRIVATE EMPLOYERS VERIFY THE EMPLOYMENT AUTHORIZATION OF ALL NEW EMPLOYEES, TO PROVIDE THAT A WORKER IS NOT ELIGIBLE TO OBTAIN A SOUTH CAROLINA DRIVER'S LICENSE OR IDENTIFICATION CARD IF THE WORKER'S ONLY PROOF OF IDENTIFICATION IS A MATRICULA CONSULAR CARD OR A SUBSTANTIALLY SIMILAR DOCUMENT ISSUED BY A CONSULATE OR EMBASSY OF ANOTHER COUNTRY; AND TO AMEND SECTION 59-101-430, RELATING TO THE PROHIBITION OF AN ALIEN UNLAWFULLY PRESENT IN THE UNITED STATES FROM ATTENDING A PUBLIC INSTITUTION OF HIGHER LEARNING IN THIS STATE, TO PROVIDE THAT A PUBLIC INSTITUTION OF HIGHER LEARNING IN THIS STATE SHALL NOT ACCEPT A MATRICULA CONSULAR CARD OR A SUBSTANTIALLY SIMILAR DOCUMENT ISSUED BY A CONSULATE OR EMBASSY OF ANOTHER COUNTRY AS VERIFICATION OF A PERSON'S LAWFUL PRESENCE IN THE UNITED STATES. |