

**PROVISO SUBCOMMITTEE
CRIMINAL JUSTICE
RECOMMENDATIONS FOR FY 2025-26
TO THE HOUSE WAYS AND MEANS COMMITTEE**

SECTION 47 - P240 - DEPARTMENT OF NATURAL RESOURCES

47.1 **AMEND** (DNR: Publications Revenue) Allows the department to retain revenues generated from the sale of “South Carolina Wildlife” magazine and its by-products in order to become self-sustaining.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to delete the allowance for general funds to be utilized for the South Carolina Wildlife magazine. Requested by the Department of Natural Resources.

47.1. (DNR: Publications Revenue) For the current fiscal year all revenue generated from the sale of the “South Carolina Wildlife” magazine, its by-products and other publications, shall be retained by the department and used to support the production of same in order for the magazine to be self-sustaining. In addition, the department is authorized to sell advertising in the magazine and to increase the magazine’s subscription rate, if necessary, to be self-sustaining. ~~No general funds may be used for the operation and support of the “South Carolina Wildlife” magazine.~~

47.19 **AMEND** (DNR: Deer Processing Pilot Program) Allows funds appropriated to the department to be utilized to create a pilot program awarding grants to deer processors who agree to process antlerless deer without a fee to the hunter, with the purpose of harvesting antlerless deer in areas where they impact the agriculture sector. States the processors must agree to donate the processed meat to non-profit organizations. Requires a report to be provided to the Chairmen of SFC and HWM on the implementation of the program and the grants awarded by June 30.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update calendar year reference.

47.19. (DNR: Deer Processing Pilot Program) Funds appropriated to the Department of Natural Resources for the Pilot Deer Donation Program shall be used for the creation and implementation of a deer processing pilot program. This program shall be designated to incentivize the harvesting of antlerless deer in areas that are having impacts on the agriculture sector of the State’s economy. The grants to processors will allow hunters to deliver antlerless deer to the processors without a processing fee if the deer is to be donated as established by the department in the grant. The department is authorized to create a program and provide grants year-round to deer processors in this state. Grants shall only be provided to deer processors who agree to donate the processed meats to non-profit organizations. The department shall establish a fee structure to be paid to cooperating deer processors before awarding grants. The department may contract with vendors without competition. A report shall be provided by the department to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, ~~2025~~ 2026, on the implementation of the pilot program and the grants awarded.

47.20 **DELETE** (DNR: Barnwell County) Redirects funds appropriated for the Steel Creek Boat Landing Repair to the County of Barnwell for the Barnwell Outdoor Amphitheater.

PROVISO SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Requested by the Department of Natural Resources.

47.20. (DNR: Barnwell County) ~~Funds remaining of the \$200,000 appropriated in Act 94 of 2021, Section 118.18(B)(77) to the Department of Natural Resources for the Steel Creek Boat~~

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~~Landing Repair shall be redirected to the County of Barnwell for the Barnwell Outdoor Amphitheater.~~

SECTION 60 - E210 - PROSECUTION COORDINATION COMMISSION

60.3 CONFORM TO FUNDING / AMEND (PCC: Judicial Circuits State Support) Directs that funds appropriated for Judicial Circuits State Support be apportioned quarterly to the circuits on a per capita basis.

PROVISO SUBCOMMITTEE RECOMMENDATION: CONFORM TO FUNDING and AMEND proviso to update distributed amounts. Requested by the Prosecution Coordination Commission.

60.3. (PCC: Judicial Circuits State Support) The amount appropriated and authorized in this section for Judicial Circuits (16) State Support shall be apportioned among the circuits. The first ~~\$4,692,961~~ \$7,632,961 shall be distributed on a per capita basis based upon the current official census. The next ~~\$1,659,041~~ \$2,919,041 shall be distributed on a pro-rata basis. Payment shall be made as soon after the beginning of each quarter as practical.

SECTION 61 - E230 - COMMISSION ON INDIGENT DEFENSE

61.pdt CONFORM TO FUNDING / ADD (INDEF: Public Defender Tier-System Grant Carryforward) **PROVISO SUBCOMMITTEE RECOMMENDATION:** CONFORM TO FUNDING and ADD new proviso to allow unexpended funds from the Public Defender Tier-System Grant program to be carried forward and expended for the same purpose.

61.pdt. (INDEF: Public Defender Tier-System Grant Carryforward) Unexpended funds from the Public Defender Tier-System Grant program may be carried forward from the prior fiscal year into the current fiscal year and expended for the Public Defender Tier-System Grant program.

SECTION 66 - N080 - DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES

66.6 AMEND (DPPP: Reentry Transition Services) Directs the department to allocate up to \$500,000, if available, for reentry transition services.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference.

66.6. (DPPP: Reentry Transition Services) For Fiscal Year ~~2024-25~~ 2025-26, the Department of Probation, Parole and Pardon Services shall allocate up to \$500,000 of any fund balances, if available, for reentry transition services.

SECTION 67 - N120 - DEPARTMENT OF JUVENILE JUSTICE

67.6 CONFORM TO FUNDING / AMEND (DJJ: Juvenile Arbitration/Community Advocacy Program) Directs that Juvenile Arbitration Program funds be retained and expended to provide juvenile arbitration services through the 16 Judicial Circuit Solicitors' offices to fund administrative and personnel costs of the programs. Directs DJJ to contract with the Solicitors to administer the program and to disburse up to \$60,000 per Judicial Circuit based on services

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rendered. Directs that the \$350,000 for the Community Advocacy Program in the first Judicial Circuit be used for necessary administrative and personnel costs for this status offender diversion program. Authorizes unexpended funds to be retained and carried forward for the same purpose. **PROVISO SUBCOMMITTEE RECOMMENDATION:** CONFORM TO FUNDING and AMEND proviso to update disbursed amount. Requested by the Department of Juvenile Justice.

67.6. (DJJ: Juvenile Arbitration/Community Advocacy Program) The amount appropriated and authorized in this section for the Juvenile Arbitration Program shall be retained and expended by the Department of Juvenile Justice for the purpose of providing juvenile arbitration services through the sixteen Judicial Circuit Solicitors' offices in the state and used to fund necessary administrative and personnel costs for the programs.

The Department of Juvenile Justice shall contract with Solicitors to administer the Juvenile Arbitration Program and disburse up to ~~\$60,000~~ *\$100,000* per Judicial Circuit based on services rendered. The amount payable to Solicitors may vary based on consistent adherence to established statewide program guidelines to assess program performance.

The \$350,000 appropriated for the Community Advocacy Program in the first Judicial Circuit, will be used to fund necessary administrative and personnel costs for this status offender diversion program. The Department of Juvenile Justice shall monitor and provide support to this program.

All unexpended funds may be retained and carried forward from the prior fiscal year to be used for the same purposes.

67.14. **AMEND** (DJJ: Other Funds) Authorize the department to carry forward and expend any General Fund balances and any cash or fund balances from the sources provided for agency operating and capital needs. Directs that the department shall submit a plan prior to the expenditure of any of these funds for the review of the Chairmen of the Senate Finance Committee, House Ways and Means Committee, Corrections and Penology Committee, and House Judiciary Committee.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference.

67.14. (DJJ: Other Funds) Notwithstanding any provision of state law, for Fiscal Year ~~2024-25~~ *2025-26*, the Department of Juvenile Justice is authorized to carry forward and expend for agency operating and/or capital needs any cash or fund balances from the following sources: Law Enforcement Funding; Traffic Education Program App; Juvenile Detention Services; Joint Children's Committee; Court Fines-Detention Services; and Dedicated Court Fines. For purposes of this provision, agency operating and/or capital needs includes the following items: (1) The recruitment and retention of qualified staff; (2) Youth Services Training and Community Programs; (3) Physical Plant Maintenance and Upgrades; and (4) Projects on both the Agency's Master Plan and Comprehensive Permanent Improvement Plan. The department shall submit a plan regarding the use of these funds to the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, the Chairman of the Corrections and Penology Committee, and the Chairman of the House Judiciary Committee. This plan shall be submitted for review before the expenditure of any of these funds.

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SECTION 117 - X900 - GENERAL PROVISIONS

117.161 AMEND (GP: Employee Retention and Recruitment) Appropriates funds to the Commission on Prosecution Coordination Commission and the Commission on Indigent Defense for recruitment and retention. Directs that before funds are disbursed, all Prosecution and Indigent Defense Circuits shall provide a report of current warrants pending. Directs the commissions to provide progress reports to the Chief Administrative Judge of each respective circuit handling the General Sessions docket, the Chairmen of the Senate Finance Committee and House Ways and Means Committee, and the Governor's Office semiannually.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference.

117.161.(GP: Employee Retention and Recruitment) (A) For Fiscal Year ~~2024-25~~ 2025-26, the Circuit Solicitor and Circuit Public Defender for each judicial circuit shall provide to the Commission on Prosecution Coordination Director and the Commission on Indigent Defense Director, respectively, a report of current warrants pending. The report shall provide the total number of warrants pending in Circuit Court on July 1st of the preceding and current fiscal year, and the total number of warrants disposed of in the previous fiscal year. In addition, the report shall provide the aging categories for pending warrants as follows: (1) those pending 365 days or less; (2) those pending 366 days to 544 days; and (3) the number of warrants pending more than 545 days. Each circuit shall also submit on a semiannual basis an updated report on the current number of warrants pending.

(B) The Commission on Prosecution Coordination and the Commission on Indigent Defense shall semiannually report progress updates to the Chief Administrative Judge of each respective circuit handling the General Sessions docket, the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, and the Governor's Office. The report shall include the utilization of the funds distributed among the circuits, steps taken to retain current employees, the number of new FTEs that have been hired, and information obtained from circuits on how these measures will go towards reducing both the number and aging warrants pending.

117.182 AMEND (GP: Rice Fields and Wetlands Pilot Program) Directs the Office of Ocean and Coastal Resource Management, DNR, and the Office of Resilience to collaborate to create the Rice Fields and Wetlands Pilot Program. Provides the requirements of the program and directs that a progress report be submitted to the General Assembly by 6/30/25.

PROVISO SUBCOMMITTEE RECOMMENDATION: AMEND proviso to update fiscal year reference and the calendar year reference.

117.182.(GP: Rice Fields and Wetlands Pilot Program) (A) For Fiscal Year ~~2024-25~~ 2025-26, the Office of Ocean and Coastal Resource Management, Department of Natural Resources, and the Office of Resilience shall collaborate to create the Rice Fields and Wetlands Pilot Program. The purpose of this program is to evaluate the creation of permits for reconstructing defunct rice fields and managed wetlands for the purposes of conservation, wildlife management, and flood mitigation.

(B) The pilot program shall:

(1) create certain eligibility criteria that properties are required to fit to participate in the program;

(2) establish the fee of the permit;

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- (3) allow up to one hundred properties that fit the specified criteria to participate; and
- (4) utilize the revenue derived from the fee of the experimental permit for the cost of the pilot program.

(C) A progress report on the viability of the permit program shall be submitted to the General Assembly no later than June 30, ~~2025~~ 2026.