

PROGRAM EVALUATION REPORT

South Carolina Department of Commerce

Date of Submission: *March 13, 2020*

The contents of this report are considered sworn testimony from the agency director.

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I. Agency Snapshot,

A. Glossary of Terms

1. Glossary of agency terms.

Term, Phrase or Acronym	Meaning of the Term, Phrase or Acronym
Agency	The South Carolina Department of Commerce
Alliances	There are currently eight economic development alliances within the state: Central SC Alliance, Charleston Regional Development Alliance, Economic Development Partnership, I-77 Alliance, North Eastern Strategic Alliance, Southern Carolina Alliance, The LINK Alliance and Upstate SC Alliance. Each alliance services a particular region of the state, often combining the resources of several counties to promote growth. The alliances work closely with South Carolina Department of Commerce to actively market the advantages of doing business in South Carolina.
Appalachian Regional Council (ARC)	The Appalachian Regional Council (ARC) Program is a federal grant program that provides approximately \$2 million annually to promote investments in economic development strategies specifically designed to help Appalachia.
Applied Research Grant	The Applied Research Grant program provides access to funding sources to launch and grow startups, facilitate applied research, product development and commercialization within the state.
B2B	Business-to-Business
Closing Fund	The Closing Fund was created to recruit or retain high impact economic development projects in the state. The grants are generally awarded to assist with the costs of real property improvements or other road or infrastructure improvements.
Commerce	The South Carolina Department of Commerce
Community Development Block Grant (CDBG)	The South Carolina Community Development Block Grant (CDBG) Program is designed to provide assistance to units of local government in improving economic opportunities and meeting community revitalization needs, particularly for persons of low and moderate income. The CDBG Program has been funded through the State since 1982 by the U.S. Department of Housing and Urban Development (HUD) under the Housing and Community Development Act of 1974, as amended (Title I).
Coordinating Council for Economic Development (CCED)	The Coordinating Council for Economic Development (CCED) is a board, composed of 11 agency heads and chaired by the Secretary of Commerce, which approves grants and incentives to attract companies by reimbursing companies for eligible expenses.
Council for Innovation Initiatives	The Council for Innovation Initiatives, managed by the Office of Innovation at Commerce, is composed of 14 members who meet bi-annually and/or as needed. The primary responsibility of the Council of Innovation Initiatives is to contribute insights

	that impact strategic decisions, resulting in an accelerated flow of technology and information among people, industries and institutions. Serving as advocates in their unique areas, the Council for Innovation Initiatives members are empowered to actively engage audiences throughout the state that affect South Carolina’s technology sector.
Council for Workforce Development (CCWD)	The Coordinating Council for Workforce Development (CCWD) was formed in response to a general need for improved coordination of efforts in the area of workforce development. The CCWD was established to “engage in discussions, collaboration and information sharing concerning the state’s ability to prepare and train workers to meet current and future workforce needs.”
Council on Competitiveness (Competitiveness Council)	The Council on Competitiveness (Competitiveness Council) is a nonpartisan, business-led, nonprofit organization that works to drive South Carolina’s long-term economic growth by managing the state’s industry clusters and providing the research, network and resources that industry clusters require to thrive. Commerce works closely with the Competitiveness Council, recognizing its targeted expertise, to cultivate existing industry and recruit for the state’s industry clusters.
County Tiers	The South Carolina Department of Revenue releases county tier rankings for all South Carolina counties each year. The rankings are reassessed annually and are determined in part by per capita income and unemployment rate data received from the South Carolina Department of Employment and Workforce and the United States Department of Commerce.
Department of Employment and Workforce (DEW)	The South Carolina Department of Employment and Workforce (DEW) provides unemployment benefits, job opportunities and workforce services.
Department of Revenue (DOR)	The South Carolina Department of Revenue (DOR) establishes the identification of tiered counties which are used to determine rural and disadvantaged areas.
Disadvantaged Business Enterprises (DBE)	Disadvantaged Business Enterprises (DBE) are small businesses that are at least 51% owned and controlled by socially and economically disadvantaged individuals.
Economic Development Project	A project, usually a new or expanding company, recruited and managed by Commerce to facilitate the creation of new jobs and taxable investment in South Carolina.
Enterprise Program	The Enterprise Program provides companies with funds to offset the cost of locating or expanding a business facility in this state. Representing actual cash contributions to the project, this incentive allows South Carolina to lower the effective cost of investment and positively contribute to a company’s bottom line and profitability.
Fiscal Year (FY)	The state fiscal year (FY) runs from July 1 to June 30.
Housing and Urban Development (HUD)	U.S. Department of Housing and Urban Development (HUD). Funding from HUD to the state is used to partner with other infrastructure funding assistance.
Infrastructure Funders Coordinating Committee (IFCC)	Infrastructure Funders Coordinating Committee (IFCC) is an informal committee of federal and state infrastructure funders in South Carolina, including S.C. Rural Infrastructure Authority, S.C. Department of Commerce, S.C. Department of Health and Environmental Control, U.S. Department of Agriculture Rural Development and U.S. Department of Commerce Economic Development Administration.

Job Development Credit (JDC)	A Job Development Credit (JDC) is a rebate of company paid employee withholding taxes that refund some or all of a company’s qualifying and eligible expenditures. However, the JDC can only be claimed after a company has proven that it has met an agreed level of new capital investment and net new job creation. Companies must perform, in a manner consistent with their approval for the program, the level of job creation and the new capital investment on which the approval was based, before they can benefit from the program. Companies must complete their investment and job creation within a certain number of years after their application is approved – generally five years. At this point, they are “certified” by the Coordinating Council to begin receiving JDC reimbursements.
Jobs Economic Development Authority (JEDA)	The Jobs Economic Development Authority (JEDA) promotes the business and economic welfare of South Carolina by assisting in the financing of public and private projects throughout the state. JEDA serves as a statewide conduit issuer of special obligation revenue bonds and acts on behalf of the borrower to access financial markets and capital.
LocateSC	LocateSC.com is an online tool for site selection connecting prospective industries with available properties throughout the state. The LocateSC fund allows the state to be proactive in preparing sites into suitable inventory for potential economic development projects.
Low- to moderate- income (LMI)	As it relates to the CDBG Program, a Low- to moderate- income (LMI) person is defined as a member of a family or household having an income that is less than or equal to: in non-metropolitan counties, 80% of the median family income for the county of residence or the statewide non-metropolitan area median family income, whichever is higher; in metropolitan counties, 80% of the entire Metropolitan Statistical Area median family income.
Original Equipment Manufacturer (OEM)	An Original Equipment Manufacturer (OEM) is an organization that manufactures a product made up of parts purchased from other organizations. OEMs in South Carolina include BMW, Volvo and Mercedes Vans.
Recycling Market Development Advisory Council (RMDAC)	The Recycling Market Development Advisory Council (RMDAC) is a 14-member council that supports the economic growth of South Carolina's recycling industry through building recycling markets, increasing material recovery and promoting the recycling value chain. RMDAC advises on building the growth of the state's recycling industry and makes recycling market program recommendations to the Governor and General Assembly each year.
Regional Education Centers (REC) and Regional Workforce Advisors (RWA)	Regional Education Centers (REC) and Regional Workforce Advisors (RWA) serve as a resource for parents, educators, businesses and students. The RECs bridge gaps at the local level between those who educate students and those in the business community who rely on a talented labor pool. This is accomplished by exposing educators, parents and students to the inner workings of industry in their communities, thereby broadening possibilities for students who will be moving into the workforce.
Rural Infrastructure Fund (RIF)	The Rural Infrastructure Fund (RIF) assists qualified counties in the state's rural areas by providing financial assistance for infrastructure and other activities that enhance economic growth and development. It can be used for job creation and/or product development. Qualified counties are designated as “Tier III” or “Tier IV” by the Department of Revenue.

Set-Aside Fund	The Set-Aside Fund is the Coordinating Council’s funding mechanism to assist local governments with road, water/sewer infrastructure or site improvements related to business location or expansion.
Small Business Development Corporation (SBDC)	The Small Business Development Corporation (SBDC) is an organization that provides free business-related support consultations for local entrepreneurs in South Carolina. SBDC advisors provide aspiring and current small business owners a variety of free business consulting and low-cost training services including: business plan development; manufacturing assistance; financial packaging and lending assistance; exporting and importing support; disaster recovery assistance; procurement and contracting aid; market research help; program support; and healthcare guidance.
SourceSC	The SourceSC locator tool allows South Carolina companies to source locally-developed materials and service providers, connecting these companies with in-state suppliers and vendors.
South Carolina Manufacturing Extension Partnership (SCMEP)	The South Carolina Manufacturing Extension Partnership (SCMEP) is an affiliate of the National Institute of Standards and Technology and operates under the U.S. Department of Commerce to promote innovations and industrial competitiveness. SCMEP is a Commerce partner of our Existing Industry Program and provides a no cost competitiveness review for manufacturers. This process can reveal limiting factors within the business. The assessment is designed to provide a roadmap for improving competitiveness and performance to increase the bottom line. SCMEP also provides subject matter consultants for manufacturers to improve processes.
South Carolina Rural Infrastructure Authority (RIA)	The South Carolina Rural Infrastructure Authority (RIA) was established in 2012 to assist communities with financing for qualified infrastructure projects for water and waste water systems as well as storm water drainage facilities. Although the RIA initially offered grants for projects in rural and distressed counties, the programs were expanded to make grant and loan assistance available statewide.
Tier 1 Suppliers	Tier 1 suppliers work directly with OEM companies. Tier 1 suppliers usually provide product components that are assembled into final end products.

B. History

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2. **History of significant events related to the agency, from agency’s origin to the present.**
When reference is made to a significant legislative action, please cite to the applicable act, if known.
- **1919**
 - A group of South Carolina business leaders established the South Carolina Development Board to promote the general welfare of the people of the state. The most important projects were: addressing the state’s crop issues; improvements of highways; and strengthening the educational system.
 - **1938**
 - The General Assembly created a State Planning Board to identify industrial resources and more markets for agricultural products.
 - **1940**
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- The State Planning Board focused on attracting industry to support wartime efforts.
 - **1942**
 - The first state-supported development effort began with the Preparedness for Peace Commission, which was tasked with recommending a development plan to transition from wartime to peacetime. The Commission recommended the creation of a state agency to promote the orderly development of South Carolina.
 - **1945**
 - The Department of Research, Planning and Development was established by 1945 Act No. 222 as an agency charged with offering assistance to existing industry and prospective outside industry and included divisions of Advertising, Public Relations and Tourism.
 - The agency also had control over the planning and development of housing and building; commerce; inter-coastal waterways; ports; international trade; and natural resources.
 - **1952**
 - The agency's major focus was helping communities prepare to attract industry by marketing South Carolina's advantages: lower taxes; fuel and heating; power; plant sites; construction costs; water; and housing costs.
 - **1954**
 - The agency's name was changed to the State Development Board.
 - **1958**
 - A New York office was established with a staff representative and the first reference to "industry hunting trips."
 - **1959**
 - The State Development Board's objectives became: to raise the standard of living; to further the development of agricultural-related industry; and to promote the further diversification of industry.
 - **1960s**
 - The State Development Board focused on expanding the industrial base, aggressively sought the fledgling nuclear industry, and directed marketing efforts toward Europe.
 - **1965**
 - The Development Research Center was created with five divisions (Community Planning; State Planning; Public Works and Economic Development; Nuclear Energy and Space Age Activities; and State Technical Services Program) to coordinate research activities and administer federal aid programs.
 - **1967**
 - The General Assembly created the Department of Parks, Recreation and Tourism.
 - The State Development Board's Division of Tourism and Travel was transferred to the newly created agency pursuant to 1967 No. Act 55.
 - **1969**
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- By State Executive Order issued by Governor Robert McNair on July 1, 1969, the Community Planning Division transferred from the Development Research Center to the Governor's Office.
 - The International Trade Division was established.
 - **1970s**
 - The Development Board focused on diversification through the location of high technology, capital intensive industry.
 - **1974**
 - The Brussels office was established.
 - **1980s**
 - The Development Board became more proactive in international development, establishing offices in Tokyo, Japan and Frankfurt, Germany, and hiring consultants to assist in South Korea, the United Kingdom and Germany.
 - The Development Board's new initiatives included the Office of Rural and Community Development, a targeted marketing program and the South Carolina Infrastructure Planning Project.
 - The state began using an economic indicators index and started to rank the counties.
 - **1983**
 - The Development Board first created computerized prospect files.
 - **1986**
 - The Development Board's mission was to provide leadership in maintaining an environment conducive to private sector development in the state for the purpose of creating wealth and opportunity for its citizens.
 - The South Carolina Coordinating Council for Economic Development (CCED) was established by 1986 Act No. 423 to enhance economic growth and development in the state through strategic planning and coordination. The CCED is a board, composed of 11 agency heads and chaired by the Secretary of Commerce, which approves grants and incentives to attract companies by reimbursing companies for eligible expenses.
 - **1987**
 - The General Assembly passed a bill that provided for an additional three cents tax on the sale of gasoline in the state. The Coordinating Council was charged with administering this new initiative known as the Economic Development Set-Aside Program, pursuant to 1987 Act No. 197, to provide funds to local government to develop infrastructure for new and expanding business.
 - **1993**
 - The General Assembly reorganized state government, eliminated the State Development Board and created the Department of Commerce as part of the Executive Branch by 1993 Act No. 181.
 - The Department of Commerce was structured to be led by a Secretary of Commerce, appointed by the Governor and approved by the Senate.
 - All previous departments and functions remained intact with the exception of the SC Film Office, which was moved to the Department of Parks, Recreation and Tourism.
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- The Department of Commerce inherited the functions, duties and powers of the State Development Board; the Savannah Valley Authority; the South Carolina Aeronautics Commission; the South Carolina Public Railways Commission and the Coordinating Council for Economic Development by 1993 Act No. 181.
 - The Recycling Market Advisory Council was established within the Department of Commerce by 1993 Act No. 181.
 - **1994**
 - The Department of Commerce prepared for transitioning the staff of the Office of Rural Development, Division of Economic Development from the Governor's Office to the Department of Commerce's Office of Community Development located in the State Development Division.
 - The Community Development Block Grant (CDBG) program was transferred from the Governor's Office to the Department of Commerce.
 - **1995**
 - The Enterprise Zone Act (EZA) was enacted by 1995 Act No. 25 with the purpose of encouraging economic development in rural and underdeveloped areas and areas in which significant job losses had occurred. The EZA established job development fees (the precursor to credits).
 - **1996**
 - The Rural Development Act (RDA) was enacted by 1996 Act No. 462, establishing tiers for job development fees. The RDA also gave the Coordinating Council the responsibility for administering the newly created Rural Infrastructure Fund (RIF).
 - **1999**
 - State Executive Order 99-33 called for the development and creation of South Carolina Technology Initiative 2020. The Department of Commerce was authorized to allocate or reallocate funds to any South Carolina research university or technical college for the purpose of creating and enhancing academic programs, which addressed critical shortages of trained workers in technology-related fields.
 - The SC Film Office transferred back to the Department of Commerce from Department of Parks, Recreation and Tourism by 1999 Act No. 100.
 - **2003**
 - State Executive Order 2003-10 established the South Carolina Military Base Task Force (MBTF) and the Governor's Military Base Advisory Committee and named the Secretary of Commerce or his designee to the MBTF.
 - **2005**
 - The Workforce Investment Act (WIA) program was transferred from the Employment Security Commission to the Department of Commerce by State Executive Order 2005-09.
 - The Venture Capital Authority was established within the Department of Commerce by 2005 Act No. 125.
 - The Small Business Regulatory Review Committee was established by 2005 Act No. 231 within the Department of Commerce to
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determine if proposed permanent regulation would have a significant, adverse impact on small businesses.

- **2006**
 - The Closing Fund was created within the Department of Commerce pursuant to 2006 Act No. 384 when additional, more flexible funding was appropriated by the General Assembly to assist with high impact economic development projects.
- **2007**
 - The Trade Adjustment Assistance (TAA) program was transferred from the Employment Security Commission to the Department of Commerce by State Executive Order 2007-18 to increase accountability and coordination of trade-affected workers by working with the Workforce Investment Act (WIA) program.
 - The Labor Market Information One-Stop Core Services program was transferred from Employment Security Commission to the Department of Commerce by State Executive Order 2007-17.
- **2008**
 - The SC Film Department was transferred from the Department of Commerce to the Department of Parks, Recreation and Tourism by 2008 Act No. 359.
- **2009**
 - The General Assembly transferred the Division of Aeronautics from the Department of Commerce to the Budget and Control Board pursuant to Proviso 89.127 (GP: Transfer Division of Aeronautics), 2009-2010 S.C. Appropriations Act, Part 1B. This transfer was later codified by 2012 Act No. 270.
- **2010**
 - The Trade Adjustment Assistance (TAA) and Workforce Investment Act (WIA) programs were transferred from the Department of Commerce to the newly created Department of Employment and Workforce by State Executive Order 2010-09.
 - The General Assembly created the South Carolina Rural Infrastructure Authority (RIA) by 2010 Act No. 171 after overriding a veto by the Governor. However, the agency did not begin operations until funding was provided in 2013. The Department of Commerce provided initial staffing and administrative support to RIA as specified in S.C. Code Ann. 11-50-65.
- **2011**
 - The administration of the Labor Market Information-Workforce Information Grant was transferred from the Department of Commerce to Department of Employment and Workforce by State Executive Order 2011-15.
- **2012**
 - The assets and liabilities of the Savannah Valley Division were transferred from the Department of Commerce to other interested parties (e.g., the Department of Natural Resources and the Town of Calhoun Falls) upon approval of the Budget and Control Board.
 - The Applied Research Fund received its first appropriation from the General Assembly.
- **2013**

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- The Office of Innovation was created at Department of Commerce, as a result of the findings of a statewide innovation plan, including a grant program.
 - Established by State Executive Order 2013-04, the administration of the MBTF was transferred from the Comptroller General's Office to the Department of Commerce.
 - The Department of Commerce rebranded the agency's special events fund as Palmetto Partners.
 - The Department of Commerce unveiled the 'Just right' statewide image campaign to better coordinate marketing efforts in coordination with the Department of Parks, Recreation and Tourism and the South Carolina Ports Authority.
 - **2014**
 - The Regional Education Center Program was transferred to the Department of Commerce from the Department of Education by 2014 Act No. 149.
 - The administration of the Enterprise Zone Retraining Program was transferred from the Department of Commerce to the State Board for Technical and Comprehensive Education as part of 2014 Act No. 279.
 - The LocateSC fund was created within the Department of Commerce when additional funding was appropriated by the General Assembly to assist with proactive site preparation and development.
 - **2016**
 - In response to the 2015 flooding, the CDBG Steering Committee was established by State Executive Order 2016-13 to advise the Department of Commerce on the development of the South Carolina State Action Plan and oversee its implementation for the disbursement of the CDBG-Disaster Relief funds.
 - The South Carolina Disaster Recovery Office (DRO) was established within Department of Commerce by State Executive Order 2016-13 as a temporary grant entity to place disaster recovery grant funds.
 - State Executive Order 2016-24 established the South Carolina Veterans Policy Advisory Committee to act as an advisory committee to the MBTF and staffing to be provided by the MBTF and Department of Commerce.
 - The South Carolina Coordinating Council for Workforce Development (CCWD) was established by 2016 Act No. 252 to engage in discussions, collaboration and information sharing concerning the state's ability to prepare and train workers to meet current and future workforce needs. The CCWD is chaired by the Secretary of Commerce and staffed by the Department of Commerce.
 - **2018**
 - The DRO and CDBG Steering Committee were transferred from the Department of Commerce to Department of Administration by State Executive Order 2018-59.
 - **2019**
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- MBTF was transferred from the Department of Commerce to the Department of Veterans' Affairs in 2019 Act No. 26.

3. Agency directors and time of service.

Name of Director	Time of Service	Years of Service
John A. Warren	1993-1994	1 year
Robert V. Royall, Jr.	1995-1998	4 years
Charles S. Way, Jr.	1999-2002	4 years
Robert A. Faith	2003-2005	3 years
Joe E. Taylor, Jr.	2006-2010	5 years
Robert M. Hitt III	2011-Present	9+ years

C. Governing Body, Organizational Chart, and Related Entities

4. Agency's governing body, as outlined in the enabling statute.

SECTION 1-30-10. Departments of State Government. A director or a secretary, who must be appointed by the Governor with the advice and consent of the Senate, subject to removal from office by the Governor pursuant to provisions of Section 1-3-240(B).

5. Qualifications and duties of the agency director and governing body, as specified in law.

The Department of Commerce (Commerce) shall be headed by a secretary, to be known as the Secretary of Commerce, who shall be appointed by the Governor upon the advice and consent of the Senate. The secretary shall be vested with the duty and authority to oversee, manage and control the operation, administration, and organization of the department subject only to the laws of this State and the United States. He shall receive such compensation as may be established under the provisions of Section 8-11-160 and for which funds have been authorized in the general appropriations act. He is subject to removal by the Governor as provided in Section 1-3-240.

6. (A) Organizational Units Details Chart.

See attached Excel chart in Attachment A.

(B) Has the agency ever conducted an employee engagement, climate, or similar survey? If yes, when was the last one and who conducted it?

The Agency has not conducted a Climate Survey within the past four (4) years. There are no prior records that indicated a survey had been completed.

Please see response to 6(C).

(C) Does the agency conduct employee engagement, climate, or similar surveys on a regular basis? If yes, what is the frequency?

Human Resources conducts exit interviews when employees leave the agency.

Human Resources and the Research Division conducted a needs assessment to evaluate the training needs of employees and managers in 2019.

Commerce is a small agency with an open-door policy. For example, the Secretary has a one-on-one meeting with all new staff members within the first month of their employment. Furthermore, divisions have regular meetings, generally on a weekly basis, that allow employees to engage with directors and managers over concerns both institutional and individual.

7. Role and responsibilities of the agency compared to its counterpart entities, if any, at the federal and local levels.

Federal counterparts

US Department of Commerce Economic Development Administration (EDA)

The EDA Public Facilities Program provides grants to empower distressed communities to revitalize, expand and upgrade their physical infrastructure, and generate or retain long-term, private sector jobs and investment.

US Department of Agriculture Rural Development Programs (USDA RD)

Through its water and environmental programs, the agency provides loans, grants and loan guarantees for drinking water, sanitary sewer, solid waste and storm drainage facilities in rural areas and towns of 10,000 residents or fewer.

Appalachian Regional Commission (ARC)

The ARC is a regional economic development agency that represents a partnership of federal, state and local government. ARC is composed of 13 states (including South Carolina) and a federal co-chair. ARC offers funding for increasing job opportunities and per capita income; strengthening the capacity of the workforce; and developing or improving infrastructure in qualifying areas. Six counties in South Carolina are eligible for the ARC programs: Anderson, Cherokee, Greenville, Oconee, Pickens and Spartanburg.

US Department of Housing and Urban Development (HUD)

HUD administers the Community Development Block Grant Program (CDBG), which provides grants to units of local government and states for areas of the state that do not directly receive funding from HUD. Commerce is the state recipient of HUD funds for rural areas of the state. CDBG grants can fund a variety of projects from revitalizing neighborhoods to improving community infrastructure, providing public facilities and creating or retaining jobs.

Small Business Administration (SBA)

The SBA State Trade Expansion Program (STEP) is designed to meet three distinctive goals: to increase the number of small businesses that export; to increase the value of exports for small businesses; and to increase the number of small businesses that explore significant new trade opportunities. The program reimburses eligible South Carolina companies for specific export-related expenses such as participation in export training, customized B2B meetings on state trade missions and/or trade show fees at qualified international trade shows.

Local counterparts

Local Government Economic Development Offices

Local economic development professionals are employed by South Carolina counties and municipalities to provide assistance for business in their area. These offices work to promote and ensure the economic growth of the respective community and are available to assist any business.

South Carolina Regional Economic Development Alliances

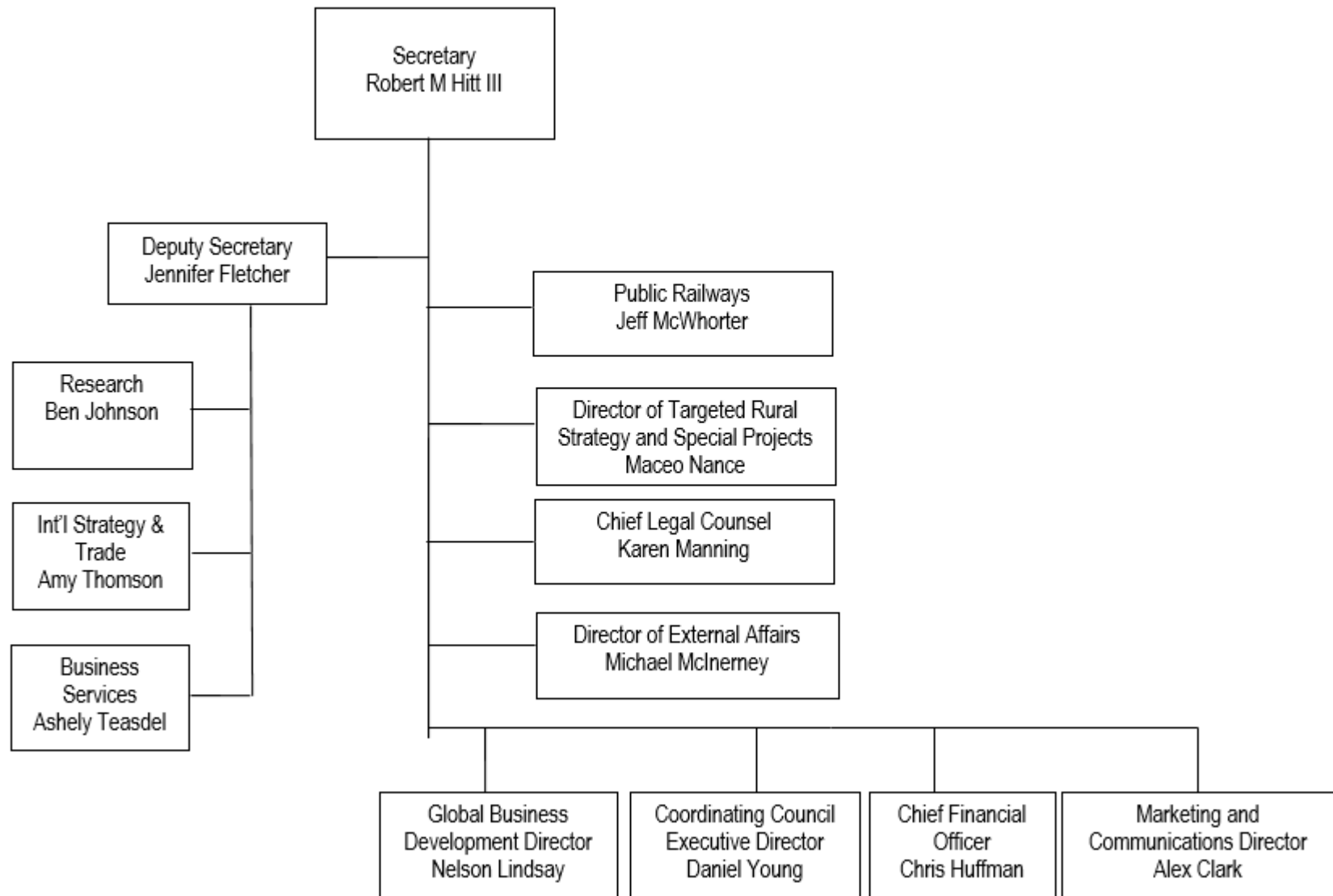
There are currently eight economic development alliances within the state. Each alliance services a particular region of the state, often combining the resources of several counties to promote growth. The eight current alliances are: Central SC Alliance, Charleston Regional Development Alliance, Economic Development partnership, I-77 Alliance, North Eastern Strategic Alliance, Southern Carolina Alliance, TheLINK Alliance and Upstate SC Alliance. Commerce disburses state funds to the alliances, provided each alliance meets proviso requirements.

Council of Governments (COGS)

South Carolina Council of Governments (COGs) play an essential role in assisting local governments with both local and regional development plans within the state. There are 10 COGs in South Carolina, each representing a multi-county planning district.

8. Organizational Chart.

South Carolina Department of Commerce



D. Successes and Issues

9. 3-4 agency successes.

Briefly describe 3-4 agency successes.

Team South Carolina

Led by the South Carolina Department of Commerce, the state has cultivated a team environment and approach for economic development. All facets of government – at the local, regional and state levels – are business-focused (see Attachment E for list of team members). Collectively, the team understands the positive impact of creating taxable investment and jobs within the state’s borders. Because of this collaborative approach and commitment to maintaining a pro-business landscape, every member of the team – whether a local entity, regional authority or private sector partner – is working toward the same outcome.

Recruitment

As a result of the Team South Carolina approach, and until the COVID-19 public health crisis drastically altered the economic landscape in our state, nation and globally, South Carolina had experienced unprecedented economic development success since 2011. During that period, the state recruited over 1,300 projects, representing \$39 billion in capital investment and more than 141,000 new jobs. Over the last decade, South Carolina saw manufacturing growth of approximately 16%. On the trade side, South Carolina exporters achieved 10 consecutive record years in export sales, topping \$41.5 billion for the first time in 2019. With a strong international footprint, the Palmetto State has been among the top in the nation for attracting jobs through foreign investment on a per capita basis in 2018 since 2011.

Business Support

Team South Carolina provides resources throughout the life cycle of business development. The team works diligently and cohesively to recruit new companies and assist existing companies with expanding. South Carolina’s commitment to companies does not end with an announcement, however. To ensure a project continues to progress seamlessly, Team South Carolina assists companies with special needs during the establishment process (hiring, construction, suppliers support, etc.); this approach has proven particularly beneficial in the implementation of large, complex projects. This level of support is also available to existing companies – both large and small – via Commerce’s existing industry program. By bringing together professionals who offer a wealth of experience in key areas, Team South Carolina creates tailored approaches to ensure continued industry success statewide.

10. 3-4 agency challenges.

Briefly describe 3-4 agency challenges and preparations, if any, to address these issues.

COVID-19

The COVID-19 pandemic represents an unprecedented event for South Carolina's citizens, communities and businesses. Commerce has provided critical assistance to industry and individuals statewide from the onset of the virus. As recovery efforts move forward, support for the state's business community, especially small businesses, is imperative. There are several key areas to be addressed: the availability of small business financing; the gap in what is available and what is needed for the most impacted industries; the ability for companies to access personal protection equipment; and workforce

considerations, including the challenges presented in the near-term by implementing social distancing in the workplace. Commerce is committed to its mission to provide resources to assist the state's businesses in navigating next steps. This includes participating in Gov. McMaster's accelerateSC Task Force, charged with COVID-19 response efforts.

Workforce

Until the COVID-19 public health crisis changed the economic climate, South Carolina, like all of the United States, had been experiencing historically low unemployment, which presented challenges in ensuring employers had access to a deep pool of talented workers. While South Carolina, along with the rest of the nation and world, is in uncharted territory, there are things Commerce has done, and will continue doing, to ensure the state recovers as soon as possible from the current economic crisis. From collaborating with the S.C. Technical College System to local school districts, four-year universities to workforce-focused non-profits, Team South Carolina has been and continues to be committed to thinking outside the box to meet the workforce needs of existing and future industry.

Manufirst SC is an example of an innovative, collaborative solution introduced in 2018, recognizing the needs of employers, such as Volvo Cars and Mercedes-Benz Vans. Manufirst SC is a 62-hour program that can replace one year of manufacturing experience. The program has already been successful, with more than 1,000 individuals having earned the certification and over 100 companies across the state accepting the certificate in place of one year of manufacturing experience. This program is expected to continue adding value to the state's manufacturers.

Commerce is also keenly attuned to the increasing role automation plays in industry and the likelihood that automation becomes even more important in a post-COVID-19 business environment. The impacts are two-fold: the skill set of the existing workforce has to shift to remain compatible with job-specific technology; and a transition plan has to be considered for workers who are in jobs with high automation potential. Along with statewide allies, Commerce is working to ensure the workforce offerings and training programs align with current industry needs.

Now that the COVID-19 public health crisis has resulted in unprecedented unemployment, a 180-degree reversal from where the economy was at the beginning of 2020, Commerce and Team South Carolina will need to adapt to this new reality, maintaining innovative programs that continue to add value for the state's workforce and finding ways to get the newly unemployed or underemployed back to work. As mentioned above, this effort is underway.

Succession Planning

Commerce recognizes that human talent is key to the agency's continued success and has endeavored to be more deliberate in succession planning. While not implemented systematically, the current succession planning efforts are executed in various formats including:

- 1) Based on an organizational change and in consideration of previous performance, lead staff may be promoted to a Deputy level within

each division to provide management support and succession planning. Deputy Directors are given tasks, assignments and projects to enhance his or her skill set for promotional opportunities, and there is a review of performance and salary progression at the end of each fiscal year.

- 2) To develop and grow the potential of the Deputy level team, Commerce created the Next Gen group to provide cross-functional education and encourage participation in agency initiatives and special projects.
- 3) To offer leadership development for mid- to upper- level management, Commerce supports training through the State Division of Human Resources' Certified Public Manager and Associate Public Manager programs.
- 4) To enrich the employees' technical skills, personality attributes and management skills, Commerce offers yearly training programs.
- 5) To provide access to relevant continuing education opportunities, employees select and attend approved industry-specific conferences and seminars.

Economic Development in Rural South Carolina

Commerce recognizes that not all areas of South Carolina have shared in recent economic development successes. And, like many neighboring states, South Carolina's rural communities have been affected by the nationwide trend of millennials living in an urban core. To address this inequality, Commerce has developed a rural strategy to identify and initiate comprehensive solutions to increase the property tax base and provide stability. Two experienced staff members and two additional full-time positions are dedicated to this initiative; along with the counties, ally groups and General Assembly, Commerce is committed to marshaling available resources to address the immediate needs facing each of these communities.

Infrastructure

South Carolina does not have a funding mechanism to address significant state infrastructure needs that are necessary for the state to continue and capitalize on its economic development success. Currently, the state addresses the need to modernize or construct new infrastructure based on population density or individual economic development projects. This approach leaves significant infrastructure gaps and inhibits the state from responding to business needs in a timely fashion. These types of large, strategic state infrastructure projects generally exceed Commerce's grant funding resources (except when a project qualifies for economic development bond funding). Accordingly, there is no meaningful way for Commerce to fund an infrastructure need without doing so on a project by project basis. South Carolina's ability to build strategic economic infrastructure independent of specific projects and supported by an appropriate funding mechanism is paramount to the state's ability to remain competitive.

11. 3-4 emerging issues. Briefly describe 3-4 emerging issues anticipated to have an impact on agency

Diversification of Economy

To remain competitive both domestically and internationally, Team South Carolina understands that the recruitment and retention of a diverse economy plays a critical role in the state's ongoing success.

operations in the upcoming five years and preparations, if any, to address these issues.

Commerce has memorandums of understanding with several industry-specific organizations to better market to diverse target audiences (ex. SCBIO; Department of Agriculture). Additionally, Commerce works closely with the South Carolina Council on Competitiveness to ensure the implementation of a balanced marketing approach across the board.

Adaptability

Maintaining a competitive business environment in a changing economy is paramount to South Carolina's economic development longevity. Commerce recognizes the growing impact of the digital economy and is proactively addressing associated trends (ex. artificial intelligence) to ensure workforce offerings align with evolving industry needs.

An example is S.C. Codes, a statewide program designed to provide free code education for all South Carolina residents. This program allows residents to test a potential career before committing. Another example is Scribble, an online platform where the state's innovation community can access videos, podcasts, events and other tools to better connect.

Commerce has also initiated an outcome-oriented grant series as well as a program aimed at helping small businesses acquire federal grant funding – all as part of the ongoing effort to support and grow an innovative, entrepreneurial ecosystem.

Trade Environment

Uncertainty always brings about concern in business, particularly surrounding the global and political climate, and Commerce is committed to assisting existing and future industry navigate the uncertainty. As an example, Commerce's existing industry team is working with impacted companies to seek ways to increase supply options.

Commerce remains in constant communication with state leaders and the federal administration to convey potential and actual impacts to South Carolina's business community.

II. Agency Records, Policies, and Risk Mitigation Practices

A. Records and Policies Management

12. (A) Agency’s records management policy and the position or division responsible for managing this policy.	The Department of Commerce has a records management policy that complies with S.C. Code Title 30 Public Records requirements, as well as the various General Records Retention and Disposition Schedules developed by the South Carolina Department of Archives and History. The agency’s Records Compliance Officer within the Division of Administration is responsible for managing this policy.
(B) Agency’s status in regards to compliance with the records management policy and explanation for non-compliance, if the agency is non-compliant.	The agency is meeting policy requirements.
13. Agency’s schedule for regularly reviewing and updating, as necessary, all agency policies and explanation for lack of a schedule, if the agency does not have a schedule.	The Department of Commerce does not have an established schedule for regularly reviewing agency policies and procedures. However, Commerce monitors changes at the state and/or federal level and makes adjustments to policies and procedures as needed. For example, the agency recently revised its procurement policies and conducted staff training in response to the State Fiscal Accountability Authority’s changes to agency authorized thresholds related to procurements. Additionally, after 2017 substantive amendments to the South Carolina Freedom of Information Act (FOIA), the Agency updated its FOIA policies and procedures to comply with the law as amended. Thereafter, the Agency conducted further review and implemented additional updates to its FOIA policies and procedures in response to the June 2019 Inspector General’s Study of Executive Branch State Agencies Freedom of Information Act Policies and Fee Schedules.
14. (A) Agency’s status in regards to compliance with S.C. Code Ann. §1-23-120(J) that requires agencies to conduct a formal review of its regulations every five years.	While the Department of Commerce currently has no regulations, the agency does have the authority to promulgate regulations should that be necessary. Current authority “to make, alter, and repeal reasonable rules and regulations governing the use of [Commerce’s] facilities” is found in S.C. Code Ann. § 13-1-350(u). While this language is included with obsolete statutory language that the Department of Commerce is proposing to repeal in Law Change 8, the agency would retain the authority (and broaden it) by adding language to Section 13-1-340(16) that would authorize the agency to promulgate regulations in accordance with Chapter 23, Title 1, of the Code. See Law Changes 7 and 8. The Department of Commerce also has the authority to promulgate regulations to support the establishment of a Microenterprise Partnership Program, which has never been funded by the General Assembly. Finally, the Venture Capital Authority also has the ability to promulgate regulations under the Venture Capital Investment Act.

(B) Last time the agency conducted a formal review of its regulations.	Not applicable
(C) Last time the agency submitted new or revised regulations to the General Assembly.	Not applicable
15. How the agency collaborates with other agencies to seek funding (e.g. grant and federal funding).	<p>The Department of Commerce - Community Development Block Grant (CDBG) Program participates on and coordinates the activities of the South Carolina Infrastructure Funders Coordinating Committee. This committee is an informal group composed of representatives from federal and state community and economic development programs that provide funding for infrastructure in South Carolina. Meetings are generally held at least quarterly to discuss jointly funded and other projects, address funding gaps and identify solutions to current challenges. Participating agencies include:</p> <ul style="list-style-type: none"> · U.S. Department of Agriculture Rural Development (Rural Utility Services) · U.S. Economic Development Administration · S.C. Department of Commerce: CDBG Program · S.C. Department of Health and Environmental Control: State Revolving Fund Program · S.C. Rural Infrastructure Authority <p>Commerce works with DEW and SCMEP on federal funding related to existing industry in South Carolina. For example, it has worked on a Department of Defense diversification grant and is currently working on a cybersecurity grant.</p>
16. Does the agency receive data from other state agencies, which require manual entry? If so, identify the state agencies and the associated data received.	<p>Agencies are required by state law to prepare an annual Equal Employment Opportunity Commission (EEOC) report. The applicant tracking data for this report is accumulated in NeoGov, which is administered by the Department of Administration. This data is not in a format that can be copied and pasted into the EEOC report and, therefore, must be manually retyped.</p>

B. Internal Audit and/or Other Risk Mitigation Practices

17. (A) Agency's internal audit process and/or other risk mitigation practices.

Prior to transfer, the Disaster Recovery Office had an internal audit team which monitored and reviewed contractual procedures as related to its program.

The CDBG Program employs financial and programmatic monitors who perform site visits to ensure the grantee is compliant with all federal and agency requirements.

Our Information Technology department had a security assessment performed by a third-party contractor in June 2018. Based on the report, it included risk assessments and recommendations for mitigating those risks.

Annually, our Finance, Procurement and Human Resource sections receive a risk assessment related on segregation of duties within roles in SCEIS and confirms the agency has mitigation strategies to reduce any risk.

(B) List of areas reviewed in agency internal audits during the last five years.

Not applicable

18. Issues or recommendations from external reviews or audits conducted of the agency during the last five years, which the agency has not yet fully addressed or implemented.

Issue or Recommendation	Agency's Status in Addressing or Implementing	Date External Review or Audit completed	Entity Conducting the Audit or Review
The Coordinating Council for Economic Development should work with the South Carolina Revenue and Fiscal Affairs Office to appropriately update the impact analysis used to evaluate economic development projects.	The Dept. of Commerce is currently under audit by the Legislative Audit Council concerning the efficacy of incentives and economic development. The agency anticipates working with Revenue and Fiscal Affairs to appropriately update the impact analysis based on recommendations.	9/2019	Senate Oversight Committee
The Department of Commerce should work with the local legislative delegations to ensure that appointments are made to advisory councils for the regional education centers.	The Department of Commerce is working with local legislative delegations in the appointment of board members for each of the 12 regional education centers.	9/2019	Senate Oversight Committee

III. Agency Spending

19. Finance Overview Chart.	See attached Excel chart in Attachment B.
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IV. Agency Deliverables

20. Deliverables Chart.	See attached Excel chart in Attachment C.
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V. Performance

21. Performance Measures Chart.	See attached Excel chart in Attachment D.
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VI. Agency Ideas and Recommendations for Law Changes

Recommendations for changes in law.

LAW CHANGE #1			
Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 1-30-25. Department of Commerce.</p> <p>SECTION 13-1-30. Secretary of Commerce; executive director; division directors; duties and responsibilities.</p>	<p><u>Current Law:</u> Transfers former agencies, boards, and commissions into the newly formed Department of Commerce as part of state government restructuring.</p> <p><u>Recommendation:</u> Modify to delete references to the following:</p> <ul style="list-style-type: none"> • SC Aeronautics Commission • Savannah Valley Authority • Savannah Valley Development • “Advisory” from Coordinating Council name. 	<p>Aeronautics was transferred to the former B&CB in 2009 and thereafter to DOA.</p> <p>The Savannah Valley Authority became the Savannah Valley Development Division (SVDD) during 1993 Restructuring, but no longer exists at Commerce. The remaining assets of SVDD were transferred to other interested parties in 2012.</p> <p>The Coordinating Council is not merely “Advisory.” This term has been removed from some, but not all, statutory references to the Coordinating Council. Need a global change to delete “advisory” from the Coordinating Council’s name.</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u></p> <ul style="list-style-type: none"> • SC Aeronautics Commission <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
Current Law Wording		Proposed Revisions to Law Wording	
<p>SECTION 1-30-25. Department of Commerce.</p> <p>The following agencies, boards, and commissions, including all of the allied, advisory, affiliated, or related entities as well as the employees, funds, property, and all contractual rights and obligations associated with any such agency, except for those subdivisions specifically included under another department, are transferred to and incorporated in and must be administered as part of the Department of Commerce to be initially divided into divisions for Aeronautics, Advisory Coordinating Council for Economic Development, State Development, Public Railways, and Savannah Valley Development:</p>		<p>SECTION 1-30-25. Department of Commerce.</p> <p>The following agencies, boards, and commissions, including all of the allied, advisory, affiliated, or related entities as well as the employees, funds, property, and all contractual rights and obligations associated with any such agency, except for those subdivisions specifically included under another department, are transferred to and incorporated in and must be administered as part of the Department of Commerce to be initially divided into divisions for <u>Aeronautics, Advisory Coordinating Council for Economic Development, State Development, and Public Railways,</u> and Savannah Valley Development:</p> <p>(A) South Carolina Aeronautics Commission, formerly provided for at Section 55-5-</p>	

(A) South Carolina Aeronautics Commission, formerly provided for at Section 55-5-10, et seq.;

(B) Coordinating Council for Economic Development, formerly provided for at Section 41-45-30, et seq.;

(C) Savannah Valley Authority, formerly provided for at Section 13-9-10, et seq.;

(D) existing divisions or components of the Department of Commerce formerly a part of the State Development Board excluding the South Carolina Film Commission; and

(E) South Carolina Public Railways Commission, formerly provided for at Section 58-19-10, et seq.

HISTORY: 1993 Act No. 181, Section 1; 1999 Act No. 100, Part II, Section 71; 2000 Act No. 387, Part II, Section 73; 2004 Act No. 299, Section 5, eff July 1, 2004; 2005 Act No. 56, Section 3, eff May 9, 2005, applicable to taxable years beginning July 1, 2004; 2008 Act No. 313, Section 6.A, eff upon approval (became law without the Governor's signature on June 12, 2008); 2008 Act No. 359, Section 1, eff July 1, 2008.

SECTION 13-1-10. Department of Commerce established.

(A) The Department of Commerce is established as an administrative agency of state government which is comprised of a Division of State Development, a Division of Savannah Valley Development, a Division of Aeronautics, a Division of Public Railways, and an Advisory Coordinating Council for Economic Development. Each division of the Department of Commerce shall have such functions and powers as provided for by law.

(B) All functions, powers, and duties provided by law to the State Development Board, the Savannah Valley Authority, the South Carolina Aeronautics Commission, the South Carolina Public Railways Commission, and the Coordinating Council for Economic Development, its officers or agencies, are hereby transferred to the Department of Commerce together with all records, property, personnel, and unexpended appropriations. All rules, regulations, standards, orders, or other actions of these entities shall remain

~~10, et seq.;~~

~~(BA) Coordinating Council for Economic Development, formerly provided for at Section 41-45-30, et seq.;~~

~~(C) Savannah Valley Authority, formerly provided for at Section 13-9-10, et seq.;~~

~~(DB) existing divisions or components of the Department of Commerce formerly a part of the State Development Board excluding the South Carolina Film Commission; and~~

~~(EC) South Carolina Public Railways Commission, formerly provided for at Section 58-19-10, et seq.~~

SECTION 13-1-10. Department of Commerce established.

(A) The Department of Commerce is established as an administrative agency of state government which is comprised of a Division of State Development, ~~a Division of Savannah Valley Development, a Division of Aeronautics,~~ a Division of Public Railways, and ~~an Advisory~~ the Coordinating Council for Economic Development. Each division of the Department of Commerce shall have such functions and powers as provided for by law.

(B) All functions, powers, and duties provided by law to the State Development Board, ~~the Savannah Valley Authority, the South Carolina Aeronautics Commission,~~ the South Carolina Public Railways Commission, and the Coordinating Council for Economic Development, its officers or agencies, are hereby transferred to the Department of Commerce together with all records, property, personnel, and unexpended appropriations. All rules, regulations, standards, orders, or other actions of these entities shall remain in effect unless specifically changed or voided

in effect unless specifically changed or voided by the department in accordance with the Administrative Procedures Act.

HISTORY: 1993 Act No. 181, Section 243, eff July 1, 1993.

by the department in accordance with the Administrative Procedures Act.

LAW CHANGE #2

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-610 thru 13-1-810 Division of Savannah Valley Development</p>	<p><u>Current Law:</u> Enabling legislation for the former Savannah Valley Authority, which became the Division of Savannah Valley Development (SVDD) at the Department of Commerce during 1993 Restructuring.</p> <p><u>Recommendation:</u> Repeal.</p>	<p>The former Savannah Valley Authority became the SVDD during 1993 Restructuring, but no longer exists at Commerce. With the approval of SFAA, Commerce transferred the remaining assets of SVDD to other interested parties in 2012.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>

Current Law Wording	Proposed Revisions to Law Wording
<p style="text-align: center;">ARTICLE 5 Division of Savannah Valley Development</p> <p>SECTION 13-1-610. Definitions.</p> <p>The following terms, when used in this article, shall have the following meanings unless the context clearly requires otherwise:</p> <p>(1) "Director" means the Director for the Division of Savannah Valley Development.</p> <p>(2) "Division" means the Division of Savannah Valley Development.</p> <p>(3) "Secretary" means the Secretary of Commerce.</p> <p>HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993; 1994 Act No. 361, Section 5, eff May 3, 1994.</p> <p>SECTION 13-1-620. Rights and powers of director.</p> <p>The director has all the rights and powers necessary or convenient to manage the business and affairs of the division and to take action as he considers advisable, necessary, or convenient in carrying out his powers, including, but not limited to, the following rights and powers to:</p> <p>(a) have perpetual succession;</p> <p>(b) sue and be sued;</p> <p>(c) adopt, use, and alter a corporate seal;</p>	<p>Repeal entire statute.</p>

(d) adopt and amend bylaws for regulation of the division's affairs consistent with this article;

(e) notwithstanding any provision of law or regulation to the contrary, and in accordance with its own procurement procedures and regulations as approved by the State Fiscal Accountability Authority, acquire, purchase, hold, use, improve, manage, lease, mortgage, pledge, sell, transfer, and dispose of any property, real, personal, or mixed, or any interest in any property, or revenues of the authority, including as security for notes, bonds, evidences of indebtedness, or other obligations of the authority. The authority is subject to the provisions of Title 11, Chapter 35. The authority has no power to pledge the credit and the taxing power of the State or any of its political subdivisions;

(f) receive contributions, donations, and payments and to invest and disburse the division's funds;

(g) make inquiry into the status of, and plans for, the development of the J. Strom Thurmond project and the Richard B. Russell project by the United States government, by the State of Georgia, or by any other agency or instrumentality;

(h) encourage, assist, promote, and cooperate in the development of the Savannah River and the streams, canals, or watercourses now or at a later time connected to or flowing into the river and to appear on behalf of the State before any agency, department, or commission of this State, of the United States, or of any other state in furtherance of the development or of any matter connected with the development or related to the development;

(i) negotiate agreements, accords, or compacts on behalf of and in the name of the State with the State of Georgia or the United States, or both, with any agency, department, or commission of either or both, or with any other state or any agency, department, or commission of the other state, relating to the development of the Savannah River and the development of the streams, canals, or watercourses now or at a later time connected to or flowing into the river, and particularly in reference to joint or concurrent action in the furtherance of agreements, accords, or contracts. Interstate compacts made by the division are subject to approval by concurrent resolution of the General Assembly;

(j) act as a regional development agency of the State to receive, purchase, hold title to, and to manage any real property in the division's jurisdiction acquired by release of surplus real property, by purchase, by donation, by lease, or by exchange and to develop and promote the development of the land for recreational, transportation, residential, commercial, and industrial purposes, both public and private, and to lease, sublease, or convey title in fee simple to the real property as provided in the bylaws of the division. The division shall retain, carry forward, or expend any proceeds derived from the sale, lease, rental, or other use of real and personal property under the division's exclusive jurisdiction. The proceeds shall only be used in the development and the promotion of the division as provided by this article and for the purposes authorized by this article;

(k) promulgate regulations governing the use of or doing business on the division's property or facilities, including the adoption of safety standards and insurance coverage or proof of financial responsibility, including, but not limited to, providing for the licensing of persons, firms, or corporations using or doing business on such property or facilities, and for license fees to cover the expense thereof;

(l) borrow money, make and issue notes, bonds, and other evidences of indebtedness, including refunding and advanced refunding notes and bonds, of the division; to secure the payment of the obligations or any part by mortgage, lien, pledge, or deed of trust on any of its property, contracts, franchises, or revenues, including the proceeds of any refunding and advanced refunding notes, bonds, and other evidences of indebtedness and the investments in which proceeds are invested and the earnings on and income from the investments; to invest its monies, including without limitation its revenues and proceeds of the notes, bonds, or other evidences of indebtedness, in obligations of, or obligations the principal of and interest on which are guaranteed by or are fully secured by contracts with, the United States, in obligations of any agency, instrumentality, or corporation which has been or may at a later time be created by or pursuant to an act of the United States Congress as an agency, instrumentality, or corporation, in direct and general obligations of this State, and in certificates of deposit issued by any bank, trust company, or national banking association; to make agreements with the purchasers or holders of the notes, bonds, or other evidences of indebtedness or with others in connection with any notes, bonds, or other evidences of indebtedness, whether issued or to be issued, as the division considers advisable; and to provide for the security for the notes, bonds, or other evidences of indebtedness and the rights of the holders of the notes, bonds, or other evidences of indebtedness. In the exercise of the powers granted in this section to issue advanced refunding notes, bonds, or other evidences of indebtedness the director may, but is not required to, avail himself of or comply with any of the provisions of Chapter 21 of Title 11. The director, when investing in certificates of deposit, shall invest in certificates of deposit issued by institutions authorized to do business in this State if the institutions offer terms which, in the opinion of the director, are equal to or better than those offered by other institutions;

(m) loan the proceeds of notes, bonds, or other evidences of indebtedness to a person, corporation, or partnership to construct, acquire, improve, or expand the projects described in Section 13-1-640;

(n) make contracts, including service contracts with a person, corporation, or partnership, to provide the services provided in Section 13-1-640, and to execute all instruments necessary or convenient for the carrying out of business

(o) for the acquiring of rights-of-way and property necessary for the accomplishment of its duties and purposes, the division may purchase them by negotiation or may condemn them, and should it elect to exercise the right of eminent domain, condemnation actions must be in the name of the division. The power of eminent domain applies to all property of private persons or corporations and also to property already devoted to public use in Abbeville and McCormick counties;

(p) employ and dismiss, at the will and pleasure of the authority, those employees, consultants, and other providers of services as the authority considers necessary and to fix and to pay their compensation; provided, that the state agency head salary review process and the rules and guidelines thereunder applies to the executive director of the authority. As of July 1, 1993, the compensation of the executive director of the authority must be re-evaluated by the State Agency Head Salary Commission in order that the appropriate adjustments be made. Except as provided above, employees of the authority or an entity established pursuant to Section 13-9-190 are not considered state employees except for eligibility for participation in the State Retirement System and the State Health Insurance Group Plans and pursuant to Chapter 78 of Title 15; provided, however, that employees of the authority are subject to the state uniform classification and compensation system until such

time as the authority is self-supporting. Except as provided above, the provisions of Chapter 11 of Title 8 and Article 5, Chapter 17 of Title 8 do not apply to the authority. The authority is responsible for complying with the other state and federal laws covering employers. The authority may contract with the Division of Human Resources Management of the Department of Administration to establish a comprehensive human resource management program.

(q) fix, alter, charge, and collect tolls, fees, rents, charges, and assessments for the use of the facilities of or for the services rendered by, the division; these rates must be at least sufficient to provide for payment of all expenses of the division, the conservation, maintenance, and operation of its facilities and properties, the payment of principal and interest on its notes, bonds, and other evidences of indebtedness or obligation, and to fulfill the terms and provisions of any agreements made with the purchasers and holders of these notes, bonds, or other evidences of indebtedness or obligation.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993; 1993 Act No. 164, Part II, Section 52, eff June 21, 1993.

Code Commissioner's Note

1993 Act No. 164, Part II, Section 52, amended Section 13-9-30, effective June 21, 1993. Subsequently, 1993 Act No. 181, Section 1617(A), repealed Section 13-9-30, effective July 1, 1993, and by Section 245, enacted Section 13-1-620, containing substantially the same provisions as former Section 13-9-30. At the direction of the Code Commissioner, the amendment to Section 13-9-30 by 1993 Act No. 164, Part II, Section 52, has been executed to Section 13-1-620, pursuant to the direction of 1993 Act No. 181, Section 1614.

SECTION 13-1-630. Area of director's powers.

The director may exercise any of the powers and duties conveyed under Section 13-1-620 in the entire area of a county or portion of a county which borders the Savannah River or is within the Savannah River Basin.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-640. Issuance of revenue bonds to fund projects.

In furtherance of its purposes, the division may issue revenue bonds, the interest on which may or may not be excludable from gross income for federal income tax purposes, for the purpose of raising funds needed from time to time for the financing or refinancing, in whole or in part, the acquisition, construction, equipment, maintenance, and operation of a facility, building structure, or any other matter or thing which the division is authorized to acquire, construct, equip, maintain, or operate. In connection with the issuance of bonds, the division may enter into an agreement with a company to construct, operate, maintain, and improve a project, and the division may enter into a financing agreement with the company prescribing the terms and conditions of the payments to be made by the company to the division, or its assignee, to meet the payments that become due on bonds.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-650. Executive order of director required for issuance of revenue bonds; contents of order.

Revenue bonds issued under this article for any project described in Section 13-1-640 must be authorized by executive order of the director. The director's executive order may contain provisions which are a part of the contract between the division and the several holders of the bonds as to:

- (a) the custody, security, use, expenditure, or application of the proceeds of the bonds;
- (b) the acquisition, construction, and completion of any project for which the bonds are issued;
- (c) the use, regulation, operation, maintenance, insurance, or disposition of the project for which the bonds are issued, or any restrictions on the exercise of the powers of the division to dispose of or limit or regulate the use of the project;
- (d) the payment of the principal of or interest on the bonds and the sources and methods of payment, the rank or priority of any bonds as to any lien or security, or the acceleration of the maturity of any bonds;
- (e) the use and disposition of the revenues derived or to be derived from the operation of any project;
- (f) the pledging, setting aside, depositing, or entrusting of the revenues from which the bonds are made payable to secure the payment of the principal of and interest on the bonds or the payment of expenses of operation and maintenance of the project;
- (g) the setting aside of revenues, reserves, or sinking funds and the source, custody, security, regulation, and disposition of the revenues, reserves, or sinking funds;
- (h) the determination of the definition of revenues or of the expenses of operation and maintenance of the project for which the bonds are issued;
- (i) the rentals, fees, or other charges derived from the use of the project and the fixing, establishing, collection, and enforcement of the rentals, fees, or other charges, the amount or amounts of revenues to be produced by the rentals, fees, or other charges, and the disposition and application of the amounts charged or collected;
- (j) limitations on the issuance of additional bonds or any other obligations or the incurrence of indebtedness payable from the same revenues from which the bonds are payable;
- (k) rules to ensure the use of the project by the public or private sector to the maximum extent to which the project is capable of serving the public or private sector;
- (l) any other matter or course of conduct which, by recital in the resolution authorizing the bonds, is declared to further secure the payment of the principal of or interest on the bonds.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-660. Specifics of revenue bonds and their issuance.

The bonds may be issued in one or more series, may bear a date, may mature at a time not exceeding forty years from their

respective dates, may bear interest at the rate or rates per annum as approved by the State Fiscal Accountability Authority, may be payable in a medium of payment and at a place, may be in a denomination, may be in a form, either coupon or registered, may carry registration privileges, may be subject to terms of redemption before maturity, with or without premium, and may contain terms, covenants, and conditions as the executive order authorizing the issuance of the bonds may provide. The interest rate on bonds issued by the division, the proceeds of which are loaned to a company pursuant to a financing agreement to construct or acquire a project authorized under Section 13-1-640, are not subject to approval by the State Fiscal Accountability Authority. The bonds are fully negotiable within the meaning of and for the purposes of the Uniform Commercial Code.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-670. Principal and interest on bonds exempt from taxation.

The principal of and interest on bonds issued under this article are exempt from taxation, as provided in Section 12-1-60. All security agreements, indentures, and financing agreements made pursuant to the provisions of this article are exempt from state stamp and transfer taxes.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-680. Approval of State Fiscal Accountability Authority as prerequisite to issuance of bonds.

No bonds may be issued pursuant to the provisions of this article until the proposal of the director to issue the bonds receives the approval of the State Fiscal Accountability Authority. When the director proposes to issue bonds, he shall file a proposal with the State Fiscal Accountability Authority setting forth:

(a) a brief description of the project proposed to be undertaken and its anticipated effect upon the economy of the area in which the project is to be located;

(b) a reasonable estimate of the cost of the project;

(c) a general summary of the terms and conditions of any financing agreement and security agreement. Upon the filing of the proposal the State Fiscal Accountability Authority or Department of Administration, as applicable, shall, as soon as practicable, make an independent investigation, as it considers necessary or appropriate, and if it finds that the project is intended to promote the purposes of this article, it may approve the project. At any time following the approval, the division may proceed with the acquisition and financing of the project. If the proceeds of the bonds are to be made available to a company to construct a project, as provided in Section 13-1-640, notice of the approval of any project by the State Fiscal Accountability Authority or Department of Administration, as applicable, must be published at least once by the division in a newspaper having general circulation in the county where the project is to be located. Any interested party may, within twenty days after the date of the publication of notice, but not after the twenty days, challenge the validity of the approval in the court of common pleas in the county where the project is to be located.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-690. Signature on bonds.

The bonds must be signed in the name of the director by the manual or facsimile signature of the director. Interest coupons attached to the bonds must be signed by the facsimile signature of the director. The bonds may be issued notwithstanding that the director signing them or whose facsimile signature appears on the bonds or the coupons has ceased to hold office at the time of issue or at the time of the delivery of the bonds to the purchaser.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-700. Manner of sale of bonds.

The bonds must be sold at public or private sale upon terms and conditions as the State Fiscal Accountability Authority considers advisable.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-710. Report to State Treasurer following issuance of bonds.

The deputy director shall file with the State Treasurer within thirty days from the date of their issuance a complete description of all obligations entered into by the division with the rates of interest, maturity dates, annual payments, and all pertinent data.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-720. Enforceability of orders, covenants, and agreements related to bonds.

All provisions of an executive order authorizing the issuance of the bonds in accordance with this article and any covenants and agreements constitute legally binding contracts between the division and the several holders of the bonds, regardless of the time of issuance of the bonds, and are enforceable by any holder by mandamus or other appropriate action, suit, or proceeding at law or in equity in any court of competent jurisdiction.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-730. Bonds to constitute limited obligations of division; payment on bonds.

The bonds authorized by the article are limited obligations of the division. The principal and interest are payable solely out of the revenues derived by the division, including any revenues that may be derived by the division pursuant to the financing agreement with respect to the project which the bonds are issued to finance. The bonds are an indebtedness payable solely from a revenue producing source or from a special source which does not include revenues from any tax or license. The bonds do not constitute nor give rise to a pecuniary liability of the division, the department, the State, or any political subdivision of the State, or to a charge against the general credit of the division, the department, the State, or any political subdivision of the State or taxing powers of the State, or any political subdivision of the State, and this fact must be plainly stated on the face of each bond. The principal of and interest on any bonds issued under this article must be secured by a pledge of the revenues from which the bonds are payable, may be secured by a security agreement, including a mortgage or any property given as security pursuant to a financing agreement, and may be additionally secured by a pledge of the financing agreement with respect to the project. In making any agreements or provisions, the division does not have the power to obligate itself or the department with respect to any project for which the proceeds of bonds issued under this article have been loaned to a company, except with respect to the project and the application of the revenues from the financing agreement, and does not have the power to incur a pecuniary liability or a charge upon its general credit or upon

the general credit of the department. The trustee under any security agreement or indenture, or any depository specified by the security agreement or indenture, may be any person or corporation as the division designates, notwithstanding that the trustee may be a nonresident of this State or incorporated under the laws of the United States or the laws of other states.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-740. Investment of funds.

All funds of the division must be invested by the State Treasurer and, upon approval and designation by the State Treasurer of a financial institution or institutions, all funds must be deposited in such institutions by the division in accordance with policies established by the director. Funds of the division must be paid out only upon warrants issued in accordance with policies established by the director. No warrants may be drawn or issued disbursing any of the funds of the division except for a purpose authorized by this article. The net earnings of the division, beyond that necessary for retirement of its bonds or other obligations or to implement the purposes of this article, may not inure to the benefit of any person other than the division. Upon termination of the existence of the division, title to all property, real and personal, owned by it, including net earnings, vests in the State.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-750. Carryover of funds to subsequent fiscal years.

The division shall retain unexpended funds at the close of the fiscal year of the State regardless of the source of the funds and expend the funds in subsequent fiscal years.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-760. Determinations of director as prerequisites to undertaking of projects; financing agreements.

(A) Prior to undertaking any project authorized by Section 13-1-640, the director shall make a determination:

- (1) that the project will serve the purposes of this article;
- (2) that the project is anticipated to benefit the general public welfare of the locality by providing services, employment, recreation, or other public benefits not otherwise provided locally;
- (3) that the project will give rise to no pecuniary liability of the division, the department, the State, or any political subdivision of the State, or charge against the general credit of the division, the department, the State, or any political subdivision of the State, or taxing power of the State or any political subdivision of the State if the proceeds are loaned by the division to a company to construct a project;
- (4) as to the amount of bonds required to finance the project;
- (5) as to the amount necessary in each year to pay the principal of and the interest on the bonds proposed to be issued to finance the project;

(6) as to the amount necessary to be paid each year into any reserve funds which the director may consider advisable to establish in connection with the retirement of the proposed bonds and the maintenance of the project. The determinations of the director must be set forth in the proceedings under which the proposed bonds are to be issued.

(B) Every financing agreement between the division and a company with respect to a project shall contain an agreement obligating the company to complete the project if the proceeds of the bonds prove insufficient, and obligating the company to pay an amount under the terms of a financing agreement, which, upon the basis of the determinations made by the director, is sufficient:

(1) to pay the principal of and interest on the bonds issued to finance the project;

(2) to build up and maintain any reserves considered by the director to be advisable in connection with the project;

(3) to pay the costs of maintaining the project in good repair and keeping it properly insured, unless the financing agreement obligates the company to pay for the maintenance and insurance of the project.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-770. Application of proceeds from sale of bonds; what constitutes cost of acquiring project.

The proceeds from the sale of any bonds issued under division of this article may be applied only for the purpose for which the bonds were issued, except any premium and accrued interest received in any sale must be applied to the payment of the principal of or the interest on the bonds sold, and if for any reason any portion of the proceeds are not needed for the purpose for which the bonds were issued, that portion of the proceeds must be applied to the payment of the principal of or the interest on the bonds. The cost of acquiring any project includes the following:

(a) the actual cost of the construction of any part of a project, including architects', engineers', and attorneys' fees;

(b) the purchase price of any part of a project that may be acquired by purchase;

(c) all expenses in connection with the authorization, sale, and issuance of the bonds to finance the acquisition;

(d) the interest on the bonds for a reasonable time prior to construction and for not exceeding one year after completion of the construction.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-780. Promulgation of regulations.

The regulations of the division must be promulgated in accordance with Chapter 23 of Title 1.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-790. Establishment of corporations by director.

The director may establish profit or not-for-profit corporations as he considers necessary to carry out the purposes of this article. Officials or employees of the division may act as officials or employees of the corporations created pursuant to this section without additional compensation. A corporation created pursuant to this section is considered a "public procurement unit" for purposes of Article 19, Chapter 35 of Title 11. The division may make grants or loans to, or make guarantees for, the benefit of a not-for-profit corporation which the division has caused to be formed whose articles of incorporation require that its directors be elected by members of the division and all assets of which, upon dissolution, must be distributed to the division if it is in existence or, if it is not in existence, then to this State. These grants, loans, or guarantees may be made upon a determination by the division that the receiving not-for-profit corporation is able to carry out the purposes of this article and on the terms and conditions imposed by the division. A guarantee made by the division does not create an obligation of the State or its political subdivisions and is not a grant or loan of the credit of the State or a political subdivision. A guarantee issued by the division must be a special obligation of the division. Neither this State nor any political subdivision is liable on a guarantee nor may they be payable out of any funds other than those of the division and a guarantee issued by the division must contain on its face a statement to that effect.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-800. Payment in lieu of property taxes on property of division.

The property of the division is not subject to any taxes or assessments, but the division shall negotiate a payment in lieu of taxes with the appropriate taxing authorities.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

SECTION 13-1-810. Division's status as "agency".

Notwithstanding any provision of law or regulation, the division continues to be an "agency" for purposes of Chapter 78 of Title 15; however, the division is not considered to be an "agency" or "state agency" or any other form of state institution for purposes of Sections 2-7-65 and 2-57-60.

HISTORY: 1993 Act No. 181, Section 245, eff July 1, 1993.

LAW CHANGE #3			
Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
SECTIONS 13-1-1000 thru 13-1-1090. Aeronautics Division	<p><u>Current Law:</u> Enabling legislation for Aeronautics Commission.</p> <p><u>Recommendation:</u> Relocate the Aeronautics Commission's enabling legislation out of Title 13, Chapter 1 of the Code to an appropriate location in the enabling legislation of SFAA.</p>	The Aeronautics Commission is no longer a part of Commerce, but its enabling legislation continues to reside in middle of the enabling statutes applicable to Commerce, which creates confusion.	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u></p> <ul style="list-style-type: none"> • Aeronautics Division • State Fiscal Accountability Authority <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
Current Law Wording			Proposed Revisions to Law Wording
<p style="text-align: center;">ARTICLE 6 Aeronautics Commission</p> <p>SECTION 13-1-1000. Definitions. Notwithstanding any other provision of law, the following terms, when used in this article, have the following meanings unless the context clearly requires otherwise:</p> <p>(1) "Authority" means the State Fiscal Accountability Authority.</p> <p>(2) "Executive director" means the Executive Director for the Division of Aeronautics.</p> <p>(3) "Division" means the Division of Aeronautics.</p> <p>(4) "Commission" means the Aeronautics Commission.</p> <p>HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005); 2012 Act No. 270, Section 12, eff June 18, 2012.</p> <p>SECTION 13-1-1010. Commission created; purpose; purchase and sale of aeronautics assets. Notwithstanding any other provision of law, the Aeronautics Commission is hereby created within the State Fiscal Accountability Authority. The State Fiscal Accountability Authority shall provide administrative support functions to the</p>			Transfer provisions to enabling legislation of SFAA.

division. The commission shall oversee the operation of the division as the division's governing body. The Joint Bond Review Committee must review, prior to approval by the Aeronautics Commission, purchases or sales of any aeronautics assets, the value of which exceeds fifty thousand dollars. There may be no purchase or sale of any aeronautics assets without the approval of the commission.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005); 2012 Act No. 270, Section 13, eff June 18, 2012.

SECTION 13-1-1020. Commission districts; election and appointment of members.

Notwithstanding any other provision of law, the congressional districts of this State are constituted and created commission districts of the State, designated by numbers corresponding to the number of the respective congressional districts. The commission shall be composed of one member from each district elected by the delegations of the congressional district and one member appointed by the Governor, upon the advice and consent of the Senate, from the State at large. The elections or appointments shall take into account race and gender so as to represent, to the greatest extent possible, all segments of the population of the State and shall comply with the provisions of Chapter 13, Title 8.

However, consideration of these factors in making an appointment or in an election does not create a cause of action or basis for an employee grievance for a person appointed or elected or for a person who fails to be appointed or elected.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

SECTION 13-1-1030. County-commission district overlap; consecutive terms; two commissioners from same county.

(A) Notwithstanding any other provision of law, a county that is divided among two or more commission districts, for purposes of electing a commission member, is considered to be in the district which contains the largest number of residents from that county.

(B) Notwithstanding any other provision of law, no county within a commission district shall have a resident commission member for more than one consecutive term and in no event shall any two persons from the same county serve as a commission member simultaneously.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

SECTION 13-1-1040. Delegations to elect commissioner from district; organization of delegation; certification and issuance of commission.

Notwithstanding any other provision of law, legislators residing in the congressional district shall meet upon written call of a majority of the members of the delegation of each district at a time and place to be designated in the call for the purpose of electing a commissioner to represent the district. A majority present, either in person or by written proxy, of the delegation from a given congressional district constitutes a quorum for the purpose of electing a district commissioner. No person may be elected commissioner who fails to receive a majority vote of the members of the delegation.

The delegation must be organized by the election of a chairman and a secretary, and the delegations of each congressional district shall adopt rules they consider proper to govern the election. Any absentee may vote by written proxy. When the election is completed, the chairman and the secretary of the delegation shall immediately transmit the name of the person elected to the Secretary of State who shall issue to the person after he has taken the usual oath of office, a certificate of election as commissioner. The Governor then shall issue a commission to the person, and pending the issuance of the commission, the certificate of election is sufficient warrant to the person to perform all of the duties and functions of his office as commissioner. Each commissioner shall serve until his successor is elected and qualified. HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

SECTION 13-1-1050. Terms of commission members; vacancies; forfeiture of office; at-large commission member as chairman.

(A) Notwithstanding any other provision of law, beginning February 15, 2005, commissioners must be elected by the legislative delegation of each congressional district. For the purposes of electing a commission member, a legislator shall vote only in the congressional district in which he resides. All commission members must serve for a term of office of four years that expires on February fifteenth of the appropriate year. Commissioners shall continue to serve until their successors are elected and qualify, provided that a commissioner may only serve until their successors are elected and qualify, and provided that a commissioner may only serve in a hold-over capacity for a period not to exceed six months. Any vacancy occurring in the office of commissioner must be filled by election in the manner provided in this article for the unexpired term only. No person is eligible to serve as a commission member who is not a resident of that district at the time of his appointment, except that the at-large commission member may be appointed from any county in the State regardless of whether another commissioner is serving from that county. Failure by a commission member to maintain residency in the district for which he is elected shall result in the forfeiture of his office. The at-large commission member, upon confirmation by the Senate, shall serve as chairman of the commission.

(B) The terms of the initial members of the commission appointed from congressional district are as follows:

(1) commission members appointed to represent congressional district one and two, two years;

(2) commission members appointed to represent congressional district three, four, and seven, three years;

(3) commission members appointed to represent congressional district five and six, four years.

(C) The at-large commissioner shall serve at the pleasure of the Governor.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005); 2012 Act No. 270, Section 11, eff June 18, 2012; 2012 Act No. 279, Section 6, eff June 26, 2012.

SECTION 13-1-1060. Oath of office.

Notwithstanding any other provision of law, each voting commission member, within thirty days after his election or

appointment, and before entering upon the discharge of the duties of his office, shall take, subscribe, and file with the Secretary of State the oath of office prescribed by the Constitution of the State.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

SECTION 13-1-1070. Official seal; adoption of rules and procedures; reimbursement for official expenses.

(A) The commission may adopt an official seal for use on official documents of the division.

(B) The commission shall adopt its own rules and procedures and may select additional officers to serve terms designated by the commission.

(C) Commissioners must be reimbursed for official expenses as provided by law for members of state boards and commissions as established in the annual general appropriations act.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

SECTION 13-1-1080. Appointment of executive director.

Notwithstanding any other provision of law, the executive director shall be appointed in accordance with the following procedures:

(A)(1) The commission shall nominate no more than one qualified candidate for the Governor to consider for appointment as executive director. In order to be nominated, a candidate must meet the minimum requirements as provided in Section 13-1-1090.

(2) If the Governor rejects a person nominated by the commission for the position of executive director, the commission must nominate another candidate for the Governor to consider until such time as the Governor makes an appointment.

(3) In the case of a vacancy in the position of executive director for any reason, the name of a nominee for the executive director's successor must be submitted by the commission to the Governor.

(4) The appointment must comply with the provisions contained in Chapter 13, Title 8.

(B) The executive director shall serve at the pleasure of the commission and be appointed as provided in this section.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

SECTION 13-1-1090. Qualifications for commission chairman and members.

Notwithstanding any other provision of law, individuals serving on the commission must meet the following minimum qualifications to be qualified:

- (1) the commission chairman must have experience in the fields of business, general aviation, and airport management;
- (2) all other members of the commission must have a proven record of public and community service, and experience in the fields of business and aviation. Additionally, each member must meet at least two of the following criteria:
- (a) general aviation experience;
 - (b) airport or fixed based operator (FBO) management experience;
 - (c) aviation service provider experience;
 - (d) previous service as a state or regional airport commissioner;
 - (e) legal experience; or
 - (f) active involvement in a recognized aviation association.

HISTORY: 2005 Act No. 11, Section 1.B, eff upon approval (became law without the Governor's signature on January 13, 2005).

ARTICLE 7
Division of Aeronautics

SECTION 13-1-1110. Organization and objectives of division.

The organization and objectives of the division are stated in Chapters 1 through 9 of Title 55.

HISTORY: 1993 Act No. 181, Section 246, eff July 1, 1993.

LAW CHANGE #4

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-45. South Carolina Water and Wastewater Infrastructure Fund created; definitions; powers and duties of Department of Commerce; criteria for selecting qualified projects.</p>	<p><u>Current Law</u> Creates the SC Water and Wastewater Infrastructure Fund and establishes duties and powers of the Department of Commerce as well as criteria for selecting qualified projects.</p> <p><u>Recommendation</u> Modify to allow this statutory framework to be available for other infrastructure projects in the state, including possibly broadband.</p>	<p>The South Carolina Water and Wastewater Infrastructure Fund was created in 2000 to distribute a portion of South Carolina’s Tobacco Settlement proceeds. The program was implemented and all grants are closed. With minor modifications, this fund could be used for other purposes. While Commerce has proposed revisions, additional or different amendments may be required.</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>

Current Law Wording	Proposed Revisions to Law Wording
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<p>There is established under the direction and control of the Secretary of Commerce the South Carolina Water and Wastewater Infrastructure Fund for the purposes of selecting, assisting, and financing major qualified projects by providing financing assistance to governmental units and private entities for constructing and improving water and wastewater facilities that are necessary for public purposes, including economic development and for technology-related infrastructure grants for local units of government.</p> <p>(A) As used in this section:</p> <p>(1) "Fund" means the South Carolina Water and Wastewater Infrastructure Fund.</p> <p>(2) "Department" means the Department of Commerce.</p> <p>(3) "Financing agreement" means any agreement entered into between the department and a qualified borrower pertaining to financing assistance. This agreement may contain, in addition to financing terms, provisions relating to the regulation and supervision of a qualified project, or other provisions as the department determines. The term "financing agreement" includes, without limitation, a loan or grant agreement, trust indenture, security agreement, reimbursement agreement, guarantee agreement, ordinance or</p>	<p>There is established under the direction and control of the Secretary of Commerce the South Carolina Water and Wastewater Infrastructure Fund for the purposes of selecting, assisting, and financing major qualified projects by providing financing assistance to governmental units and private entities for constructing and improving water and wastewater facilities that are necessary for public purposes, including economic development and for technology-related infrastructure grants for local units of government.</p> <p>(A) As used in this section:</p> <p>(1) "Fund" means the South Carolina Water and Wastewater Infrastructure Fund.</p> <p>(2) "Department" means the Department of Commerce.</p> <p>(3) "Financing agreement" means any agreement entered into between the department and a qualified borrower pertaining to financing assistance. This agreement may contain, in addition to financing terms, provisions relating to the regulation and supervision of a qualified project, or other provisions as the department determines. The term "financing agreement" includes, without limitation, a loan or grant agreement, trust indenture, security agreement, reimbursement agreement, guarantee agreement, ordinance or resolution, or similar instrument.</p>
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resolution, or similar instrument.

(4) "Government unit" means a municipal corporation, county, special purpose district, special service district, commissioners of public works, or another public body, instrumentality or agency of this State including combinations of two or more of these entities acting jointly to construct, own, or operate a qualified project, and any other state or local authority, board, commission, agency, department, or other political subdivision created by the General Assembly or pursuant to the Constitution and laws of this State which may construct, own, or operate a qualified project.

(5) "Loan obligation" means a note or other evidence of an obligation issued by a qualified borrower.

(6) "Financing assistance" means, but is not limited to, grants, contributions, credit enhancement, capital or debt reserves for debt instrument financing, interest rate subsidies, provision of letters of credit and credit instruments, provision of debt financing instrument security, and other lawful forms of financing and methods of leveraging funds that are approved by the department, and in the case of federal funds, as allowed by federal law.

(7) "Project revenues" means all rates, rents, fees, assessments, charges, and other receipts derived or to be derived by a qualified borrower from a qualified project or made available from a special source, and as provided in the applicable financing agreement, derived from any system of which the qualified project is a part of, from any other revenue producing facility under the ownership or control of the qualified borrower including, without limitation, proceeds of grants, gifts, appropriations, including the proceeds of financing made by the department, investment earnings, reserves for capital and current expenses, proceeds of insurance or condemnation, and proceeds from the sale or other disposition of property and from any other special source as may be provided by the qualified borrower.

(8) "Qualified borrower" means any government unit, public or private nonprofit entity approved by the department that is authorized to construct, operate, or own a qualified project and receives financing assistance pursuant to this section.

(9) "Qualified project" means an eligible project that has been selected by the

(4) "Government unit" means a municipal corporation, county, special purpose district, special service district, commissioners of public works, or another public body, instrumentality or agency of this State including combinations of two or more of these entities acting jointly to construct, own, or operate a qualified project, and any other state or local authority, board, commission, agency, department, or other political subdivision created by the General Assembly or pursuant to the Constitution and laws of this State which may construct, own, or operate a qualified project.

(5) "Loan obligation" means a note or other evidence of an obligation issued by a qualified borrower.

(6) "Financing assistance" means, but is not limited to, grants, contributions, credit enhancement, capital or debt reserves for debt instrument financing, interest rate subsidies, provision of letters of credit and credit instruments, provision of debt financing instrument security, and other lawful forms of financing and methods of leveraging funds that are approved by the department, and in the case of federal funds, as allowed by federal law.

(7) "Project revenues" means all rates, rents, fees, assessments, charges, and other receipts derived or to be derived by a qualified borrower from a qualified project or made available from a special source, and as provided in the applicable financing agreement, derived from any system of which the qualified project is a part of, from any other revenue producing facility under the ownership or control of the qualified borrower including, without limitation, proceeds of grants, gifts, appropriations, including the proceeds of financing made by the department, investment earnings, reserves for capital and current expenses, proceeds of insurance or condemnation, and proceeds from the sale or other disposition of property and from any other special source as may be provided by the qualified borrower.

(8) "Qualified borrower" means any government unit, public or private nonprofit entity or private for profit entity fulfilling an essential public purpose approved by the department that is authorized to construct, operate, or own a qualified project and receives financing assistance pursuant to this section.

(9) "Qualified project" means an eligible project that has been selected by the department to receive financing assistance pursuant to this section.

<p>department to receive financing assistance pursuant to this section.</p> <p>(10) "Revenues" means any receipts, fees, income, or other payments received or to be received by the department, expressly for the fund including, without limitation, receipts and other payments deposited for the fund and investment earnings on any monies and accounts established for the fund.</p> <p>(B) The department shall provide the required staff and may add additional staff or contract for services, if necessary, to administer the fund in accordance with this section. The compensation, costs, and expenses incurred incident to administering the fund may be paid from revenues. If the department requests, the Department of Administration may provide legal, technical, planning, and other assistance through intergovernmental agreement. Costs incurred by the board pursuant to such a request must be reimbursed to it by the department from revenues.</p> <p>(C) In addition to the powers and authority granted in this chapter, the department has the powers and authority necessary to carry out the purposes of this section including, but not limited to:</p> <p>(1) establish procedures and guidelines necessary for the administration of this section;</p> <p>(2) offer any form of financing assistance that the department considers necessary to any qualified borrower for a qualified project;</p> <p>(3) provide loans or other financing assistance to qualified borrowers to finance the eligible costs of qualified projects and to acquire, hold, and sell loans or other obligations at prices and in the manner the department determines advisable;</p> <p>(4) provide qualified borrowers with other financing assistance necessary to defray eligible costs of a qualified project;</p> <p>(5) enter into contracts, arrangements, and agreements with qualified borrowers, governmental units, or other otherwise eligible entities, and execute and deliver all financing agreements and other instruments necessary or convenient to the exercise of the powers granted in this</p>	<p>(10) "Revenues" means any receipts, fees, income, or other payments received or to be received by the department, expressly for the fund including, without limitation, receipts and other payments deposited for the fund and investment earnings on any monies and accounts established for the fund.</p> <p>(B) The department shall provide the required staff and may add additional staff or contract for services, if necessary, to administer the fund in accordance with this section. The compensation, costs, and expenses incurred incident to administering the fund may be paid from revenues. If the department requests, the Department of Administration may provide legal, technical, planning, and other assistance through intergovernmental agreement. Costs incurred by the board pursuant to such a request must be reimbursed to it by the department from revenues.</p> <p>(C) In addition to the powers and authority granted in this chapter, the department has the powers and authority necessary to carry out the purposes of this section including, but not limited to:</p> <p>(1) establish procedures and guidelines necessary for the administration of this section;</p> <p>(2) offer any form of financing assistance that the department considers necessary to any qualified borrower for a qualified project;</p> <p>(3) provide loans or other financing assistance to qualified borrowers to finance the eligible costs of qualified projects and to acquire, hold, and sell loans or other obligations at prices and in the manner the department determines advisable;</p> <p>(4) provide qualified borrowers with other financing assistance necessary to defray eligible costs of a qualified project;</p> <p>(5) enter into contracts, arrangements, and agreements with qualified borrowers, governmental units, or other otherwise eligible entities, and execute and deliver all financing agreements and other instruments necessary or convenient to the exercise of the powers granted in this chapter;</p> <p>(6) enter into agreements with a department, agency or instrumentality of the United States or of this State or another state for the purpose of planning and providing for the financing of qualified projects;</p>
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<p>chapter;</p> <p>(6) enter into agreements with a department, agency or instrumentality of the United States or of this State or another state for the purpose of planning and providing for the financing of qualified projects;</p> <p>(7) establish fiscal controls and accounting procedures to ensure proper accounting and reporting by qualified borrowers;</p> <p>(8) acquire by purchase, lease, donation, or other lawful means and sell, convey, pledge, lease, exchange, transfer, and dispose of all or part of its properties and assets of every kind and character or any interest in it to further the public purpose of the fund, without further approval or authorization;</p> <p>(9) procure insurance, guarantees, letters of credit, and other forms of collateral or security or credit support from any public or private entity, including any department, agency, or instrumentality of the United States or this State, for the payment of any debt issued by a qualified borrower or other entity receiving assistance pursuant to this section, including the power to pay premiums or fees on insurance, guarantees, letters of credit, and other forms of collateral or security or credit support, without further approval or authorization;</p> <p>(10) collect fees and charges in connection with financing assistance and expend such funds to effectuate the purposes of this section;</p> <p>(11) apply for, receive and accept from any source, aid, grants, and contributions of money, property, labor, or other things of value to be used to carry out the purposes of this section;</p> <p>(12) do all other things necessary or convenient to exercise powers granted or reasonably implied by this chapter.</p> <p>(D) The department shall establish accounts and subaccounts within the state accounts and any federal accounts to receive and disburse funds to effectuate the purposes of this section. Earnings on the balances in these state accounts must be expended to effectuate the purposes of this section. Earnings on balances in the federal accounts must be credited and invested</p>	<p>(7) establish fiscal controls and accounting procedures to ensure proper accounting and reporting by qualified borrowers;</p> <p>(8) acquire by purchase, lease, donation, or other lawful means and sell, convey, pledge, lease, exchange, transfer, and dispose of all or part of its properties and assets of every kind and character or any interest in it to further the public purpose of the fund, without further approval or authorization;</p> <p>(9) procure insurance, guarantees, letters of credit, and other forms of collateral or security or credit support from any public or private entity, including any department, agency, or instrumentality of the United States or this State, for the payment of any debt issued by a qualified borrower or other entity receiving assistance pursuant to this section, including the power to pay premiums or fees on insurance, guarantees, letters of credit, and other forms of collateral or security or credit support, without further approval or authorization;</p> <p>(10) collect fees and charges in connection with financing assistance and expend such funds to effectuate the purposes of this section;</p> <p>(11) apply for, receive and accept from any source, aid, grants, and contributions of money, property, labor, or other things of value to be used to carry out the purposes of this section;</p> <p>(12) do all other things necessary or convenient to exercise powers granted or reasonably implied by this chapter.</p> <p>(D) The department shall establish accounts and subaccounts within the state accounts and any federal accounts to receive and disburse funds to effectuate the purposes of this section. Earnings on the balances in these state accounts must be expended to effectuate the purposes of this section. Earnings on balances in the federal accounts must be credited and invested according to federal law. All accounts must be held in trust by the State Treasurer and the unexpended funds in these accounts carry forward from year to year. All earnings on state accounts must be retained in those accounts and used for the same purposes.</p> <p>(E) The department shall determine which projects are eligible projects and then select from among the eligible projects those qualified to receive financing assistance under this section. Priority in funding must be given to projects located in underdeveloped areas of the State.</p>
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according to federal law. All accounts must be held in trust by the State Treasurer and the unexpended funds in these accounts carry forward from year to year. All earnings on state accounts must be retained in those accounts and used for the same purposes.

(E) The department shall determine which projects are eligible projects and then select from among the eligible projects those qualified to receive financing assistance under this section. Priority in funding must be given to projects located in underdeveloped areas of the State.

(F) In selecting qualified projects, the department shall consider the projected feasibility of the project and the amount of financial risk. The department also may consider, but is not limited to, the following criteria in making its determination that an eligible project is a qualified project:

(1) local support of the project, expressed by resolutions by the governing bodies in the areas in which the project will be located;

(2) economic benefit of the project;

(3) readiness of the project to proceed;

(4) ability of the applicant to repay financial assistance obtained;

(5) financial or in-kind contributions to the project;

(6) development status of the county in which the project is located; and

(7) whether the governing bodies of the county or the incorporated municipality in which the project is located provide to the department a resolution that makes a finding that the project is essential to economic development in the political subdivisions, or the department receives a resolution or certificate from the Coordinating Council for Economic Development that the project is essential to economic development in this State, or both, at the option of the department.

(G) Qualified borrowers may obtain financing assistance pursuant to this section through financing or grant agreements. Qualified borrowers entering into financing or grant agreements or issuing debt obligations may perform

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(G) Qualified borrowers may obtain financing assistance pursuant to this section through financing or grant agreements. Qualified borrowers entering into financing or grant agreements or issuing debt obligations may perform any acts, take any action, adopt any proceedings, or make and carry out any contracts or agreements with the department as may be agreed to by the department and any qualified borrower and necessary for effectuating the purposes of this section.

(H) In addition to the authorizations contained in this section, all other statutes or provisions permitting government units to borrow money and issue obligations including, but not limited to, the Revenue Bond Act for Utilities and the Revenue Bond Refinancing Act of 1937, may be utilized by any government unit in obtaining financing assistance from the department pursuant to this section. Notwithstanding the foregoing, obligations secured by ad valorem taxes may be issued by a

any acts, take any action, adopt any proceedings, or make and carry out any contracts or agreements with the department as may be agreed to by the department and any qualified borrower and necessary for effectuating the purposes of this section.

(H) In addition to the authorizations contained in this section, all other statutes or provisions permitting government units to borrow money and issue obligations including, but not limited to, the Revenue Bond Act for Utilities and the Revenue Bond Refinancing Act of 1937, may be utilized by any government unit in obtaining financing assistance from the department pursuant to this section. Notwithstanding the foregoing, obligations secured by ad valorem taxes may be issued by a government unit and purchased by the department or its agent without regard to any public bidding requirement.

(I) A qualified borrower may receive, apply, pledge, assign, and grant security interest in project revenues; and, in the case of a governmental unit, its project revenues, revenues derived from a special source or ad valorem taxes, to secure its obligations as provided in this section, and may fix, revise, charge, and collect fees, rates, rents, assessments, and other charges of general or special application for the operation or services of a qualified project, the system of which it is a part, and any other revenue producing facilities from which the qualified borrower derives project revenues, to meet its obligations under a financing agreement or to provide for the construction and improving of a qualified project.

(J) If a qualified borrower fails to collect and remit in full all amounts due under any related financing agreement, note, or other obligation, the department may, on or after the date these amounts are due, notify the State Treasurer who shall withhold all or a portion of the state funds and all funds administered by this State, its agencies, boards, and instrumentalities allotted or appropriated to the government unit and apply an amount necessary to the payment of the amount due; or in the case of a private entity, the department may pursue recovery pursuant to Chapter 56 of Title 12; or the department may pursue any other remedy provided by law.

(K) Nothing contained in this section mandates the withholding of funds allocated to a government unit or private entity which would violate contracts to which this State is a party, the requirements of federal law

government unit and purchased by the department or its agent without regard to any public bidding requirement.

(I) A qualified borrower may receive, apply, pledge, assign, and grant security interest in project revenues; and, in the case of a governmental unit, its project revenues, revenues derived from a special source or ad valorem taxes, to secure its obligations as provided in this section, and may fix, revise, charge, and collect fees, rates, rents, assessments, and other charges of general or special application for the operation or services of a qualified project, the system of which it is a part, and any other revenue producing facilities from which the qualified borrower derives project revenues, to meet its obligations under a financing agreement or to provide for the construction and improving of a qualified project.

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(K) Nothing contained in this section mandates the withholding of funds allocated to a government unit or private entity which would violate contracts to which this State is a party, the requirements of federal law imposed on this State, or judgments of a court binding on this State.

(L) Notice, proceeding, or publication, except those required in this section, are not necessary to the performance of any act authorized in this section nor is any act of the department subject to any referendum.

(M) Following the close of each state fiscal year, the department shall submit an annual report of its activities pursuant to this section for the preceding year to the Governor and to the General Assembly.

(N) No funds under this section may be provided, promised, or allocated to any projects authorized hereunder before November 15, 2000.

(O) The department shall submit a quarterly report to the State Fiscal Accountability

<p>imposed on this State, or judgments of a court binding on this State.</p> <p>(L) Notice, proceeding, or publication, except those required in this section, are not necessary to the performance of any act authorized in this section nor is any act of the department subject to any referendum.</p> <p>(M) Following the close of each state fiscal year, the department shall submit an annual report of its activities pursuant to this section for the preceding year to the Governor and to the General Assembly.</p> <p>(N) No funds under this section may be provided, promised, or allocated to any projects authorized hereunder before November 15, 2000.</p> <p>(O) The department shall submit a quarterly report to the State Fiscal Accountability Authority, Revenue and Fiscal Affairs Office, and Executive Budget Office of all projects obligated for funding pursuant to this section.</p> <p>HISTORY: 2000 Act No. 387, Part II, Section 69A.2, eff June 30 2000.</p>	<p>Authority, Revenue and Fiscal Affairs Office, and Executive Budget Office of all projects obligated for funding pursuant to this section.</p>
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LAW CHANGE #5

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-320. Objectives of division.</p>	<p><u>Current Law</u> Establishes the objectives of the Division of State Development.</p> <p><u>Recommendation</u> Modify to update objectives.</p> <ul style="list-style-type: none"> • Delete reference to division as the “official state liaison office.” • Clarify that promotion of system of transportation does not infer that division actually implements the development and expansion statewide of highway, railroad, port, waterway, and airport systems. • Add promotion of strategic planning for economic development (moved from Coordinating Council enabling legislation in Law Change 12). • Add objective to identify and overcome challenges in rural communities. • Add objective to facilitate coordination by and among education, communities, and businesses to ensure workforce needs are being met in the State. 	<p>While not the “official state liaison office”, Commerce promotes coordination of functions and activities of various agencies at the state, federal and local level regarding planning research and development.</p> <p>Commerce promotes, but does not actually implement, a system of transportation in the state (other than through its Division of Public Railways, which is separate from the Division of State Development).</p> <p>Since 1993 Restructuring Commerce, not the Coordinating Council, has undertaken and funded strategic planning in collaboration with other public and private stakeholders in the State. Recommend repeal of strategic planning and related mandates of the Coordinating Council in Sections 13-1-1720(A)(1)-(5). (See also Law Change 12.)</p> <p>Finding ways to overcome the unique challenges faced by rural communities to attract jobs, investment and new residents is and has been an important objective of Commerce.</p> <p>Connecting education, communities and businesses regarding workforce needs is an objective the General Assembly has given Commerce since Commerce was created during 2003 Restructuring. Since</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>

		<p>2014, Commerce has been responsible, along with the Department of Education, to provide staff support for the SC Education and Economic Development Coordinating Council (Section 59-59-175). Commerce also now has responsibility for and oversight of regional education centers (Sections 13-1-1810 and 1820).</p>	
Current Law Wording		Proposed Revisions to Law Wording	
<p>The objectives of the division are to:</p> <p>(1) conserve, restore, and develop the natural and physical, the human and social, and the economic and productive resources of the State;</p> <p>(2) promote coordination of the functions and activities of state agencies and act as the official state liaison office between the state, federal, and local planning, research, and development agencies;</p> <p>(3) promote a system of transportation for the State through development and expansion of the highway, railroad, port, waterway, and airport systems;</p> <p>(4) promote and correlate state and local activity in planning public works projects;</p> <p>(5) promote public interest in the development of the State through cooperation with public agencies, private enterprises, and charitable and social institutions;</p> <p>(6) promote and encourage industrial development, private business and commercial enterprise, agricultural production, transportation, and the utilization and investment of capital within the State;</p> <p>(7) assist the development of existing state and interstate trade, commerce, and markets for South Carolina goods and in the removal of barriers to the industrial, commercial, and agricultural development of the State;</p> <p>(8) assist in ensuring stability in employment, increase the opportunities for</p>	<p>The objectives of the division are to:</p> <p>(1) conserve, restore, and develop the natural and physical, the human and social, and the economic and productive resources of the State;</p> <p>(2) promote coordination of the functions and activities of state agencies and act as the official state liaison office between the state, federal, and local planning, research, and development agencies;</p> <p>(3) promote a system of transportation for the State through development and expansion, <u>by state, federal, and local government agencies,</u> of the highway, railroad, port, waterway, and airport systems;</p> <p>(4) promote <u>strategic planning for economic development, through coordination and collaboration with state, federal, and local government agencies and other stakeholders,</u> and correlate state and local activity in planning public works projects, <u>all for the purpose of diversifying and expanding the economic base of the State;</u></p> <p>(5) promote public interest in the development of the State through cooperation with public agencies, private enterprises, and charitable and social institutions;</p> <p>(6) promote and encourage industrial development, private business and commercial enterprise, agricultural production, transportation, and the utilization and investment of capital within the State;</p> <p>(7) assist the development of existing state and interstate trade, commerce, and markets for South Carolina goods and in the removal of barriers to the industrial, commercial, and agricultural development of the State;</p>		

employment of the citizens of the State, and devise ways and means to raise the living standards of the people of the State;

(9) advance the general welfare of the people.

HISTORY: 1993 Act No. 181, Section 244, eff July 1, 1993.

(8) assist in ensuring stability in employment, increase the opportunities for employment of the citizens of the State, and devise ways and means to raise the living standards of the people of the State;

(9) identify challenges facing rural communities in the State and solutions to overcome those challenges for the purpose of diversifying and expanding the economic base of the State;

(10) facilitate interaction by and among education, communities, and private businesses to ensure that all South Carolina citizens are knowledgeable and prepared to meet the current and future workforce needs of new and existing businesses in the State;

~~(911)~~ advance the general welfare of the people.

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LAW CHANGE #6

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-330. Division made up of bureaus.</p>	<p><u>Current Law:</u> Requires that the Division of State Development be made up of certain bureaus and headed by individuals with certain qualifications.</p> <p><u>Recommendation:</u> Modify to update obsolete language and provide discretion to director, with approval of Secretary of Commerce, to organize and staff division with qualified personnel.</p>	<p>Bureau language is outdated and does not reflect organization of Commerce since 1993 Restructuring. Removing limiting language clarifies that current and future Secretaries have the ability to organize the Division of State Development, or Commerce, in the way that best meets the needs of the state.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
Current Law Wording		Proposed Revisions to Law Wording	
<p>The division shall consist of a bureau of research, a bureau of planning, a bureau of development, and such other bureaus as the director may establish. Each bureau may be headed by a bureau chief selected on the basis of his technical and administrative qualifications and experience to perform the duties required by his position. The chief for the bureau of research shall be a person thoroughly familiar with the principles of, and experienced in, the methods and techniques of research and economics. The chief for the bureau of planning shall be an industrial engineer experienced in that type of work. The chief for the bureau of development shall be a person thoroughly familiar with the principles of, and experienced in, the methods and techniques of developing a program of advertising and salesmanship.</p> <p>HISTORY: 1993 Act No. 181, Section 244, eff July 1, 1993.</p>		<p>The division shall <u>be organized at the discretion of the director, with approval of the Secretary, and staffed by personnel with the necessary qualifications and experience to perform the duties required</u> consist of a bureau of research, a bureau of planning, a bureau of development, and such other bureaus as the director may establish. Each bureau may be headed by a bureau chief selected on the basis of his technical and administrative qualifications and experience to perform the duties required by his position. The chief for the bureau of research shall be a person thoroughly familiar with the principles of, and experienced in, the methods and techniques of research and economics. The chief for the bureau of planning shall be an industrial engineer experienced in that type of work. The chief for the bureau of development shall be a person thoroughly familiar with the principles of, and experienced in, the methods and techniques of developing a program of advertising and salesmanship.</p>	

LAW CHANGE #7

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-340. Director of division; duties, powers and responsibilities.</p>	<p><u>Current Law:</u> Establishes duties, powers, and responsibilities of the Director of the Division of State Development, or Commerce.</p> <p><u>Recommendation:</u> Modify and consolidate duties, powers, and responsibilities set forth in Section 13-1-350 with Section 13-1-340 to update, eliminate duplication, and remove obsolete and/or unconstitutional statutory language. (See Law Change 8.)</p>	<p>This is the primary section outlining Commerce’s duties, powers, and responsibilities, which have not been updated since 1993. While most of the duties, powers, and responsibilities under Section 13-1-340 are still relevant, many of the additional duties, powers, and responsibilities set forth in Section 13-1-350 (related to former boards, commissions, and councils restructured into Commerce) are obsolete, unconstitutional, duplicative of duties being performed by other state agencies, or can be updated and consolidated into this one section of the duties, powers, and responsibilities. (See Law Change 8.)</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>SECTION 13-1-340. Director of division; duties, powers and responsibilities.</p> <p>The director is vested with duties, powers, and responsibilities involved in accomplishing the division's objectives outlined in this article within the appropriations provided by the General Assembly. The director may:</p> <p>(1) advise and make recommendations to the Governor and the General Assembly on matters concerning the division's objectives;</p> <p>(2) cooperate with the operating agencies of the State in the development of plans;</p> <p>(3) have access to the records and studies of each state agency pertaining to the division's objectives;</p> <p>(4) conduct studies on his own initiative pertaining to the division's objectives and others at the request of the Governor, the General Assembly, or state or</p>		<p>SECTION 13-1-340. Director of division; duties, powers and responsibilities.</p> <p>The director is vested with duties, powers, and responsibilities involved in accomplishing the division's objectives outlined in this article within the appropriations provided by the General Assembly. The director may:</p> <p>(1) advise and make recommendations to the Governor and the General Assembly on matters concerning the division's objectives;</p> <p>(2) cooperate with the operating agencies of the State in the development of plans;</p> <p>(3) have access to the records and studies of each state agency pertaining to the division's objectives;</p> <p>(4) conduct studies on his own initiative pertaining to the division's objectives and others at the request of the Governor, the General Assembly, or state or local agencies;</p>	

<p>local agencies;</p> <p>(5) make special studies on area problems or specific subjects, establish local agencies, and furnish staff or financial aid;</p> <p>(6) stimulate and encourage local, state, and federal governmental agencies with similar and related objectives and purposes and cooperate with local, regional, and federal planning and development programs;</p> <p>(7) publish and distribute the division's findings through written reports, brochures, magazine and newspaper articles, and other appropriate forms and use the radio, periodicals, and other recognized forms of advertising, personal interviews, exhibits, and displays in order that governmental agencies, corporations, and individual citizens may become acquainted with the development program of the State;</p> <p>(8) advertise the advantages of the State for industrial, agricultural, and commercial development by paid publicity;</p> <p>(9) provide information to and make contact with private business enterprises and local, state, and federal governmental agencies to acquaint them with industrial, agricultural, and commercial opportunities in the State and encourage the establishment of new or the expansion of existing industries and enterprises;</p> <p>(10) provide advice upon request by local, state, and federal agencies, private citizens, and business and commercial enterprises upon matters of economic development, industrial and business expansion, and agricultural activity upon which his knowledge, sources of information, and findings and decisions qualify him to speak;</p> <p>(11) accept gifts, grants, funds, and property to accomplish the division's objectives, administer and disburse gifts, grants, and funds, and dispose of property to counties, municipalities, and local agencies performing a public service or function which may disburse the gifts, grants, and funds or make the property available to eligible participants in a program established to perform and implement the public service or function subject to the approval of the State Fiscal Accountability Authority.</p>	<p>(5) make special studies on area problems or specific subjects, establish local agencies, and furnish staff or financial aid;</p> <p>(6) stimulate and encourage local, state, and federal governmental agencies with similar and related objectives and purposes and cooperate with local, regional, and federal planning and development programs;</p> <p>(7) publish and distribute the division's findings through written reports, brochures, magazine and newspaper articles, and other appropriate forms and use the radio, periodicals, and other recognized forms of advertising and marketing, personal interviews, exhibits, and displays in order that governmental agencies, corporations, and individual citizens may become acquainted with the development program of the State;</p> <p>(8) advertise the advantages of the State for industrial, agricultural, and commercial development by paid publicity;</p> <p>(9) provide information to and make contact with private business enterprises and local, state, and federal governmental agencies to acquaint them with industrial, agricultural, and commercial opportunities in the State and encourage the establishment of new or the expansion of existing industries and enterprises;</p> <p>(10) provide advice upon request by local, state, and federal agencies, private citizens, and business and commercial enterprises upon matters of economic development, industrial and business expansion, and agricultural activity upon which his knowledge, sources of information, and findings and decisions qualify him to speak;</p> <p>(11) accept gifts, grants, <u>loans</u>, funds, and property to accomplish the division's objectives, administer and disburse gifts, grants, <u>loans</u>, and funds, and dispose of property to counties, municipalities, and local agencies performing a public service or function which may disburse the gifts, grants, and funds or make the property available to eligible participants in a program established to perform and implement the public service or function subject to the approval of the State Fiscal Accountability Authority.</p>
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HISTORY: 1993 Act No. 181, Section 244, eff July 1, 1993.

(12) compile surveys showing the nature and extent of the natural resources and of the manufactured products and raw materials found or produced in the State which may move in domestic or foreign commerce;

(13) determine the areas throughout the world where commodities and products of this State may find advantageous markets and secure perfection of arrangements between citizens of this State and producers and consumers in other areas whereby there may be carried on greater interchange of commerce.

(14) purchase, hold, use, lease, sell, transfer, convey, assign, or otherwise to acquire or dispose of any property, real, personal or mixed, or any estate or interest therein, all subject to requisite approvals;

(15) employ attorneys and other consultants and contractors upon such reasonable basis of compensation commensurate with the services rendered or to be rendered to the end that no excessive or unreasonable fees or compensation shall be allowed;

(16) promulgate regulations in accordance with Chapter 23 of Title 1.

(17) have the power of eminent domain;

(18) borrow money from the United States or any corporation or agency created, designed or established by the United States;

(19) have all additional powers, not inconsistent with this article, that are vested by law in corporations generally.

LAW CHANGE #8

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-350. Director to assume duties of certain former boards, commissions, and councils.</p>	<p><u>Current Law:</u> Outlines additional duties and powers vested in Commerce from former boards, commissions, and councils restructured into the Division of State Development.</p> <p><u>Recommendation:</u> Repeal and consolidate certain duties into Section 13-1-340. (See Law Change 7.)</p>	<p>Many of the duties, powers, and responsibilities of these former boards, commissions, and councils are obsolete (most if not all had not been amended long before 1993 Restructuring), unconstitutional, duplicative of duties being performed by other state agencies, or can be updated and consolidated into the duties, powers, and responsibilities under Section 13-1-340. (See Law Change 7.)</p> <p>Under “Proposed Revisions to Law Wording,” each section of the statute is in a separate row for ease in referencing which statutes are proposed to be eliminated, and why, and which to be moved to Section 13-1-340. Duties, powers, and responsibilities that remain and are proposed to be moved to Section 13-1-340 are in BOLD.</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u></p> <ul style="list-style-type: none"> • SC State Housing & Finance Development Authority • Parks, Recreation & Tourism • DHEC • Department of Agriculture <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>The former State Planning Board, State Board of Housing, Building Council of South Carolina, South Carolina Commerce Development Board, South Carolina Intra-Coastal Waterway Commission, South Carolina Board for Promotion of External Trade, and Natural Resources Commission and their successor the State Development Board having been abolished, the director shall have the following additional duties formerly imposed on such boards, commissions and councils:</p>		<p>Repeal entire statute and add the duties, powers, and responsibilities that remain relevant and useful to the list of duties powers and responsibilities of the Division of State Development in Section 13-1-340. (See Law Change 7.)</p> <p>Certain duties of the State Board of Housing may be duplicative of current duties of the SC State Housing Finance & Development Authority, but Commerce makes no recommendation regarding housing-related duties other than to repeal/remove responsibilities the Secretary of Commerce has for housing-related matters. (See Law Change 15.)</p> <p>Each section of the statute is in a separate row below for ease in referencing which statutes are proposed to be eliminated, and why, and which to be moved to Section</p>	

	13-1-340. Duties, powers, and responsibilities that remain and are proposed to be moved to Section 13-1-340 are in BOLD .
<p>(1) State Planning Board:</p> <p>(a) to confer and cooperate with the executive, legislative and planning authorities of the United States and of neighboring states and of subdivisions thereof;</p> <p>(b) to promote interest in the understanding of the problems of state planning; and</p> <p>(c) to cooperate with the United States and any of its agencies in the planning, conservation, utilization and development of state resources and in the planning of its public works programs and to act, when so designated, as an agency of the United States, or of any agency thereof.</p>	<ul style="list-style-type: none"> • (1)(a)-(c) is DUPLICATIVE: Duties already contained in Sections 30-4-340(2), (4), (5), (6).
<p>(2) State Board of Housing: to perform the duties imposed upon him under Title 31 of this Code;</p> <p>(3) Building Council of South Carolina: to promulgate and recommend to the General Assembly of the State a building code for adoption;</p>	<ul style="list-style-type: none"> • (2) and (3) are OBSOLETE as to Commerce: These provisions predated the creation of SC State Housing Finance & Development Authority (“SC Housing”) and have not been amended for decades. • Certain provisions may be DUPLICATIVE of current duties of SC Housing. (See Law Change 15.)
<p>(4) Commerce Development Board:</p>	
<p>(a) to purchase, hold, use, lease, mortgage, sell, transfer, convey, assign, pledge or otherwise to acquire, encumber or dispose of any property, real, personal or mixed, or any estate or interest therein, including, but without limiting the foregoing, stock in any corporation;</p>	<ul style="list-style-type: none"> • (4)(a) is MOVED as appropriate and not unconstitutional into Section 13-1-340(14). Proposed language for Section 13-1-340(14) is as follows: (14) purchase, hold, use, lease, sell, transfer, convey, assign, or otherwise to acquire or dispose of any property, real, personal or mixed, or any estate or interest therein, all subject to requisite approvals; • Wording not in bold is unconstitutional and not moved into Section 13-1-340. Mortgaging, pledging, encumbering state property and state ownership of stock in any corporation is unconstitutional.

<p>(b) to employ attorneys upon such reasonable basis of compensation as may be agreed upon, or as he may determine, commensurate with the services rendered or to be rendered to the end that no excessive or unreasonable fees or compensation shall be allowed;</p>	<ul style="list-style-type: none"> (4)(b) is MOVED into Section 13-1-340(15) and added to the duties of Division of Development. Proposed language for Section 13-1-340(15) is as follows: (15) employ attorneys and other consultants and contractors upon such reasonable basis of compensation commensurate with the services rendered or to be rendered to the end that no excessive or unreasonable fees or compensation shall be allowed;
<p>(c) to build, acquire, construct and maintain power houses and any and all structures, ways and means necessary, useful or customarily used and employed in the construction of highways, in the construction and operation of railroads and in the manufacture, generation and distribution of electricity and any and all other kinds of power, including power transmission lines, poles, telephone and telegraph lines, substations, transformers and generally all things used or useful in the manufacture, distribution and purchase of power and electricity; provided, that electric current produced shall be used by the director and that none of it shall be sold;</p>	<ul style="list-style-type: none"> (4)(c) is OBSOLETE.
<p>(d) to acquire or to build, construct, equip, maintain and operate one or more railroads with any motive power, one or more highways or other methods, means or ways of commerce or transportation or of communication, telegraph or telephone lines, electric lines, pipe lines, commissaries, houses, camps, lakes, fills, dams, reservoirs, ditches, drains, roads, tunnels, culverts, bridges, conduits, shops and depots and equipment; provided, that telegraph or telephone lines shall be used by the director and that no telegraph or telephone service shall be sold to the general public;</p>	<ul style="list-style-type: none"> 4(d) is DUPLICATIVE: Commerce’s Division of Public Railways, to be studied at a later date, has the authority to build, construct, equip, maintain and operate railroads. DHEC is responsible for flood prevention and dam regulation under the Dams and Reservoirs Safety Act, Section 49-110 thru 260 and associated regulations R.72.1- thru .71.9. SCDOT is responsible for construction and maintenance of state highways and bridges and electric power and telephone service infrastructure and services are almost exclusively in the private sector.
<p>(e) to engage in the business of a common carrier of freight <i>or passengers</i> for hire;</p>	<ul style="list-style-type: none"> (4)(e) is partly DUPLICATIVE and partly OBSOLETE: Commerce’s Division of Public Railways is a common carrier of freight. Words in italics are obsolete.
<p>(f) to build, construct, equip, maintain and operate, or cause the same to be done, a railroad or a highway connecting the existing lines of railroad at Walhalla, South Carolina, and at or near Maryville, Tennessee, or as near to such points as practicable and to do every act and thing necessary or proper to accomplish that result and to secure improvement of such existing lines connecting the same with the Atlantic seaboard;</p>	<ul style="list-style-type: none"> (4)(f) is OBSOLETE.

<p>(g) to transport goods, freight, <i>mail, passengers and intelligence for hire</i> and to fix and collect proper charges therefor;</p>	<ul style="list-style-type: none"> • (4)(g) is partly DUPLICATIVE and partly OBSOLETE: Commerce’s Division of Public Railways is a common carrier of freight. • Words in italics are obsolete.
<p>(h) to construct or establish parks or playgrounds for the use, benefit, recreation and amusement of the people of this State under such rules and regulations and subject to such charges as it may establish, determine or fix, with all necessary or proper appurtenances, roadways, lakes, reservoirs, pipe lines, wires, buildings or other structures and equipment which it may from time to time deem desirable;</p>	<ul style="list-style-type: none"> • (4)(h) is DUPLICATIVE: PRT has confirmed it has this responsibility under Section 51-1-60(h).
<p>(i) to take such steps as may be proper to prevent and control soil erosion and floods in the areas served by it;</p>	<ul style="list-style-type: none"> • (4)(i) is DUPLICATIVE: DHEC has confirmed it has authority to undertake these duties and maintain regulatory programs to control stormwater runoff and sediment erosion. Sections 48-14-10 thru 170 and associated regulations.
<p>(j) to cooperate with the United States to promote the national defense;</p>	<ul style="list-style-type: none"> • (4)(j) is OBSOLETE
<p>(k) to develop and increase commerce, intrastate, interstate and foreign, by shortening and improving existing routes, by constructing new routes and facilities and by equipping, maintaining and operating or leasing the same, or causing it to be done, by procuring or endeavoring to procure a reduction in freight, passenger, power, light, water, telegraph and telephone rates and tolls and by any other means or method which shall tend so to do and securing to the people of this State the annual saving of large sums and an improvement in their living conditions and general welfare;</p>	<ul style="list-style-type: none"> • (4)(k) is DUPLICATIVE: Division of Public Railways (rail routes and freight). SCDOT (road and highway routes)
<p>(l) to cooperate with the health authorities in the areas served by it to the end that the public health may be improved and disease and suffering reduced;</p>	<ul style="list-style-type: none"> • (4)(l) is DUPLICATIVE: DHEC has confirmed that it has broad authority to fulfill this mandate. Sections 44-1-80 thru 44-1-170.
<p>(m) to fix, alter, charge and collect tolls, freight and other charges for the use of the division's facilities or for the services rendered by or for any commodities furnished by it, at rates to be determined by the director, such rates to be at least sufficient to provide for payment of all expenses of the director under this subparagraph (4) of this section, the conservation, maintenance and operation of its facilities and properties, the payment of principal and interest on its notes, bonds and other evidences of</p>	<ul style="list-style-type: none"> • (4)(m) language is OBSOLETE • BUT any authority here to charge for use of facilities would be captured in catchall provision related to corporate powers in Section 13-1-140(19).

<p>indebtedness or obligation and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any of the division's notes, bonds or other evidences of indebtedness or obligation;</p>	
<p>(n) to have the power of eminent domain;</p>	<ul style="list-style-type: none"> • (4)(n) is MOVED to Section 13-1-340(17) and added to the duties of Division of Development. Proposed language for 13-1-340(17) is as follows: (17) have the power of eminent domain;
<p>(o) to acquire by purchase, gift, condemnation or in any other manner any lands, waters, water rights, riparian rights, flowage rights, rights of way, easements, licenses, franchises, engineering data, maps, construction plans or estimates or any other property of any kind, real, personal or mixed, necessary or useful in carrying out any of his powers;</p>	<ul style="list-style-type: none"> • (4)(o) is MOVED to Section 13-1-340(14) and added to the duties of Division of Development. Words that are OBSOLETE and/or not needed are omitted. Proposed language for Section 13-1-340(14) is as follows: (14) purchase, hold, use, lease, sell, transfer, convey, assign, or otherwise to acquire or dispose of any property, real, personal or mixed, or any estate or interest therein, all subject to requisite approvals;
<p>(p) to borrow money, to make and issue negotiable notes, bonds and other evidences of indebtedness and to secure the payment of such obligations or any part thereof by mortgage, lien, pledge or deed of trust on any or all of the division's property, contracts, franchises or revenues and to make such agreements with the purchasers or holders of such notes, bonds or other evidences of indebtedness or with others in connection with any such notes, bonds or other evidences of indebtedness, whether issued or to be issued, as the director shall deem advisable and in general to provide for the security for such notes, bonds or other evidences of indebtedness and the rights of the holders thereof;</p>	<ul style="list-style-type: none"> • (4)(p) is MOVED as appropriate and not unconstitutional into Section 13-1-340(18) and added to the duties of Division of Development. Words that are OBSOLETE and/or not needed are omitted Proposed language for Section 13-1-340(18) is as follows: (18) borrow money from the United States or any corporation or agency created, designed or established by the United States; • Wording not in bold is UNCONSTITUTIONAL. • Accepting and disbursing “loans” is also proposed to be added to Section 13-1-340(11). See Law Change 7.
<p>(q) to endorse or otherwise to guarantee the obligations of any corporation all of the voting stock of which the division may own or acquire;</p> <p>(r) to mortgage, pledge, hypothecate or otherwise to encumber any or all of the division's property, real, personal or mixed, facilities or revenues as security for notes, bonds, evidences of indebtedness or other obligations;</p>	<ul style="list-style-type: none"> • (4)(q)-(r) is UNCONSTITUTIONAL.
<p>(s) to borrow money from the United States or any corporation or agency created, designed or established by the United States;</p>	<ul style="list-style-type: none"> • (4)(s) is MOVED into Section 13-1-340(18) and added to the duties of Division of Development. Proposed language for Section 13-1-340(18) is as follows:

	<p>(18) borrow money from the United States or any corporation or agency created, designed or established by the United States;</p> <ul style="list-style-type: none"> • Accepting and disbursing “loans” is also proposed to be added to Section 13-1-340(11). See Law Change 7.
<p>(t) to exercise the powers and to do the things authorized by subparagraph (4) of this section either by and with his own efforts and resources or to procure or to cause the same to be done by the United States or any agency or instrumentality thereof, by any one or more of the states affected or their political subdivisions, agencies or instrumentalities, by any private corporation, association or individual, contractor or otherwise or by the joint efforts of any or all of them or by cooperation with any or all of them, having in mind that the primary objective to be achieved is the construction, maintenance and operation of the railroad, highways, lines of communication and other facilities authorized by this subparagraph, regardless of the particular method, manner or agency by or through which the same may be done, and to do any and all acts and things and to make any and all agreements or contracts necessary thereunto, including also the power to lease the whole or any part of the division's facilities or to contract or agree upon a particular method, manner or agency of or for the maintenance or operation of such facilities;</p> <p>(u) to make, alter and repeal reasonable rules and regulations governing the use of the division's facilities and to fix and collect the charges, tolls, prices or rate of compensation it shall receive for the same, but nothing herein contained shall prevent the director, when in his opinion the public interest will best be served thereby and when the division's financial condition will permit, from allowing the use of its parks, places of amusement and recreation, roads, highways and the like, to be designated by the director from time to time, free of charge or at a merely nominal charge for the benefit of the people of this State;</p>	<ul style="list-style-type: none"> • (4)(t)-(u) are largely OBSOLETE. The authorization to make regulations in subsection (u) is MOVED to Section 13-1-340(16) and added to the duties of the Division of Development. Proposed language for Section 13-1-340(16) is as follows: (16) promulgate regulations in accordance with Chapter 23 of Title 1.
<p>(v) to sell or otherwise to dispose of any surplus property which the division may acquire and which the director may decide is not needed; and</p>	<ul style="list-style-type: none"> • (4)(v) is MOVED into Section 13-1-340(14) and added to the duties of Division of Development. Proposed language for Section 13-1-340(14) is as follows:

	(14) purchase, hold, use, lease, sell, transfer, convey, assign, or otherwise to acquire or dispose of any property, real, personal or mixed, or any estate or interest therein, all subject to requisite approvals;
(w) to have all additional powers, not inconsistent with this article, that are vested by law in common carriers of freight, passengers, electricity and intelligence for hire and in corporations generally.	<ul style="list-style-type: none"> (4)(w) is MOVED as appropriate into Section 13-1-340(19) and added to the duties of Division of Development. Proposed language for Section 13-1-340(19) is as follows: (19) have all additional powers, not inconsistent with this article, that are vested by law in corporations generally.
(5) South Carolina Intra-Coastal Waterway Commission: to perform the duties imposed upon it by Chapter 5 of Title 3 of this Code;	<ul style="list-style-type: none"> (5) is DUPLICATIVE: This reference has not been updated since 1993 Restructuring. In Chapter 3 of Title 5, DHEC was substituted for the SC Coastal Council during 1993 Restructuring when the former SC Intra Coastal Waterway Commission was made part of Commerce. DHEC has confirmed that it's Office of Coastal Resource Management (OCRM) has statutory authority, previously exercised by the State Development Board, and continues to perform the functions set forth in the Grants of Perpetual Rights and Easements to the United States for Development of Waterways Act. See Act No. 0508 of 1978.
(6) Board for Promotion of External Trade: (a) to compile surveys showing the nature and extent of the natural resources and of the manufactured products and raw materials found or produced in the State which may move in domestic or foreign commerce; and	<ul style="list-style-type: none"> (6)(a) is MOVED into Section 13-1-340(12) and added to the duties of Division of Development. Proposed language for Section 13-1-340(12) is as follows: (12) compile surveys showing the nature and extent of the natural resources and of the manufactured products and raw materials found or produced in the State which may move in domestic or foreign commerce;
(b) to determine the areas throughout the world where commodities and products of this State may find advantageous markets and secure perfection of arrangements between citizens of this State and producers and consumers in other areas whereby there may be carried on greater interchange of commerce.	<ul style="list-style-type: none"> (6)(b) is MOVED into Section 13-1-340(13) and added to the duties of Division of Development. Proposed language for Section 13-1-340(13) is as follows: (13) determine the areas throughout the world where commodities and products of this State may find advantageous markets and secure perfection of arrangements between citizens of this State and producers and consumers in other areas whereby there may be carried on greater interchange of commerce.
(7) Natural Resources Commission: (a) to select a label, have it copyrighted and registered in the United States copyright office, which label shall in the judgment of the director be used to advertise the chemical and other contents of food products grown in South Carolina or to advertise other articles;	<ul style="list-style-type: none"> (7)(a)-(c) is DUPLICATIVE: The Department of Agriculture confirms it has broad authorization to promote and market SC agricultural products and does so through its Certified South Carolina trademarked program. The Department of Agriculture also works with Clemson University and its Clemson Extension offices to receive and disseminate information that affects agricultural marketing efforts in SC.

(b) to promulgate and register the conditions upon which such label may be used and fix the charges for such use; and

(c) to promulgate information furnished by the South Carolina Research Laboratories and other educational institutions and such other information as has bearing upon value of South Carolina products.

HISTORY: 1993 Act No. 181, Section 244, eff July 1, 1993

LAW CHANGE #9

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-7-20. Powers and duties of Division of State Development.</p>	<p><u>Current Law:</u> Designates Division of State Development as agency responsible for promotion and development of atomic energy resources in South Carolina.</p> <p><u>Recommendation:</u> Repeal.</p>	<p>The duties in Section 13-7-20 are obsolete. The former State Development Board aggressively recruited the fledgling nuclear industry in the 1960s. In 1965, the State Development Board created a Development Research Center with, among others, a Nuclear Energy and Space Age Activities Division; however, these duties have not been relevant to Division of State Development since 1993 Restructuring. Further, Commerce and its Division of State Development have equivalent statutory authority generally as to all industrial activities as is set forth specifically in Section 13-7-20 related to atomic energy.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
Current Law Wording			Proposed Revisions to Law Wording
<p>The Division of State Development of the Department of Commerce, hereinafter in this section referred to as the division, is hereby designated as the agency of the State which shall be responsible for the promotion and development of atomic energy resources in South Carolina.</p> <p>In accordance with the laws of this State, the division shall employ, compensate, and direct the activities of such individuals as may be necessary to carry out the provisions of this article. The division shall have the following powers and duties in the promotion and development of atomic energy industries, and resources, in addition to its other duties as imposed by law:</p> <p>(1) Promote and assist in the establishment of private atomic energy facilities such as nuclear fuel manufacturing, fabrication, and reprocessing plants; radioisotope facilities; waste-disposal sites; test-reactor sites; transportation facilities; and others which are necessary or desirable for the promotion and development of atomic energy resources within the State.</p> <p>(2) Assist the Governor, the General Assembly, and other agencies of state government in the development and promotion of atomic energy resources and industrial activities.</p>			<p>Repeal entire statute.</p>

(3) Coordinate the atomic energy industrial development activities of the State, recognizing the regulatory authority of the State Department of Health and the duties of other departments of state government.

(4) Maintain a close liaison with the industrial community, the federal government, the governments of other states, and regional bodies concerned with the promotion and development of industrial activity in the field of atomic energy.

(5) Cooperate with institutions of higher learning in order to take full advantage of all research activities which will support atomic energy development and industrial activities.

(6) Accept and administer loans, grants, and other funds or gifts, conditional or otherwise, in the furtherance of its promotion and development functions, from the federal government and other sources, public or private.

HISTORY: 1962 Code Section 1-400.12; 1967 (55) 305; 1993 Act No. 181, Section 250, eff July 1, 1993.

LAW CHANGE #10

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-370. Advisory committee of the Division of State Development.</p>	<p><u>Current Law:</u> Allows director to establish advisory committee of the Division of State Development.</p> <p><u>Recommendation:</u> Repeal.</p>	<p>While the State Library is researching whether the advisory committee has ever existed, a 46-year Commerce employee who previously worked for the State Development Board confirms that it has not. Additionally, the Secretary of Commerce has authority pursuant to Section 13-1-40 to form advisory councils so this statutory provision is not needed.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>			<p>Proposed Revisions to Law Wording</p>
<p>The director may, in his discretion, establish an advisory committee of the Division of State Development (hereafter, in this section, the "advisory committee") which if established, would be comprised of twenty-four citizens of the State to be appointed by the Governor upon the advice and consent of the Senate. One member must be appointed from each of the following two-county areas:</p> <ol style="list-style-type: none"> 1. Richland and Kershaw counties; 2. Spartanburg and Cherokee counties; 3. Laurens and Newberry counties; 4. Abbeville and Greenwood counties; 5. Berkeley and Charleston counties; 6. Oconee and Anderson counties; 7. Florence and Marion counties; 8. Greenville and Pickens counties; 9. Horry and Georgetown counties; 10. Union and York counties; 11. Lee and Darlington counties; 12. Marlboro and Dillon counties; 13. Chester and Fairfield counties; 14. Lancaster and Chesterfield counties; 15. Sumter and Calhoun counties; 16. Clarendon and Williamsburg counties; 			<p>Repeal entire statute and add the identification of challenges facing rural communities and solutions to those challenges as a Division of State Development objective under Section 13-1-320. See Law Change 5.</p>

17. Beaufort and Jasper counties;
18. Dorchester and Colleton counties;
19. Orangeburg and Bamberg counties;
20. Allendale and Hampton counties;
21. Aiken and Barnwell counties;
22. Lexington and Saluda counties;
23. Edgefield and McCormick counties.

The Governor shall appoint one member from the State at large who shall serve as chairman. The terms of the members are for a period of four years and until their successors are appointed and qualify. Terms for all members commence on July first of the year of appointment. Of the members initially appointed from the two-county areas, the Governor shall appoint one member from each of the following counties for a term of two years: Kershaw, Cherokee, Newberry, Greenwood, Charleston, Anderson, Marion, Pickens, Georgetown, York, Darlington, and Dillon, and the Governor shall appoint one member from each of the following counties for a term of four years: Fairfield, Chesterfield, Calhoun, Williamsburg, Jasper, Colleton, Bamberg, Hampton, Barnwell, Lexington, and McCormick. Upon the expiration of the initial terms of the members appointed from the two-county areas, the Governor shall rotate the appointment of these members between the counties in each of the two-county areas. The advisory committee may select other officers from its membership to serve for terms designated by it. Vacancies must be filled in the manner of the original appointments for the unexpired portions of the terms. The members of the advisory committee must be paid the usual mileage and subsistence as is provided by law for members of state boards, commissions, and committees. The advisory committee must meet four times a year, and may meet more often if the chairman considers it necessary or if ten members request the chairman to call a meeting, and the director approves such additional meetings. The advisory committee may not meet at any location outside the boundaries of South Carolina. The advisory committee shall advise and consult with the director on the following matters:

- (a) the condition of and prospects for economic development in the State - particularly in the rural areas;
- (b) the fostering of a close working relationship between the primarily rural, or primarily agricultural, counties of the State and the counties which are primarily nonrural or nonagricultural;
- (c) the identification of problems facing smaller rural counties and of solutions to those problems;
- (d) having input to the director regarding industrial prospects throughout the State; and
- (e) any other matter which the director considers necessary to assist the director, in the way of consultation or advice, in carrying out any of the director's duties or functions under this article.

HISTORY: 1993 Act No. 181, Section 244, eff July 1, 1993.

LAW CHANGE #11

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-380. Recycling Market Development Advisory Council.</p>	<p><u>Current Law:</u> Establishes the Recycling Market Development Advisory Council (RMDAC).</p> <p><u>Recommendation:</u></p> <ul style="list-style-type: none"> • Modify manner of funding provision to reflect current manner of funding. • Modify annual reporting date. 	<p>The Solid Waste Management Trust Fund has accumulated sufficient funds and is funding the advisory council's expenses as contemplated when the RMDAC was formed.</p> <p>Moving the annual report to one month after the date DHEC's annual report to the General Assembly is due allows RMDAC to take DHEC's report into account. This amendment also codifies and updates Proviso 50.12. (See also Law Change 18.)</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>(A) Notwithstanding the provisions of Section 13-1-40, there is established within the division a Recycling Market Development Advisory Council to assist in the development of markets for recovered materials and products with recycled content in this State.</p> <p>(B) The members of the advisory council shall be appointed not later than ninety days after this article is effective.</p> <p>(C) The advisory council shall consist of fourteen members to be appointed by the Governor to include:</p> <p>(1) one member shall represent the division;</p> <p>(2) one member shall represent county governments;</p> <p>(3) one member shall represent municipalities;</p> <p>(4) one member shall represent the solid waste collection and disposal industry;</p>		<p>(A) Notwithstanding the provisions of Section 13-1-40, there is established within the division a Recycling Market Development Advisory Council to assist in the development of markets for recovered materials and products with recycled content in this State.</p> <p>(B) The members of the advisory council shall be appointed not later than ninety days after this article is effective.</p> <p>(C) The advisory council shall consist of fourteen members to be appointed by the Governor to include:</p> <p>(1) one member shall represent the division;</p> <p>(2) one member shall represent county governments;</p> <p>(3) one member shall represent municipalities;</p> <p>(4) one member shall represent the solid waste collection and disposal industry;</p>	

- (5) one member shall represent the existing recycling industry;
- (6) one member shall represent the glass industry;
- (7) one member shall represent the paper industry;
- (8) one member shall represent the aluminum industry;
- (9) one member shall represent the plastics industry;
- (10) one member shall represent the tire industry;
- (11) one member shall represent the general public;
- (12) one member shall represent the oil industry;
- (13) one member shall represent the scrap metal recycling industry; and
- (14) one member shall represent higher education research institutions.

(D) Each member of the advisory council shall serve a two-year term beginning on the date of his appointment and shall serve until a successor is appointed and qualified. Members shall serve at the pleasure of their appointing authority and shall receive the usual mileage, per diem, and subsistence provided by law for members of boards, committees, and commissions. Until sufficient funds have accumulated in the Solid Waste Management Trust Fund to cover the advisory council's expenses, the appointing authorities shall provide the mileage, per diem, and subsistence for their respective appointees. Any other expenses of the advisory council shall be shared equally by the appointing authorities until the trust fund has sufficient funds to cover the expenses.

(E) The chairman shall be designated by the Secretary of Commerce and the advisory council shall select its own vice-chairman. The advisory council shall adopt operating procedures and shall meet on the call of the chairman or of a majority of the members. Members shall promulgate regulations concerning meeting attendance. A majority of the members shall constitute a quorum to

- (5) one member shall represent the existing recycling industry;
- (6) one member shall represent the glass industry;
- (7) one member shall represent the paper industry;
- (8) one member shall represent the aluminum industry;
- (9) one member shall represent the plastics industry;
- (10) one member shall represent the tire industry;
- (11) one member shall represent the general public;
- (12) one member shall represent the oil industry;
- (13) one member shall represent the scrap metal recycling industry; and
- (14) one member shall represent higher education research institutions.

(D) Each member of the advisory council shall serve a two-year term beginning on the date of his appointment and shall serve until a successor is appointed and qualified. Members shall serve at the pleasure of their appointing authority and shall receive the usual mileage, per diem, and subsistence provided by law for members of boards, committees, and commissions. ~~Until sufficient funds have accumulated in the Solid Waste Management Trust Fund shall to cover the advisory council's expenses, the appointing authorities shall provide the mileage, per diem, and subsistence for their respective appointees. Any other expenses of the advisory council shall be shared equally by the appointing authorities until the trust fund has sufficient funds to cover the expenses.~~

(E) The chairman shall be designated by the Secretary of Commerce and the advisory council shall select its own vice-chairman. The advisory council shall adopt operating procedures and shall meet on the call of the chairman or of a majority of the members. Members shall promulgate regulations concerning meeting attendance. A majority of the members shall constitute a quorum to do business. The division shall provide the necessary staff and administrative facilities and services to the advisory council. The Department of Health and Environmental

do business. The division shall provide the necessary staff and administrative facilities and services to the advisory council. The Department of Health and Environmental Control shall provide technical assistance to the council at the request of the chairman or of the vice-chairman, or by majority vote of the advisory council.

(F) Not later than fifteen months after this article is effective, the council shall provide to the Governor and to the General Assembly an initial report which shall include, at a minimum, the following:

- (1) a description and analysis of this state's existing recycling industry;
- (2) an analysis of the projected long-term capacity of existing markets to absorb materials generated by source separation, recovery, or recycling programs;
- (3) an analysis of potential markets in this State, in other states, or in foreign countries for recovered materials and products with recycled content from this State;
- (4) an analysis of institutional, economic, and technical barriers to the use of recovered materials and products with recycled content;
- (5) recommendations for actions which may be taken to increase demand for source separated, recovered, or recycled materials or products;
- (6) recommendations for actions which may be taken to increase the incentives for private individuals and for business and industry to consume or export recovered materials and products with recycled content;
- (7) an analysis of the compatibility of recycling with solid waste treatment or disposal methods and recommendations on the feasibility of the implementation of mechanisms for cooperative marketing of recyclable materials;
- (8) recommendations on categories of materials which should be recovered, given existing and potential markets for such materials;

Control shall provide technical assistance to the council at the request of the chairman or of the vice-chairman, or by majority vote of the advisory council.

(F) Not later than fifteen months after this article is effective, the council shall provide to the Governor and to the General Assembly an initial report which shall include, at a minimum, the following:

- (1) a description and analysis of this state's existing recycling industry;
- (2) an analysis of the projected long-term capacity of existing markets to absorb materials generated by source separation, recovery, or recycling programs;
- (3) an analysis of potential markets in this State, in other states, or in foreign countries for recovered materials and products with recycled content from this State;
- (4) an analysis of institutional, economic, and technical barriers to the use of recovered materials and products with recycled content;
- (5) recommendations for actions which may be taken to increase demand for source separated, recovered, or recycled materials or products;
- (6) recommendations for actions which may be taken to increase the incentives for private individuals and for business and industry to consume or export recovered materials and products with recycled content;
- (7) an analysis of the compatibility of recycling with solid waste treatment or disposal methods and recommendations on the feasibility of the implementation of mechanisms for cooperative marketing of recyclable materials;
- (8) recommendations on categories of materials which should be recovered, given existing and potential markets for such materials;
- (9) recommendations for a public education program to be implemented by the Office of Solid Waste Reduction and Recycling within the department to provide information to the public and to business and industry on the benefits of source separation, recovery, and recycling and on the availability of recovered materials or products with recycled content;

(9) recommendations for a public education program to be implemented by the Office of Solid Waste Reduction and Recycling within the department to provide information to the public and to business and industry on the benefits of source separation, recovery, and recycling and on the availability of recovered materials or products with recycled content;

(10) a study of methods of and cost effectiveness of source separation and recycling of recovered materials;

(11) a study of packaging reduction; and

(12) a study of the design of products at the primary stage of development to promote recyclability.

(G) Following its initial report, the council shall submit to the Governor and to the General Assembly by the end of each calendar year an annual report on recycling activities in this State which shall, at a minimum, include the following:

(1) any revisions which the council determines are necessary to its initial report;

(2) a description and analysis of the amounts and types of solid waste materials recovered or recycled in this State during the preceding year;

(3) recommendations regarding materials which should be added to or deleted from source separation, recovery, and recycling programs; and

(4) any other recommendations, including tax incentives, to facilitate the development of markets for recovered materials or products in this State.

HISTORY: 1993 Act No. 181, Section 244, eff July 1, 1993; 1994 Act No. 361, Section 8, eff May 3, 1994.

(10) a study of methods of and cost effectiveness of source separation and recycling of recovered materials;

(11) a study of packaging reduction; and

(12) a study of the design of products at the primary stage of development to promote recyclability.

(G) Following its initial report, the council shall submit to the Governor and to the General Assembly ~~the end of each calendar year~~ an annual report on recycling activities in this State for the previous calendar year. The report shall be submitted one month after the date the annual report on recycling activities is submitted by the Department of Health and Environmental Control and ~~which~~ shall, at a minimum, include the following:

(1) any revisions which the council determines are necessary to its initial report;

(2) a description and analysis of the amounts and types of solid waste materials recovered or recycled in this State during the preceding year;

(3) recommendations regarding materials which should be added to or deleted from source separation, recovery, and recycling programs; and

(4) any other recommendations, including tax incentives, to facilitate the development of markets for recovered materials or products in this State.

LAW CHANGE #12

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 13-1-1720. Purpose and duties of council.</p> <p>SECTION 13-1-1730. Reports.</p> <p>SECTION 13-1-1740. Recommendations by council; review of agency requests for appropriations.</p> <p>SECTION 13-1-1750. Funding; technical advisory committees; data sources.</p> <p>SECTION 13-1-1770. Downtown Redevelopment Program; purpose; guidelines for evaluating and awarding grants.</p> <p>SECTION 13-1-1780. Agricultural businesses considered for economic development awards.</p>	<p><u>Current Law:</u></p> <ul style="list-style-type: none"> • Establishes the purpose and duties of Coordinating Council; establishes annual reporting requirements. • Requires Coordinating Council to make recommendations concerning policies or programs necessary to carry out the state’s strategic plan. • Requires Coordinating Council to review appropriation requests by Commerce and make recommendations to General Assembly regarding same. • Establishes that member agencies must fund staff and technical support to Coordinating Council. • Requires the Coordinating Council to establish a Downtown Redevelopment Program. <p><u>Recommendation:</u></p> <ul style="list-style-type: none"> • Modify duties to remove Coordinating Council responsibilities related to strategic planning and add those duties to the State Division of Development. 	<p>The Coordinating Council mandates related to strategic planning predated the creation of the Department of Commerce in 1993. Within two years of the Coordinating Council’s formation in 1986, the Council commissioned a strategic plan for economic development after the General Assembly appropriated \$250,000 for that purpose. The Council remained active in strategic planning from 1989 until Restructuring in 1993. After that time Commerce, not the Coordinating</p>	<p><u>Presented and approved by agency’s governing body:</u> Coordinating Council approved recommended Law Changes 11 and 16 at its March, 5, 2020 meeting.</p> <p><u>Other entities potentially impacted:</u></p> <ul style="list-style-type: none"> • SC Department of Agriculture • Department of Employment & Workforce • SC Department of Parks & Tourism • State Board for Technical & Comprehensive Education • SC Ports Authority • SC Public Service Authority • SC Jobs Economic Development Authority • SC Department of Revenue • SC Department of Transportation • SC Research Authority <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>

	<ul style="list-style-type: none"> • Modify duties to add programs under Coordinating Council jurisdiction that post-dated 1993 Restructuring. • Repeal responsibility of Coordinating Council to review Commerce appropriation requests and to report on strategic planning, which is now a Commerce function. • Update Coordinating Council reporting requirements to capture incentive programs with no statutory reporting mandate. • Update funding of Coordinating Council by repealing funding mechanism in Section 13-1-1750 and codifying Proviso 50.2 (See Law Change 16.) 	<p>Council, has undertaken and funded strategic planning in collaboration with other public and private stakeholders in the State. (See Law Change 5.)</p> <p>Approval of Rural Infrastructure grants pursuant to Section 12-10-85 post-dated 1993 Restructuring.</p> <p>Approval of Enterprise Zone Act applications and negotiation of revitalization agreements pursuant to Chapter 10 of Title 12 of the Code post-dated 1993 Restructuring.</p> <p>Approval of Port Volume Increase credits pursuant to Section 12-6-3375 post-dated 1993 Restructuring.</p> <p>Prior to 1993 Restructuring the Coordinating Council approved appropriation requests by the former State Development Board. Commerce is now a cabinet agency and must submit its budget to the Governor.</p> <p>The Coordinating Council reports annually on its various incentive programs; Commerce, not the Council, reports annually on economic development goals and status.</p> <p>Funding mechanism in Section 13-1-1750 is obsolete. For over 20 years, staff support for the Coordinating Council has been authorized by proviso and funded via a percentage of the Set Aside Fund. (See also Law Change 16.)</p>	
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	<ul style="list-style-type: none">• Modify requirement to establish the Downtown Redevelopment Program to make it discretionary, not mandatory. • Modify to update language in Section 13-1-1780.	<p>The Downtown Redevelopment Program originated in a 1998 proviso that was later codified at the request of a local legislative delegation for a particular project. The intent was for the Coordinating Council to use Set Aside funds for this purpose, but the Coordinating Council did not believe that downtown redevelopment was an appropriate use of Set Aside funds so the program was never established. The Council, through its Rural Infrastructure Fund, and Commerce through CDBG funds, has the ability to fund downtown redevelopment, but doing so has lower priority than other needs, and cities and towns generally create their own programs when such development is a priority.</p> <p>When Section 13-1-1780 was added, Commerce was not consulted, and the language includes an incorrect fund name. Department of Agriculture agrees with the proposed change.</p>	
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Current Law Wording	Proposed Revisions to Law Wording
<p>SECTION 13-1-1720. Purpose and duties of council.</p> <p>(A) The coordinating council shall meet at least quarterly. It shall enhance the economic growth and development of the State through strategic planning and coordinating activities that include:</p> <p>(1) development and revision of a strategic state plan for economic development. "Strategic state plan for economic development" means a planning document that outlines strategies and activities designed to continue, diversify, or expand the economic base of South Carolina, based on the natural, physical, social, and economic needs of the State;</p> <p>(2) monitoring implementation of a strategic plan for economic development through an annual review of economic development activities of the previous year and modifying the plan as necessary;</p> <p>(3) coordination of economic development activities of member agencies of the coordinating council and its advisory committees;</p> <p>(4) use of federal funds, foundation grants, and private funds in the development, implementation, revision, and promotion of a strategic plan for economic development. Funds from foundation grants and private funds used for these purposes are public monies, notwithstanding their private source, and must be treated like public monies. These monies are subject to all accountability requirements governing public monies, including compliance with the South Carolina Consolidated Procurement Code, unless exempt by formal approval of the State Fiscal Accountability Authority. These monies are also subject to all disclosure requirements governing public monies, unless exempt by Section 30-4-40;</p> <p>(5) evaluation of plans and programs in terms of their compatibility with state objectives and priorities as outlined in the strategic plan for economic development;</p>	<p>SECTION 13-1-1720. Purpose and duties of council.</p> <p>(A) The coordinating council shall meet at least quarterly. It shall enhance the economic growth and development of the State through strategic planning and coordinating activities that include:</p> <p>(1) development and revision of a strategic state plan for economic development. "Strategic state plan for economic development" means a planning document that outlines strategies and activities designed to continue, diversify, or expand the economic base of South Carolina, based on the natural, physical, social, and economic needs of the State;</p> <p>(2) monitoring implementation of a strategic plan for economic development through an annual review of economic development activities of the previous year and modifying the plan as necessary;</p> <p><u>(13)</u> coordination of economic development activities of member agencies of the coordinating council and its advisory committees;</p> <p>(24) use of federal funds, foundation grants, and private funds in the development, implementation and, revision, and promotion of a strategic plan for economic development. Funds from foundation grants and private funds used for these purposes are public monies, notwithstanding their private source, and must be treated like public monies. These monies are subject to all accountability requirements governing public monies, including compliance with the South Carolina Consolidated Procurement Code, unless exempt by formal approval of the State Fiscal Accountability Authority. These monies are also subject to all disclosure requirements governing public monies, unless exempt by Section 30-4-40;</p> <p><u>(35)</u> evaluation of plans and programs in terms of their compatibility with state objectives and priorities as outlined in the strategic plan for economic development;</p> <p><u>(46)</u> approval of infrastructure and other economic development grants for local</p>

(6) approval of infrastructure and other economic development grants for local units of government pursuant to Section 12-28-2910;

(7) approval of infrastructure development grants for local units of government pursuant to Section 12-21-6540.

(B) The coordinating council may not engage in the delivery of services.

HISTORY: 1993 Act No. 181, Section 248, eff July 1, 1993; 1993 Act No. 164, Part II, Section 46B, eff July 1, 1993; 1994 Act No. 497, Part II, Section 22A, eff July 1, 1994; 2000 Act No. 387, Part II, Section 57A, eff July 1, 2000; 2003 Act No. 86, Section 2, eff July 14, 2003.

SECTION 13-1-1730. Reports.

The coordinating council shall make reports to the Governor, the chairmen of the Senate Finance and House Ways and Means Committees, and the General Assembly at least annually, in the Department of Commerce's annual report, on the status and progress of economic development goals which have been set for the State as a part of the ongoing planning process and on the commitments, expenditures, and balance of the Economic Development Account, with appropriate recommendations.

HISTORY: 1993 Act No. 181, Section 248, eff July 1, 1993; 2000 Act No. 387, Part II, Section 57A, eff July 1, 2000.

units of government pursuant to Section 12-10-85, Section 12-28-2910 or any other source designated for administration by the council;

~~(57)~~ approval of infrastructure development grants for local units of government pursuant to Section 12-21-6540;

~~(68)~~ approval of applications submitted under the Enterprise Zone Act of 1996 and negotiation of revitalization agreements pursuant to Section 12-10-60;

~~(79)~~ approval of applications submitted under Section 12-6-3375.

(B) The coordinating council may not engage in the delivery of services.

SECTION 13-1-1730. Reports.

The coordinating council shall make reports to the Governor, the chairmen of the Senate Finance and House Ways and Means Committees, and the General Assembly at least annually regarding grant programs administered by the council that do not otherwise have a statutory reporting requirement. Such reports shall itemize the expenditures for the preceding calendar year and include an identification of the following information:

(a) company name or confidential project number;

(b) location of the project;

(c) amount of the grant award; and

(d) scope of grant award.

Reports required by this section are in addition to any other reporting requirements applicable to the council.

~~in the Department of Commerce's annual report, on the status and progress of economic development goals which have been set for the State as a part of the ongoing planning process and on the commitments, expenditures, and balance of the Economic Development Account, with appropriate recommendations.~~

SECTION 13-1-1740. Recommendations by council; review of agency requests for appropriations.

(A) The coordinating council shall make recommendations to the Governor, the General Assembly, and the State Fiscal Accountability Authority as to the policies and programs involved in the state's economic development it considers necessary to carry out the objectives of the strategic plan.

(B) The coordinating council shall review agency requests for legislative appropriations for economic development and may make recommendations to the Office of the Governor and the State Fiscal Accountability Authority and the General Assembly concerning requests compatible with the objectives of the strategic plan. This section does not limit an agency's direct access to the General Assembly, and comment by the coordinating council is not a part of the budget process.

HISTORY: 1993 Act No. 181, Section 248, eff July 1, 1993; 2000 Act No. 387, Part II, Section 57A, eff July 1, 2000.

SECTION 13-1-1750. Funding; technical advisory committees; data sources.

Funds for technical, administrative, and clerical assistance and other expenses of the coordinating council must be provided by the member agencies. The coordinating council may establish technical advisory committees to assist in the development of a strategic plan for economic development. The coordinating council shall seek to utilize data available from the Department of Transportation, the University of South Carolina, Clemson University, and other state agencies and organizations and relevant to the economic growth and development of the State.

SECTION 13-1-1740. Recommendations by council; review of agency requests for appropriations.

Repeal.

SECTION 13-1-1750. Funding; technical advisory committees; data sources.

~~Funds for technical, administrative, and clerical assistance and other expenses of the coordinating council must be provided by the member agencies. The coordinating council may establish technical advisory committees to assist in the development of a strategic plan for economic development. The coordinating council shall seek to utilize data available from the Department of Transportation, the University of South Carolina, Clemson University, and other state agencies and organizations and relevant to the economic growth and development of the State.~~

From the amount set aside in Section 12-28-2910, the council is authorized to use up to ten percent of such amount for actual operating expenses in support of administrative program costs and business recruitment and retention and up to

HISTORY: 1993 Act No. 181, Section 248, eff July 1, 1993; 2000 Act No. 387, Part II, Section 57A, eff July 1, 2000.

SECTION 13-1-1770. Downtown Redevelopment Program; purpose; guidelines for evaluating and awarding grants.

(A) The coordinating council shall establish the "Downtown Redevelopment Program" for the purpose of making grants for revitalizing and enhancing the viability of downtown areas through partnerships of municipal government, county government, and private investors.

(B) The council shall establish program guidelines, regulations, and criteria by which grants must be evaluated and awarded including, but not limited to:

(1) a nonstate match requirement of at least one hundred fifty percent of state grant funds; and

(2) completion of an economic impact before an award is made.

HISTORY: 1998 Act No. 419, Part III, Section 3(A), eff July 1, 1998; 2000 Act No. 387, Part II, Section 57A, eff July 1, 2000.

SECTION 13-1-1780. Agricultural businesses considered for economic development awards.

In awarding benefits for economic development projects, including awards from the Governor's Closing Fund, the Department of Commerce and the coordinating council must consider agricultural businesses. The Department of Commerce and the coordinating council must consider the number of jobs created, including full-time, part-time, and seasonal jobs, and the total investment made, including the cost of the real property.

\$60,000 to support the Geographic Information Systems (GIS) program, as approved by council. Any balance on June thirtieth of the prior fiscal year may be carried forward and expended for the same purposes in the current fiscal year.

SECTION 13-1-1770. Downtown Redevelopment Program; purpose; guidelines for evaluating and awarding grants.

(A) The coordinating council ~~shall~~ may establish the "Downtown Redevelopment Program" for the purpose of making grants for revitalizing and enhancing the viability of downtown areas through partnerships of municipal government, county government, and private investors.

(B) The council shall establish program guidelines, regulations, and criteria by which grants must be evaluated and awarded including, but not limited to:

(1) a nonstate match requirement of at least one hundred fifty percent of state grant funds; and

(2) completion of an economic impact before an award is made.

SECTION 13-1-1780. Agricultural businesses considered for economic development awards.

In awarding grants or other incentives ~~benefits~~ for economic development projects, ~~including awards from the Governor's Closing Fund,~~ the Department of Commerce and the coordinating council must consider agricultural businesses. The Department of Commerce and the coordinating council must consider the number of jobs created, including full-time, part-time, and seasonal jobs, and the total investment made, including the cost of the real property.

HISTORY: 2016 Act No. 256 (S.427), Section 6, eff June 8, 2016.

LAW CHANGE #13

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 11-56-10. Short title. (Microenterprise Development Act)</p> <p>Editor's Note</p>	<p><u>Current Law:</u> Establishes a Clean Energy Manufacturing Market Development Advisory Commission.</p> <p><u>Recommendation:</u> Repeal/delete provision in Editor's Note.</p>	<p>The Clean Energy Industry Manufacturing Market Development Advisory Commission was dissolved automatically pursuant to the language in 2014 Act No. 171, Section 2(F) contemporaneous with submission of the Commission's final report on September 30, 2015, absent reauthorization by the General Assembly. Additionally, and also recognized in 2014 Act No. 171, Section 2(G), the Secretary of Commerce has authority pursuant to Section 13-1-40 to form advisory councils as necessary, including one related to clean energy.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>			<p>Proposed Revisions to Law Wording</p>
<p>2014 Act No. 171, Section 2, provides as follows:</p> <p>"SECTION 2. (A) There is established a Clean Energy Industry Manufacturing Market Development Advisory Commission to assist in the development of clean energy technology, materials, and products manufactured in this State.</p> <p>"(B) The commission is composed of fourteen members. The Secretary of the South Carolina Department of Commerce, or the secretary's designee, and the Director of the State Energy Office, or the director's designee, shall serve on the commission and the Secretary of Commerce shall appoint one member representative from each of the following:</p> <p>"(1) advanced vehicle technology industry;</p> <p>"(2) alternative transportation fuels industry;</p> <p>"(3) battery manufacturing industry;</p> <p>"(4) biomass energy industry;</p> <p>"(5) energy efficiency industry;</p> <p>"(6) higher education research institution's incubation and business development department;</p> <p>"(7) hydroelectric industry;</p> <p>"(8) hydrogen storage or fuel cell industry;</p> <p>"(9) solar manufacturing industry;</p> <p>"(10) S.C. Technical College System's clean energy workforce development department;</p> <p>"(11) utility industry; and</p> <p>"(12) wind components manufacturing industry.</p> <p>"(C) Appointed members serve at the pleasure of their appointing authority and without compensation or expenses.</p>			<p>Repeal/delete 2014 Act No. 171, Section 2 language in editor's note to Section 11-56-10.</p>

"(D) The commission must meet as soon as practicable after appointment and organize itself. The chairman must be designated by the Secretary of Commerce and the commission shall select its own vice chairman and adopt those procedures necessary for its operations. A majority of the members constitutes a quorum to do business. As necessary, the Secretary of Commerce may expend public funds and may solicit, receive, and expend private funds from any relevant sources and entities in order to carry out the commission's purposes. The Secretary of Commerce, on behalf of the commission, may utilize department staff or engage consultants as may be necessary and prudent to assist the commission in the performance of its duties and responsibilities; however, the Secretary of Commerce may not expend more than one hundred thousand dollars in the aggregate to engage consultants. Also, the Department of Commerce may seek the assistance of the staff of the State Energy Office, as necessary.

"(E) Not later than December 31, 2014, the commission shall provide to the Governor and the General Assembly an initial report which must include, to the extent possible, the following:

"(1) a description and analysis of this State's existing clean energy manufacturing industry;

"(2) an analysis of job development potential for clean energy manufacturing in this State, including the expected composition of the jobs as full or part time, and the potential wages for such jobs;

"(3) an analysis of market potential in this State, in other states, or in foreign countries for technology, materials, and products manufactured by a clean energy industry from this State;

"(4) recommendations for actions which may be taken to provide incentives for manufacturing or operation of clean energy technology, materials, and products from this State. These recommendations must contain an analysis of existing incentives, including, but not limited to, those incentives provided for in Sections 12-6-3377, 12-6-3588, 12-6-3600, and 12-6-3610, the effectiveness or lack thereof, and whether any incentives should be amended or repealed. If the commission recommends additional incentives, the commission must forward its recommendation to the Board of Economic Advisors to prepare a revenue impact statement;

"(5) an analysis of incentives offered by neighboring and other states for the manufacturing or operation of clean energy technology, materials, and products;

"(6) recommendations on categories of clean energy markets that should be developed in this State and benchmarks to increase clean energy manufacturing in this State; and

"(7) recommendations for marketing and public education programs that should be implemented by economic development entities to provide information to the public and to business and industry on the benefits of investment in the clean energy manufacturing industry in this State. Any such recommendations shall include a fiscal impact statement from the Office of State Budget.

"(F) The commission shall issue a final report by September 30, 2015. The final report must include all the items required by subsection (E) and any revisions to the initial report. Following the submission of its final report, and unless authorized by a further or subsequent enactment, the commission is dissolved. The General Assembly may extend the date by which the commission must provide its reports.

"(G) The dissolution of the commission must not be construed so as to restrict the Secretary of Commerce from appointing an advisory council pursuant to Section 13-1-40 on matters similar to the jurisdiction of the Clean Energy Industry Manufacturing Market Development Advisory Commission."

LAW CHANGE #14

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 24-1-290. Employment of inmates through prison industries program; development of marketing plan; certification by Department of Commerce as to unfair competitive wage disadvantage; publication of notice.</p>	<p><u>Current Law:</u> Requires Corrections and Commerce to develop and maintain a marketing plan for prison industries program. Requires Commerce to certify that prison industries contracts do not create an unfair competitive wage disadvantage to the local economy.</p> <p><u>Recommendation:</u> Modify to eliminate Commerce involvement with prison industries program.</p>	<p>Commerce has no role in recruiting or marketing the types of companies that perform the services that the prison industries program provides. Commerce also cannot make the certification required by statute because Commerce does not have the data needed to do so. Having Commerce involved potentially and unnecessarily creates liability exposure for Commerce. The prison industries program has value, but Corrections can provide public notice and take note of objections, if any, without Commerce’s involvement.</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> SC Department of Corrections.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>(A) The Department of Corrections, in conjunction with the Department of Commerce, shall develop and maintain a marketing plan to attract private sector service businesses for the employment of inmates through the prison industries program.</p> <p>(B) Prior to entering into new contracts and renewals of existing contracts with private sector service entities that want to hire inmates through the prison industries program, the Department of Corrections must provide public notice of its intention to establish or continue a prison-based industry at a particular facility and receive certification by the Department of Commerce that an unfair competitive wage disadvantage to the local economy is not created by each new contract for prison labor.</p> <p>(1) The public notice required in this subsection must be forwarded to a newspaper of general circulation in the county where the prison-based industry is or will be located, with a request that it be published at least once a week for two consecutive weeks. The notice must include a description of the work to be performed, the intent to contract for inmate labor, and provide that objections to the proposed hiring of prison labor may be filed</p>		<p>(A) The Department of Corrections, in conjunction with the Department of Commerce, shall develop and maintain a marketing plan to attract private sector service businesses for the employment of inmates through the prison industries program.</p> <p>(B) Prior to entering into new contracts and renewals of existing contracts with private sector service entities that want to hire inmates through the prison industries program, the Department of Corrections must provide public notice of its intention to establish or continue a prison-based industry at a particular facility and receive certification by the Department of Commerce that an unfair competitive wage disadvantage to the local economy is not created by each new contract for prison labor.</p> <p>(1) The public notice required in this subsection must be forwarded to a newspaper of general circulation in the county where the prison-based industry is or will be located, with a request that it be published at least once a week for two consecutive weeks. The notice must include a description of the work to be performed, the intent to contract for inmate labor, and provide that objections to the proposed hiring of prison labor may be filed with the Department of Commerce</p>	

with the Department of Commerce within thirty days of the last date that the notice appears.

(a) The Department of Commerce must maintain a copy of any objections filed for a period of three years from the date that the objections were received.

(b) Advertising costs associated with the publication of notice must be borne by the entity seeking to contract for prison labor.

(2) The certification required by this subsection must be based upon objections to the establishment of a prison-industry program provided for in item (1).

(C) No contract may be negotiated or executed prior to forty days after the last date that the notice required by subsection (A) appears. New contracts and renewals of existing contracts between private sector entities and the Department of Corrections must be negotiated in accordance with procedures established jointly by the Department of Commerce and the Department of Corrections. The procedures must be drafted to ensure fairness and consistency in establishing contracts with private sector entities seeking to establish or continue prison-based operations whenever the wage to be paid is less than the federally established minimum wage.

(D) The marketing plan and the procedures for negotiating new contracts and contract renewals must be submitted to and approved by the Department of Administration prior to implementation. The Department of Corrections shall annually submit an audit report of the program to the Senate Corrections and Penology Committee and the House Medical, Military, Public and Municipal Affairs Committee. The provisions of the section may not be construed to apply to traditional prison industries as authorized in Section 24-3-320.

HISTORY: 2007 Act No. 68, Section 1, eff August 1, 2007.

within thirty days of the last date that the notice appears.

(a) The Department of ~~Commerce~~Corrections must maintain a copy of any objections filed for a period of three years from the date that the objections were received.

(b) Advertising costs associated with the publication of notice must be borne by the entity seeking to contract for prison labor.

(2) The certification required by this subsection must be based upon objections to the establishment of a prison-industry program provided for in item (1).

(C) No contract may be negotiated or executed prior to forty days after the last date that the notice required by subsection (A) appears. New contracts and renewals of existing contracts between private sector entities and the Department of Corrections must be negotiated in accordance with procedures established ~~jointly~~ by the ~~Department of Commerce and the~~ Department of Corrections. The procedures must be drafted to ensure fairness and consistency in establishing contracts with private sector entities seeking to establish or continue prison-based operations whenever the wage to be paid is less than the federally established minimum wage.

(D) The marketing plan and the procedures for negotiating new contracts and contract renewals must be submitted to and approved by the Department of Administration prior to implementation. The Department of Corrections shall annually submit an audit report of the program to the Senate Corrections and Penology Committee and the House Medical, Military, Public and Municipal Affairs Committee. The provisions of the section may not be construed to apply to traditional prison industries as authorized in Section 24-3-320.

LAW CHANGE #15

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 31-1-30. General duties of Secretary of Commerce with respect to housing.</p> <p>SECTION 31-1-110. Incorporation of limited dividend housing corporations.</p> <p>SECTION 31-1-120. Purposes of limited dividend housing corporations.</p> <p>SECTION 31-1-140. Declaration required in articles.</p> <p>SECTION 31-1-150. Income debentures.</p> <p>SECTION 31-1-160. Consideration for issuance of stocks, bonds, and income debentures.</p> <p>SECTION 31-1-170. Limited return on stock.</p> <p>SECTION 31-1-180. Limitations on actions by companies.</p> <p>SECTION 31-1-190. Conveyances, leases, or subleases in violation of Section 31-1-180 shall be void.</p> <p>SECTION 31-1-200. Regulation of limited dividend housing companies.</p> <p>SECTION 31-1-210. Investigation of limited dividend housing companies.</p> <p>SECTION 31-1-220. Fees.</p>	<p><u>Current Law:</u> Section 31-1-40 establishes duties of Secretary of Commerce with regard to housing.</p> <p>Sections 31-1-110 thru 31-1-230 establishes statutory framework for limited dividend housing corporations.</p> <p>Sections 31-3-20, 31-3-340, 31-3-370, 31-3-390, and 31-3-750 require local housing commissioner appointments and removals to be filed in the office of the Secretary of Commerce and give the Secretary discretion to extend territorial jurisdiction of local housing authorities.</p> <p><u>Recommendation:</u> Concept recommendation. Repeal/remove participation of Secretary of Commerce in housing-related matters and either move statutory duties and authorization to the SC State Housing Finance and Development Authority (“SC Housing”) or repeal to the</p>	<p>Many of these statutory provisions are likely obsolete or more appropriately should be handled by SC Housing, which came into existence in 1971, well after enactment of these provisions. The statutes have not been amended for decades. Regardless of the ultimate disposition of these statutes, the Secretary of Commerce should not have oversight over housing related matters. (See Law Change 8.)</p> <p>SC Housing and the SC State Library have provided information and background to Commerce, which is included in the Proposed Revisions to Law Wording below. Commerce takes no position on the disposition of these statutes other than that any housing-related responsibilities do not appropriately reside with the Secretary of Commerce.</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> South Carolina State Housing Finance and Development Authority (SC Housing)</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>

<p>SECTION 31-1-230. Provisions of general corporation law applicable.</p> <p>SECTION 31-3-20. Definitions.</p> <p>SECTION 31-3-340. Commissioners.</p> <p>SECTION 31-3-370. Removal of commissioners.</p> <p>SECTION 31-3-390. Territorial jurisdiction.</p> <p>SECTION 31-3-750. Territorial jurisdiction.</p>	<p>extent obsolete. (See Law Change 8.)</p>		
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>SECTION 31-1-30. General duties of Secretary of Commerce with respect to housing.</p> <p>The Secretary of Commerce, hereafter in this chapter sometimes called the director, may:</p> <p>(1) study housing conditions and needs throughout the State to determine in what areas congested and unsanitary housing conditions constitute a menace to the health, safety, morals, welfare and reasonable comfort of the citizens of the State;</p> <p>(2) prepare programs for correcting such conditions;</p> <p>(3) collect and distribute information relating to housing;</p> <p>(4) investigate all matters affecting the cost of construction or production of dwellings;</p> <p>(5) study means of lowering rents of dwellings by securing economy in the construction and arrangement of buildings;</p> <p>(6) recommend and approve the areas within which or adjacent to which the construction of housing projects by limited dividend housing companies may be undertaken; and</p> <p>(7) cooperate with local housing officials and planning commissions or similar bodies</p>		<p><u>SC HOUSING PROVIDED BACKGROUND</u></p> <ul style="list-style-type: none"> • Section 31-13-300 permits SC Housing to make determinations concerning availability of decent, safe and sanitary housing. • Section 31-13-180 permits SC Housing to provide technical, consultative and project assistance services, which furthers the ability to make determinations of housing needs as well as creating programs that address such needs. • SC Housing does not have the authority to “investigate all matters affecting the cost of construction or production of dwellings”. • SC Housing is limited to programs that support its beneficiary class (moderate to low income), which limits its statutory powers. 	

<p>in cities and other localities in the development of projects they at any time may have under consideration.</p> <p>HISTORY: 1962 Code Section 36-3; 1952 Code Section 36-3; 1942 Code Section 5271-10; 1933 (38) 176; 1945 (44) 156; 1954 (48) 1745; 1993 Act No. 181, Section 1994 Act No. 361, Section 8.</p>	
<p>SECTION 31-1-110. Incorporation of limited dividend housing corporations.</p> <p>Any number of natural persons, not less than three, a majority of whom are citizens of the United States, may become a limited dividend housing corporation by subscribing, acknowledging and filing in the office of the Secretary of State articles of incorporation, hereinafter called "articles," setting forth the information required by Chapter 7 of Title 33; except as herein modified or changed.</p> <p>HISTORY: 1962 Code Section 36-11; 1952 Code Section 36-11; 1942 Code Section 5271-18; 1933 (38) 176.</p> <p>SECTION 31-1-120. Purposes of limited dividend housing corporations.</p> <p>The purposes for which a limited dividend housing corporation is to be formed shall be as follows: To acquire, construct, maintain and operate housing projects when authorized by and subject to the supervision of the director.</p> <p>HISTORY: 1962 Code Section 36-12; 1952 Code Section 36-12; 1942 Code Section 5271-18; 1933 (38) 176; 1993 Act No. 181, Section 491.</p> <p>SECTION 31-1-130. Par value shares.</p> <p>The shares of which the capital of a limited dividend housing corporation shall consist shall have a par value.</p> <p>HISTORY: 1962 Code Section 36-13; 1952 Code Section 36-13; 1942 Code Section 5271-18; 1933 (38) 176.</p> <p>SECTION 31-1-140. Declaration required in articles.</p>	<p><u>SC HOUSING PROVIDED BACKGROUND</u></p> <ul style="list-style-type: none"> • SC Housing has never come across a “limited dividend housing corporation” and speculates that this article may be obsolete. <p><u>STATE LIBRARY PROVIDED BACKGROUND</u></p> <ul style="list-style-type: none"> • Limited dividend housing corporations first appear in London in the 1840’s, and were a method of providing affordable housing using private investment. They were used throughout Europe and spread to the United States. New York passed the first Limited Dividend Housing Companies Act in 1926. Several other states, including South Carolina, followed with similar laws in the early 1930’s. In some states, they are still used today. • Regarding the housing mandates - previous versions of the SC Code include: • HISTORY: 1962 Code Section 36-3; 1952 Code Section 36-3; 1942 Code Section 5271-10; 1933 (38) 176; 1945 (44) 156; 1954 (48) 1745; 1993 Act No. 181, Section 1994 Act No. 361, Section 8. • 1933 (38) 176 – this refers to SC Act 143 of 1933 (page 176, Vol. 38), which enacted the State Housing Law and established a State Board of Housing. Among other duties, the State Board of Housing regulated limited dividend housing corporations. There is no

The articles of a limited dividend housing corporation shall contain a declaration (a) that the corporation has been organized to serve a public purpose and that it shall remain at all times subject to the supervision and control of the director or of other appropriate state authority, (b) that all real estate acquired by it and all structures erected by it shall be deemed to be acquired for the purpose of promoting the public health and safety and subject to the provisions of the State Housing Law and (c) that the stockholders of the corporation shall be deemed, when they subscribe to and receive the stock thereof, to have agreed that they shall at no time receive or accept from the company, in repayment of their investment in its stock, any sums in excess of the par value of the stock, together with cumulative dividends at the rate of six percent per annum and that any surplus in excess of such amount if the company shall be dissolved, shall revert to the State.

HISTORY: 1962 Code Section 36-14; 1952 Code Section 36-14; 1942 Code Section 5271-18; 1933 (38) 176; 1993 Act No. 181, Section 492.

SECTION 31-1-150. Income debentures.

The articles of a limited dividend housing corporation may authorize the issuance of income debenture certificates bearing no greater interest than six percent per annum. After the incorporation of a limited dividend housing corporation, the directors thereof may, with the consent of two thirds of the holders of any preferred stock that may be issued and outstanding, offer to the stockholders of the company the privilege of exchanging their preferred and common stock in such quantities and at such times as may be approved by the director for such income debenture certificates, whose value shall not exceed the par value of the stock exchanged therefor.

HISTORY: 1962 Code Section 36-15; 1952 Code Section 36-15; 1942 Code Section 5271-21; 1933 (38) 176; 1993 Act No. 181, Section 493

SECTION 31-1-160. Consideration for issuance of stocks, bonds, and income debentures.

No limited dividend housing company incorporated under this chapter shall issue stock, bonds or income debentures, except for money, services or property actually received for the use and lawful purposes of the corporation. No stock, bonds or income debentures shall be issued for property or services except upon a valuation

mention in the Act of any relationship to the Department of Commerce or previous versions of the department.

- 1942 Code Section 5271-10 – this section codified SC Act 143.
- 1945 (44) 156 – This refers to SC Act 122 of 1945 (page 156, Vol. 44), which established the Department of Research, Planning, and Development (the Research, Planning, and Development Act of 1945), a predecessor of today’s Department of Commerce. In Section 10 of the Act, the State Board of Housing was abolished and its duties and powers transferred to the new Department of Research, Planning, and Development.

COMMERCE PROVIDED BACKGROUND

- Duties of the former State Board of Housing were assumed by the Director of the Division of State Development as part of 1993 State Restructuring in Section 13-1-350.
- Commerce recommends that the Secretary of Commerce be removed from any responsibility for housing-related matters. (See Law Change 8.)

approved by the director and such valuation shall be used in computing actual or estimated cost.

The director may permit stock or income debentures to be issued for working capital to be used in connection with such project to any amount not exceeding three percent of the estimated total cost or three percent of the actual cost, if actual cost should exceed estimated cost, of a project.

HISTORY: 1962 Code Section 36-16; 1952 Code Section 36-16; 1942 Code Section 5271-20; 1933 (38) 176; 1993 Act No. 181, Section 494.

SECTION 31-1-170. Limited return on stock.

No stockholder in any corporation formed hereunder shall receive any dividend in any one year in excess of six per cent per annum except that when in any preceding year dividends in the amount prescribed in the articles of incorporation shall not have been paid on the stock the stockholders may be paid such deficiency without interest out of any surplus earned in any succeeding year.

HISTORY: 1962 Code Section 36-17; 1952 Code Section 36-17; 1942 Code Section 5271-19; 1933 (38) 176.

SECTION 31-1-180. Limitations on actions by companies.

No limited dividend housing company incorporated under this chapter shall:

- (1) acquire any real property or interest therein unless it shall first have obtained from the Secretary of Commerce a certificate that such acquisition is necessary or convenient for the public purpose defined in Section 31-1-140;
- (2) sell, transfer, assign or lease any real property without first having obtained the consent of the Secretary of Commerce, except that leases conforming to the regulations and rules of the Department of Commerce and for actual occupancy by the lessees may be made without the consent of the Secretary of Commerce;
- (3) pay interest returns on its mortgage indebtedness and its income debenture certificates at a higher rate than six percent per annum;

(4) issue its stock, debentures and bonds covering any project undertaken by it in an amount greater in the aggregate than the total actual final cost of such project, including the lands, improvements, charges for financing and supervision approved by the Secretary of Commerce and interest and other carrying charges during construction and an allowance for working capital to be approved by the Secretary of Commerce but not exceeding three percent of the estimated cost or of the total actual final cost if the final cost of the project shall be greater than the estimated cost;

(5) mortgage any real property without first having obtained the consent of the Secretary of Commerce;

(6) issue any securities or evidences of indebtedness without first having obtained the approval of the Secretary of Commerce and the approval of the Director of the Department of Insurance, or his designee;

(7) use any building erected or acquired by it for other than housing purposes, except that when permitted by law the story of the building above the cellar or basement and the space below such story may be used for stores, commercial, cooperative or community purposes and when permitted by law the roof may be used for cooperative or community purposes;

(8) charge or accept any rental fee or other charge for housing accommodations in any building constructed, acquired, operated or managed by it in excess of the prices prescribed by the Secretary of Commerce;

(9) enter into contracts for the construction of housing projects or for the payments of salaries to officers or employees except subject to the inspection and revision of the Secretary of Commerce and under such regulations as the Department of Commerce from time to time may prescribe;

(10) voluntarily dissolve without first having obtained the consent of the Secretary of Commerce; or

(11) make any guaranty without the approval of the Secretary of Commerce.

HISTORY: 1962 Code Section 36-18; 1952 Code Section 36-18; 1942 Code Section

5271-22; 1933 (38) 176; 1993 Act No. 181, Section 495; 1993 Act No. 181, Section 496; 1994 Act No. 361, Section 9.

SECTION 31-1-190. Conveyances, leases, or subleases in violation of Section 31-1-180 shall be void.

Any conveyance, encumbrance, lease or sublease made in violation of the provisions of Section 31-1-180 and any transfer or assignment thereof shall be void.

HISTORY: 1962 Code Section 36-19; 1952 Code Section 36-19; 1942 Code Section 5271-22; 1933 (38) 176

SECTION 31-1-200. Regulation of limited dividend housing companies.

In pursuance of its power to supervise and regulate the operations of limited dividend housing companies incorporated under this chapter the Secretary of Commerce may:

(1) order any such corporation to make, at its expense, such repairs and improvements as will preserve or promote the health and safety of the occupants of buildings and structures owned or operated by such corporations;

(2) order all such corporations to do such acts as may be necessary to comply with the provisions of the law, the rules and regulations adopted by the Department of Commerce or the terms of any project approved by the Secretary of Commerce or to refrain from doing any acts in violation thereof;

(3) examine all such corporations and keep informed as to their general condition, their capitalization and the manner in which their property is constructed, leased, operated or managed;

(4) either through its members or agents duly authorized by it, enter in or upon and inspect the property, equipment, buildings, plants, offices, apparatus and devices of any such corporation, examine all books, contracts, records, documents and papers of any such corporation and by subpoena duces tecum compel the production thereof;

(5) in its discretion prescribe uniform methods and forms of keeping accounts,

records and books to be observed by such corporations and prescribe by order accounts in which particular outlays and receipts shall be entered, charged or credited;

(6) require every such corporation to file with the Secretary of Commerce an annual report setting forth such information as the Secretary of Commerce may require, verified by the oath of the president and general manager or receiver, if any, thereof or by the person required to file such report, such report to be in the form, cover the period and be filed at the time prescribed by the Secretary of Commerce;

(7) require specific answers to questions upon which the Secretary of Commerce may desire information and require such corporation to file periodic reports in the form covering the period and at the time prescribed by the Secretary of Commerce; and

(8) from time to time make, amend and repeal rules and regulations for carrying into effect the provisions of this chapter.

HISTORY: 1962 Code Section 36-20; 1952 Code Section 36-20; 1942 Code Section 5271-12; 1933 (38) 176; 1993 Act No. 181, Section 497; 1994 Act No. 361, Section 9.

SECTION 31-1-210. Investigation of limited dividend housing companies.

The director may investigate the affairs of limited dividend housing companies incorporated under this chapter and the dealings, transactions or relationships of such companies with other persons. Any of the investigations provided for in this chapter may be conducted by the director or by a committee to be appointed by the director. Each member of the committee may administer oaths, take affidavits and make personal inspections of all places to which their duties relate. The committee may subpoena and require the attendance of witnesses and the production of books and papers relating to the investigations and inquiries authorized in this chapter, examine them in relation to any matter it has power to investigate and issue commissions for the examination of witnesses who are out of the State or unable to attend before the committee or excused from attendance.

HISTORY: 1962 Code Section 36-21; 1952 Code Section 36-21; 1942 Code Section 5271-9; 1933 (38) 176; 1993 Act No. 181, Section 498.

SECTION 31-1-220. Fees.

The Secretary of Commerce may charge and collect from a limited dividend housing corporation, incorporated under this chapter, reasonable fees in accordance with the rates to be established by the rules of the Department of Commerce:

(1) for the examination of plans and specifications and the supervision of construction, an amount not to exceed one half of one percent of the cost of the project;

(2) for the holding of a public hearing upon application of a housing corporation, an amount sufficient to meet the reasonable cost of advertising the notice thereof and of the transcript of testimony taken thereat; and

(3) for any examination or investigation made upon application of a housing corporation and for any act done by the Department of Commerce, or any of its employees, in performance of their duties under this chapter, an amount reasonably calculated to meet the expenses of the department incurred in connection therewith. In no event shall any part of the expenses of the department incurred under the provisions of this chapter ever be paid out of the State Treasurer. The Secretary of Commerce may authorize a housing corporation to include such fees as part of the cost of a project or as part of the charges specified in Section 31-1-620 pursuant to rules to be established by the Department of Commerce.

HISTORY: 1962 Code Section 36-22; 1952 Code Section 36-22; 1942 Code Section 5271-29; 1933 (38) 176; 1993 Act No. 181, Section 499; 1994 Act No. 361, Section 9.

SECTION 31-1-230. Provisions of general corporation law applicable.

The provisions of the general corporation law shall apply to limited dividend housing corporations, except when such provisions are in conflict with the provisions of this chapter.

HISTORY: 1962 Code Section 36-23; 1952 Code Section 36-23; 1942 Code Section 5271-18; 1933 (38) 176.

SECTION 31-3-10. Short title.

This chapter and Chapter 11 may be known as the "Housing Authorities Law."

HISTORY: 1962 Code Section 36-101; 1952 Code Section 36-101; 1942 Code Section 5271-31; 1934 (38) 1368.

SECTION 31-3-20. Definitions.

The following terms, wherever used or referred to in this chapter and Chapter 11 shall have the following respective meanings, unless in any case a different meaning clearly appears from the context:

- (1) The term "director" shall mean the Secretary of Commerce;
- (2) "Authority" or "housing authority" shall mean a corporate body organized in accordance with the provisions of this chapter and Chapter 11 for the purpose, with the powers and subject to the restrictions hereinafter set forth;
- (3) "Mayor" shall mean the chief executive of the municipality, whether the official designation of his office be mayor, city manager or some other title;
- (4) "Municipality" shall mean any city, town or other municipality in the State;
- (5) "City" shall mean any incorporated municipality in the State and "the city" shall mean the particular city or town for which a particular housing authority is created;
- (6) "Council" shall mean the chief legislative body of the municipality;
- (7) "Commissioner" shall mean one of the members of an authority appointed in accordance with the provisions of this article;
- (8) "Government" shall include the State and Federal governments and any subdivision, agency or instrumentality, corporate or otherwise of either of them;
- (9) The "State" shall mean the State of South Carolina;
- (10) "Project" shall include all lands, buildings and improvements acquired, owned, leased, managed or operated by a housing authority and all buildings and improvements constructed, reconstructed or repaired by a housing authority, designed to provide housing accommodations or stores, offices and community

facilities appurtenant thereto, whether or not acquired or constructed at one time and the term may also be applied to the planning of buildings and improvements, the acquisition of property, the demolition of existing structures, the clearing of land, the construction, reconstruction and repair of improvements and all other work in connection therewith;

(11) "Community facilities" shall include lands, buildings and equipment for recreation or social assembly, for educational, health or welfare activities and other necessary utilities primarily for the use and benefit of the occupants of housing accommodations to be constructed and operated hereunder;

(12) The term "bonds" shall include bonds, notes, debentures or other written evidences of indebtedness carrying either the general credit of the authority or payable solely out of pledged revenues;

(13) The term "mortgage" shall include mortgages, deeds of trusts or other instruments creating a lien or security interest;

(14) The term "real property" shall include lands, lands under water, structures and any and all easements, franchises and incorporeal hereditaments and every estate and right therein, legal and equitable, including terms for years and liens by way of judgment, mortgage or otherwise;

(15) "Persons of low income" means those individuals who are members of households whose gross income falls below seventy-five percent of the "median gross income" of all households in South Carolina as determined on the basis of the latest available statistics furnished to the Authority by the Revenue and Fiscal Affairs Office. Gross income means income derived from any source whatsoever. An allowance for each member of the family equal to an amount for personal exemptions as defined by the South Carolina Income Tax Law, Section 12-7-310, must be deducted from gross income in order to qualify a person or family as a member of the "beneficiary class"; and

(16) "Obligee of the authority" or "obligee" shall include any bondholder, trustee for any bondholders, lessor demising to an authority property used in connection with a project, any assignee of such lessor's interest or any part thereof or the Federal Government when it is a party to any contract with an authority.

(17) "Persons of moderate to low income" means those individuals who are members of households whose gross income falls between seventy-five percent and one hundred fifty percent of the "median gross income" of all households in South Carolina as determined on the basis of the latest available statistics furnished to the Authority by the Revenue and Fiscal Affairs Office. Gross income means income derived from any source whatsoever. An allowance for each member of the family equal to an amount for personal exemptions as defined by the South Carolina Income Tax Law, Section 12-7-310, must be deducted from gross income in order to qualify a person or family as a member of the "beneficiary class".

HISTORY: 1962 Code Section 36-102; 1952 Code Section 36-102; 1942 Code Sections 5271-31, 5271-32; 1934 (38) 1368; 1937 (40) 431; 1942 (42) 1742; 1945 (44) 156; 1954 (48) 1745; 1969 (56) 200; 1970 (56) 2288, 2402; 1986 Act No. 369, Sections 2, 3; 1993 Act No. 181, Section 503; 1994 Act No. 361, Section 8.

Code Commissioner's Note

At the direction of the Code Commissioner, references in this section to the offices of the former State Budget and Control Board, Office of the Governor, or other agencies, were changed to reflect the transfer of them to the Department of Administration or other entities, pursuant to the directive of the South Carolina Restructuring Act, 2014 Act No. 121, Section 5(D)(1).

Pursuant to the directive to the Code Commissioner in 2018 Act No. 246, Section 10, "Revenue and Fiscal Affairs Office" was substituted for all references to "Office of Research and Statistics of the Revenue and Fiscal Affairs Office".

Editor's Note

Section 12-7-310, referred to in items (15) and (17) of this section, which provided for exemptions from the State Income Tax, was repealed by 1985 Act No. 101, Section 22, effective May 21, 1985, for tax years after December 31, 1984.

SECTION 31-3-340. Commissioners.

When the council of a municipality adopts a resolution as provided in this chapter, the council shall appoint not less than five nor more than seven persons as commissioners of the authority created for the municipality. At least one of the

commissioners appointed shall be a person who is directly assisted by the public housing authority. However, there shall be no requirement to appoint such a person if the authority (1) operates less than three hundred public housing units, (2) provides reasonable notice to the resident advisory board, if applicable, of the opportunity for at least one person who is directly assisted by the authority to serve as a commissioner, and (3) within a reasonable time after receipt of the notice by the resident advisory board, has not been notified of the intention of any such person to serve. The mayor shall appoint the person directly assisted by the authority unless the authority's rules require that the person be elected by other persons who are directly assisted by the authority.

The commissioners, other than the commissioner who is directly assisted by the authority, shall serve for terms of one, two, three, four, and five years, respectively, from the date of their appointment, but thereafter commissioners, other than the commissioner who is directly assisted by the authority, shall be appointed as aforesaid for a term of office of five years except that all vacancies shall be filled for the unexpired term. The commissioner who is directly assisted by the authority must remain as an assisted resident in order to continue service on the board of commissioners.

No commissioner who is also a person directly assisted by the public housing authority shall be qualified to vote on matters affecting his official conduct or matters affecting his own individual tenancy, as distinguished from matters affecting tenants in general. No more than one-third of the members of any housing authority commission shall be tenants of the authority or recipients of housing assistance through any program operated by the authority. No commissioner of an authority may be an officer or employee of the municipality for which the authority is created. A commissioner shall hold office until his successor has been appointed and has qualified. A certificate of the appointment or reappointment of any commissioner must be filed in the office of the clerk of the circuit court of the county in which the municipality is located, in the office of the Secretary of State, and in the office of the Secretary of Commerce, and the certificate is conclusive evidence of the due and proper appointment of the commissioner.

HISTORY: 1962 Code Section 36-114; 1952 Code Section 36-114; 1942 Code Section 5271-34; 1934 (38) 1368; 1937 (40) 431; 1938 (40) 1909; 1993 Act No. 181, Section 504; 1994 Act No. 360, Section 1; 1994 Act No. 361, Section 8; 1999 Act No. 50, Section 1.

COMMERCE PROVIDED BACKGROUND

- Commerce acknowledges receipt and maintains a file of certificates of appointments.

SECTION 31-3-370. Removal of commissioners.

(A) For inefficiency, neglect of duty, or misconduct in office a commissioner of an authority may be removed by the council, but a commissioner may be removed only after he has been given a copy of the charges at least ten days before the hearing on it and had an opportunity to be heard in person or by counsel. In the event of the removal of any commissioner, a record of the proceedings, together with the charges and findings on it, must be filed in the office of the clerk of the circuit court of the county in which the municipality is located, in the office of the Secretary of State, and in the office of the Secretary of Commerce.

(B) The commissioner who is directly assisted by the authority must remain as an assisted resident in order to continue service on the board of commissioners. In the event that the commissioner who is directly assisted by the authority vacates the public housing unit or is evicted from the public housing unit, the mayor must automatically remove the commissioner from the board of commissioners with no opportunity to be heard or to contest the removal.

HISTORY: 1962 Code Section 36-118; 1952 Code Section 36-118; 1942 Code Section 5271-34; 1934 (38) 1368; 1937 (40) 431; 1938 (40) 1909; 1993 Act No. 181, Section 505; 1994 Act No. 360, Section 2; 1994 Act No. 361, Section 8; 1999 Act No. 50, Section 2.

SECTION 31-3-390. Territorial jurisdiction.

The territorial jurisdiction of each authority, except as otherwise specially provided, shall be coterminous with the boundaries of the city creating the authority unless this territory is extended by the director. The director may extend the territorial jurisdiction of any housing authority over territory contiguous to that of the housing authority if such extension does not conflict with any other housing authority.

HISTORY: 1962 Code Section 36-120; 1952 Code Section 36-120; 1942 Code Section 5271-37; 1934 (38) 1368; 1993 Act No. 181, Section 506.

SECTION 31-3-750. Territorial jurisdiction.

The territorial jurisdiction of a housing authority of a county shall be coterminous with the boundaries of the county in which such authority is situated but shall not

- Commerce acknowledges receipt and maintains a file of records of proceedings related to removal of commissioners, if and when any are received.

- The Secretary of Commerce has never sought to extend the territorial jurisdiction of a municipal housing authority.

include that portion of the county within the territorial jurisdiction of any housing authority of a city. But notwithstanding the provisions of this section the director may extend the territorial jurisdiction of a housing authority of a city over territory contiguous thereto, including territory included within the territorial jurisdiction of the housing authority of a county, and such extension of the territorial jurisdiction of a housing authority of a city and limitation of the territorial jurisdiction of the housing authority of the county affected thereby shall not be deemed to conflict with the housing authority of the county within the meaning of Section 31-3-390 unless a housing project shall have been constructed or acquired or the director shall determine that such a project is about to be constructed or acquired by the housing authority of such county within the territory proposed to be included within the territorial jurisdiction of the housing authority of the city.

HISTORY: 1962 Code Section 36-185; 1952 Code Section 36-185; 1942 Code Section 5271-54; 1934 (38) 1368; 1935 (39) 500; 1937 (40) 267; 1993 Act No. 181, Section 507.

- The Secretary of Commerce has never sought to extend the territorial jurisdiction of a municipal housing authority.

LAW CHANGE #16

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 41-27-650. Department must work in conjunction with Department of Commerce and Department of Administration on certain matters.</p>	<p><u>Current Law:</u> Requires Commerce and DEW to work together on matters to address unemployment.</p> <p><u>Recommendation:</u> Consider as a concept recommendation modifying this provision based on any forthcoming recommendations by the accelerateSC task force or the Coordinating Council for Workforce Development (CCWD) on how the state can better address record unemployment caused by the COVID-19 pandemic.</p>	<p>Prior to the COVID-19 public health crisis and resulting unemployment, our review indicated that Section 41-27-650 was outdated and should be repealed in light of record low unemployment and the extensive number of reports produced on workforce and training needs. DEW agreed. We also had no evidence that any actions were taken to develop or procure the mandated IT equipment or that the reports required by the statute were ever produced. This language continues to be outdated. However, in light of recent events, this provision, with modifications, could provide a vehicle to facilitate data sharing and collaboration by and among Commerce, DEW, and other agencies to address the significant unemployment challenges our state is currently facing.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> Department of Employment and Workforce.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>(A) The Department of Commerce and the Department of Employment and Workforce must work in conjunction to develop or procure computer hardware, software, and other equipment that are compatible with each other as needed to efficiently address the state's policy goals as set forth in Section 41-27-20. Once information technology is attained, the departments regularly must develop reports that address relevant workforce issues and make the reports available to workforce training entities, including, but not limited to, the State Board for Technical and Comprehensive Education, the Commission on Higher Education, and the State Agency of Vocational Rehabilitation. Additionally, the departments must respond promptly to inquiries for information made by education and workforce training entities.</p> <p>(B) The department must work in conjunction with the Department of Administration to coordinate its computer system with computer systems of</p>		<p>Commerce does not have specific wording recommendations and defers to any forthcoming recommendations by the accelerateSC task force or the CCWD.</p>	

other state agencies so that the department may more efficiently match unemployed persons with available jobs. The department must provide a progress report concerning implementation of this subsection to the Chairman of the Senate Labor, Commerce and Industry Committee, the Chairman of the House of Representatives Ways and Means Committee, the Department of Employment and Workforce Review Committee, and the Governor every three months until fully implemented.

(C) This section is not intended to restrict or hinder the development of an unemployment benefits system financed in whole or in part by the United States Department of Labor.

SECTION 41-27-20. Declaration of State public policy.

Without intending that this section shall supersede, alter or modify the specific provisions contained in Chapters 27 through 41 of this Title, but as a guide to the interpretation and application of Chapters 27 through 41 of this Title, the public policy of this State is declared to be as follows: Economic insecurity due to unemployment is a serious menace to health, morals and welfare of the people of this State; involuntary unemployment is therefore a subject of general interest and concern which requires appropriate action by the General Assembly to prevent its spread and to lighten its burden which so often falls with crushing force upon the unemployed worker and his family; the achievement of social security requires protection against this greatest hazard of our economic life; this can be provided by encouraging the employers to provide more stable employment and by the systematic accumulation of funds during periods of employment to provide benefits for periods of unemployment, thus maintaining purchasing power and limiting the serious social consequences of poor relief assistance. The General Assembly therefore declares that in its considered judgment the public good and the general welfare of the citizens of this State require the enactment of this measure, under the police powers of the State, for the compulsory setting aside of unemployment reserves to be used for the benefit of persons unemployed through no fault of their own.

LAW CHANGE #17

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>Proviso 50.2. (CMRC: Economic Dev. Coordinating Council - Set Aside Fund)</p>	<p><u>Current Law:</u> Provides for funding for administration of the Coordinating Council from up to 10 percent of the Set Aside Fund and authorizes expenditure of up to \$60,000 to support a GIS system, as approved by the Council.</p> <p><u>Recommendation:</u> Codify to Section 13-1-1750 as amended.</p>	<p>Commerce has funded administration of the Coordinating Council pursuant to this proviso for over 20 years and the funding should be provided for in permanent law. Section 13-1-1750 has been outdated from the time Commerce was created and the Coordinating Council became a division of Commerce in 1993. (See also Law Change 12.)</p>	<p><u>Presented and approved by agency's governing body:</u> Coordinating Council approved recommended Law Changes 12 and 17 at its March, 5, 2020 meeting.</p> <p><u>Other entities potentially impacted:</u></p> <ul style="list-style-type: none"> • SC Department of Agriculture • Department of Employment & Workforce • SC Department of Parks & Tourism • State Board for Technical & Comprehensive Education • SC Ports Authority • SC Public Service Authority • SC Jobs Economic Development Authority • SC Department of Revenue • SC Department of Transportation • SC Research Authority <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>From the amount set aside in Section 12-28-2910, the council is authorized to use up to ten percent of such amount for actual operating expenses in support of administrative program costs and business recruitment and retention and up to \$60,000 to support the Geographic Information Systems (GIS) program, as approved by council. Any balance on June thirtieth of the prior fiscal year may be carried forward and expended for the same purposes in the current fiscal year.</p>		<p>SECTION 13-1-1750. Funding; technical advisory committees; data sources.</p> <p>Funds for technical, administrative, and clerical assistance and other expenses of the coordinating council must be provided by the member agencies. The coordinating council may establish technical advisory committees to assist in the development of a strategic plan for economic development. The coordinating council shall seek to utilize data available from the Department of Transportation,</p>	

~~the University of South Carolina, Clemson University, and other state agencies and organizations and relevant to the economic growth and development of the State.~~

From the amount set aside in Section 12-28-2910, the council is authorized to use up to ten percent of such amount for actual operating expenses in support of administrative program costs and business recruitment and retention and up to \$60,000 to support the Geographic Information Systems (GIS) program, as approved by council. Any balance on June thirtieth of the prior fiscal year may be carried forward and expended for the same purposes in the current fiscal year.

LAW CHANGE #18

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>50.12. (CMRC: Recycling Advisory Council Reporting) The Recycling Market Development Advisory Council must submit an annual report outlining recycling activities to the Governor and members of the General Assembly by March fifteenth each year.</p>	<p><u>Current Law:</u> Requires annual report from RMDAC by March 15 each year.</p> <p><u>Recommendation:</u> Modify due date and codify to Section 13-1-380(G). (See also Law Change 11.)</p>	<p>Changing the due date would allow RMDAC to receive and take into account DHEC’s final report, which is due on March 15. (See also Law Change 11.)</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
Current Law Wording		Proposed Revisions to Law Wording	
<p>The Recycling Market Development Advisory Council must submit an annual report outlining recycling activities to the Governor and members of the General Assembly by March fifteenth each year.</p>		<p>Section 13-1-380: (G) Following its initial report, the council shall submit to the Governor and to the General Assembly by the end of each calendar year <u>the previous calendar year</u> an annual report on recycling activities in this State <u>for the previous calendar year. The report shall be submitted one month after the date the annual report on recycling activities is submitted by the Department of Health and Environmental Control and which shall, at a minimum, include the following:</u></p> <ul style="list-style-type: none"> (1) any revisions which the council determines are necessary to its initial report; (2) a description and analysis of the amounts and types of solid waste materials recovered or recycled in this State during the preceding year; (3) recommendations regarding materials which should be added to or deleted from source separation, recovery, and recycling programs; and (4) any other recommendations, including tax incentives, to facilitate the development of markets for recovered materials or products in this State. 	

LAW CHANGE #19

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 11-37-200. Water Resources Coordinating Council established.</p>	<p><u>Current Law:</u> Establishes Water Resources Coordinating Council and makes Secretary of Commerce a member.</p> <p><u>Recommendation:</u> Repeal.</p>	<p>Water Resources Coordinating Council is defunct. See Rural Infrastructure Authority Law Change #4.</p>	<p><u>Presented and approved by agency's governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> None.</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
<p>Current Law Wording</p>		<p>Proposed Revisions to Law Wording</p>	
<p>SECTION 11-37-200. Water Resources Coordinating Council established.</p> <p>(A) There is established by this section the Water Resources Coordinating Council which shall establish the priorities for all sewer, wastewater treatment, and water supply facility projects addressed in this chapter, except as otherwise established by Section 48-6-40. The council shall consist of a representative of the Governor, the Director of the Department of Health and Environmental Control, the Director of the South Carolina Department of Natural Resources, the Director of the Rural Infrastructure Authority, the Secretary of Commerce, the Chairman of the Jobs Economic Development Authority, and the Chairman of the Joint Bond Review Committee. These representatives may designate a person to serve in their place on the council, and the Governor shall appoint the chairman from among the membership of the council for a one-year term. The council shall establish criteria for the review of applications for projects. Not less often than annually, the council shall determine its priorities for projects. The council after evaluating applications shall notify the authority of the priority projects. The South</p>		<p>Repeal entire statute.</p>	

Carolina Jobs Economic Development Authority shall provide the staff to receive, research, investigate, and process applications for projects made to the coordinating council and assist in the formulating of priorities. Upon notification by the council, the authority shall proceed under the provisions of this chapter. The authority may consider applications for projects based upon the existence of a documented emergency consistent with regulations that may be promulgated by the authority. In determining which local governments are to receive grants, the local governments shall provide not less than a fifty percent match for any project. The authority may provide financing for the local matching funds on terms and conditions determined by the authority.

LAW CHANGE #20

Law	Summary of Current Law(s) and Recommended Change(s)	Basis for Recommendation	Approval and Others Impacted
<p>SECTION 38-75-470. Appointment of advisory committee; duties; membership.</p>	<p><u>Current Law:</u> Establishes membership of Advisory Committee to the Director and the South Carolina Building Codes Council, Loss Mitigation Grant Program, and South Carolina Comprehensive Hurricane Damage Mitigation Program, including a representative of Commerce.</p> <p><u>Recommendation:</u> Delete requirement that committee have a Commerce representative.</p>	<p>Commerce’s membership on this committee likely originated from obsolete Commerce duties related to housing. Commerce designates a construction company executive to serve as Commerce’s designee.</p>	<p><u>Presented and approved by agency’s governing body:</u> Review by Governor pending.</p> <p><u>Other entities potentially impacted:</u> SC Department of Insurance Labor Licensing and Regulation SC Building Codes Council</p> <p><u>If the law is a regulation, where agency is in the process of finalizing it and providing it to the General Assembly:</u> Not applicable.</p>
Current Law Wording		Proposed Revisions to Law Wording	
<p>(A) The Director of Insurance shall appoint an advisory committee to the director to study issues associated with the development of strategies for reducing loss of life and to address the mitigation of property losses due to hurricane, earthquake, flood, and fire. The advisory committee also shall consider the associated costs to individual property owners. The advisory committee is composed of:</p> <p>(1) the director or his designee;</p> <p>(2) the Chairman of the Building Codes Council or his designee;</p> <p>(3) a representative from Clemson University involved with wind engineering;</p> <p>(4) a representative from an academic institution involved with the study of earthquakes;</p> <p>(5) a representative from an insurer writing property insurance in South Carolina;</p>		<p>(A) The Director of Insurance shall appoint an advisory committee to the director to study issues associated with the development of strategies for reducing loss of life and to address the mitigation of property losses due to hurricane, earthquake, flood, and fire. The advisory committee also shall consider the associated costs to individual property owners. The advisory committee is composed of:</p> <p>(1) the director or his designee;</p> <p>(2) the Chairman of the Building Codes Council or his designee;</p> <p>(3) a representative from Clemson University involved with wind engineering;</p> <p>(4) a representative from an academic institution involved with the study of earthquakes;</p> <p>(5) a representative from an insurer writing property insurance in South Carolina;</p> <p>(6) a representative from the Department of Commerce;</p>	

- (6) a representative from the Department of Commerce;
- (7) a representative from the South Carolina's Municipal Association;
- (8) a representative from the South Carolina Association of Counties;
- (9) a representative from the Homebuilders Association;
- (10) a representative from the Manufactured Housing Institute of South Carolina;
- (11) a representative from the State Fire Marshal's office;
- (12) a representative from the South Carolina Emergency Management Division;
- (13) a representative from the State Flood Mitigation Program;
- (14) two at-large members appointed by the director;
- (15) two at-large members appointed by the Governor;
- (16) a general contractor;
- (17) a representative from the South Carolina Association of Realtors; and
- (18) a structural engineer.

(B) Members shall serve for terms of two years and shall receive no per diem, mileage, or subsistence. Vacancies must be filled in the same manner as the original appointment.

(C) Within thirty days after its appointment, the advisory committee shall meet at the call of the Director of Insurance. The advisory committee shall elect from its members a chairman and a secretary and shall adopt rules not inconsistent with this chapter. Meetings may be called by the chairman on his own initiative and must be called at the request of three or more members of

- (7) a representative from the South Carolina's Municipal Association;
- (8) a representative from the South Carolina Association of Counties;
- (9) a representative from the Homebuilders Association;
- (10) a representative from the Manufactured Housing Institute of South Carolina;
- (11) a representative from the State Fire Marshal's office;
- (12) a representative from the South Carolina Emergency Management Division;
- (13) a representative from the State Flood Mitigation Program;
- (14) two at-large members appointed by the director;
- (15) two at-large members appointed by the Governor;
- (16) a general contractor;
- (17) a representative from the South Carolina Association of Realtors; and
- (18) a structural engineer.

the advisory committee. All members must be notified by the chairman of the time and place of the meeting at least seven days in advance of the meeting. All meetings must be open to the public. At least two-thirds vote of those members in attendance at the meeting shall constitute an official decision of the advisory committee. Implementation of this program and continued existence of this program is subject to the availability of funding through legislative appropriations or alternative funding sources.

HISTORY: 1997 Act No. 123, Section 5; 2000 Act No. 312, Section 20; 2002 Act No. 190, Section 6, eff March 12, 2002; 2007 Act No. 78, Section 11, eff June 11, 2007, applicable to taxable years beginning after December 31, 2006; 2017 Act No. 28 (S.315), Section 1, eff May 10, 2017.

Effect of Amendment

2017 Act No. 28, Section 1, in (A), deleted "and the South Carolina Building Codes Council" following "to the director", substituted "to address the mitigation of" for "mitigating", inserted "flood," after "earthquake,", and substituted "associated costs" for "costs associated with these strategies".

VII. Feedback (Optional)

Agency feedback

22. (A) Other questions that may help the Committee and public understand how the agency operates, budgets, and performs	<p>How is Commerce addressing industrial recruitment in a climate of low unemployment?</p> <p>How is Commerce addressing industrial recruitment in a climate of trade uncertainty?</p> <p>What strategy is Commerce using to recruit knowledge-based economy companies?</p> <p>What is Commerce doing to ensure rural communities are benefitting from the state’s overall economic opportunities?</p>
(B) Best ways for the Committee to compare the specific results the agency obtained with the resources the agency invested	<p>The deliverables spreadsheet is designed for operational accounts and does not easily translate to how programmatic accounts function such as grant programs. For example, a grant approved in FY 2019 will not expend funds for up to two to three years.</p>
(C) Changes to the report questions, format, etc., agency representatives would recommend.	<p>The deliverables portion of the PER is not a requirement of any other annual report that the agency prepares. This section of the PER was the most time consuming of the entire endeavor. It is recommended that the committee work with the Executive Budget Office to incorporate more of the deliverables chart into the Accountability Report template to aid the agency under review.</p>
(D) Benefits agency representatives see in the public having access to the information in this report.	<p>Information from this report is beneficial in increasing the transparency of the agency’s mission and operations.</p>
(E) Two to three things agency representatives could do differently next time (or it could advise other agencies to do) to complete the report in less time and at a lower cost to the agency.	<p>The agency has three recommendations for the committee: (1) share this template with all agencies in order to prepare them for future reporting; (2) hold training for all state agencies, not just those under current year review; and (3) give agencies a one-year notice that they will be reviewed in the following year. This provides an agency an entire year to prepare the deliverables portion of the PER, which is the only new information that is not presented in another format.</p>
(F) Other comments or suggestions from the agency.	

Organizational Unit Details

	A	C	D
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Secretary's Office	Administration
5			
6	Purpose of organizational unit	To provide executive management and legal services to the South Carolina Department of Commerce.	To support the agency with finance, budget, information technology and human resources services.
7			
8	Exit interviews or surveys performed?		
9	2018-19	No	No
10	2017-18	No	Yes
11	2016-17	No	Yes
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	Yes
15	2017-18	Yes	Yes
16	2016-17	Yes	Yes
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	Yes
20	2017-18	Yes	Yes
21	2016-17	Yes	Yes
22			
23	Number of employees (all types) in the unit		
24	<u>Start of fiscal year</u>		
25	2018-19	5.00	14.00
26	2017-18	5.00	14.00
27	2016-17	5.00	13.00
28	<u>End of fiscal year</u>		
29	2018-19	5.00	13.00
30	2017-18	5.00	14.00
31	2016-17	5.00	14.00
32	<u>Leave the unit during fiscal year</u>		
33	2018-19	0.00	0.00
34	2017-18	0.00	1.00
35	2016-17	0.00	4.00
36			
37	Turnover rate		
38	2018-19	0.00%	0.00%
39	2017-18	0.00%	7.14%
40	2016-17	0.00%	29.63%
41			
42	Agency Comments (Optional)		In FY 2016-17, three people retired from the state and one was promoted within the agency.

Organizational Unit Details

	A	E	F
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Global Business Development	International Strategy and Trade
5			
6	Purpose of organizational unit	To recruit new and existing expansions and locations; to increase the capital investment and number of jobs in South Carolina.	To recruit new and existing expansions and locations from international markets; to increase the capital investment and number of jobs in South Carolina via foreign direct investment; and to increase trade opportunities for existing industries.
7			
8	Exit interviews or surveys performed?		
9	2018-19	Yes	No
10	2017-18	Yes	No
11	2016-17	Yes	Yes
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	Yes
15	2017-18	Yes	Yes
16	2016-17	Yes	Yes
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	Yes
20	2017-18	Yes	Yes
21	2016-17	Yes	Yes
22			
23	Number of employees (all types) in the unit		
24	Start of fiscal year		
25	2018-19	15.00	6.00
26	2017-18	15.00	5.00
27	2016-17	15.00	6.00
28	End of fiscal year		
29	2018-19	14.00	6.00
30	2017-18	15.00	6.00
31	2016-17	15.00	5.00
32	Leave the unit during fiscal year		
33	2018-19	2.00	0.00
34	2017-18	2.00	0.00
35	2016-17	3.00	2.00
36			
37	Turnover rate		
38	2018-19	13.79%	0.00%
39	2017-18	13.33%	0.00%
40	2016-17	20.00%	36.36%
41			
42	Agency Comments (Optional)		In FY 2016-17, this small office (six total personnel) had two departures for promotions in the private sector.

Organizational Unit Details

	A	G	H
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Small Business and Existing Industry	Community & Rural Development
5			
6	Purpose of organizational unit	To help South Carolina companies, both large and small, achieve peak performance by bringing together professionals who offer a wealth of experience in key areas to offer a dynamic approach that helps businesses and communities prosper.	To assist local leaders in achieving success for their communities through product development, asset development and leadership and community investment. Primarily focuses on counties with the lowest annual per capita income and highest unemployment percentage over the last few years as determined annually by the Department of Revenue (also known as Tier III and Tier IV counties).
7			
8	Exit interviews or surveys performed?		
9	2018-19	Yes	No
10	2017-18	Yes	No
11	2016-17	Yes	No
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	Yes
15	2017-18	Yes	Yes
16	2016-17	Yes	Yes
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	Yes
20	2017-18	Yes	Yes
21	2016-17	Yes	Yes
22			
23	Number of employees (all types) in the unit		
24	Start of fiscal year		
25	2018-19	13.00	3.00
26	2017-18	12.00	3.00
27	2016-17	12.00	3.00
28	End of fiscal year		
29	2018-19	16.00	3.00
30	2017-18	13.00	3.00
31	2016-17	12.00	3.00
32	Leave the unit during fiscal year		
33	2018-19	1.00	0.00
34	2017-18	1.00	0.00
35	2016-17	4.00	0.00
36			
37	Turnover rate		
38	2018-19	6.90%	0.00%
39	2017-18	8.00%	0.00%
40	2016-17	33.33%	0.00%
41			
42	Agency Comments (Optional)	In FY 2016-17, there were two promotions within the agency and one retirement from the state.	

Organizational Unit Details

	A	I	J
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Marketing & Communications	Research
5			
6	Purpose of organizational unit	To develop marketing strategies utilizing the state's brand to attract investment and jobs to the state and promote business services available to existing industry.	To provide real-time, accurate data, information and research to support the mission of the agency in recruiting industry and attracting investments to the state.
7			
8	Exit interviews or surveys performed?		
9	2018-19	Yes	Yes
10	2017-18	No	Yes
11	2016-17	No	No
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	Yes
15	2017-18	Yes	Yes
16	2016-17	Yes	Yes
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	Yes
20	2017-18	Yes	Yes
21	2016-17	Yes	Yes
22			
23	Number of employees (all types) in the unit		
24	Start of fiscal year		
25	2018-19	6.00	8.00
26	2017-18	6.00	8.00
27	2016-17	6.00	8.00
28	End of fiscal year		
29	2018-19	2.00	8.00
30	2017-18	6.00	8.00
31	2016-17	6.00	8.00
32	Leave the unit during fiscal year		
33	2018-19	4.00	1.00
34	2017-18	0.00	3.00
35	2016-17	0.00	0.00
36			
37	Turnover rate		
38	2018-19	66.67%	12.50%
39	2017-18	0.00%	37.50%
40	2016-17	0.00%	0.00%
41			
42	Agency Comments (Optional)	In FY 2018-19, this small office (six total personnel) had two departures for promotions to the private sector and two departures for promotions within state government.	In FY 2017-18, the office had two departures who were promotions within the agency and one retirement.

Organizational Unit Details

	A	K	L
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Grants	Workforce
5			
6	Purpose of organizational unit	To assist with economic development projects that will represent new jobs and capital investment in the state, either as a result of new business locations or existing business retention and expansion. To assist communities with grants for infrastructure, housing, economic development and planning.	To work with the business community and the educational system to bridge the gap between the state's educational system and workforce needs.
7			
8	Exit interviews or surveys performed?		
9	2018-19	Yes	No
10	2017-18	Yes	No
11	2016-17	Yes	Yes
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	Yes
15	2017-18	Yes	Yes
16	2016-17	Yes	Yes
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	Yes
20	2017-18	Yes	Yes
21	2016-17	Yes	Yes
22			
23	Number of employees (all types) in the unit		
24	<u>Start of fiscal year</u>		
25	2018-19	17.00	14.00
26	2017-18	18.00	12.00
27	2016-17	19.00	13.00
28	<u>End of fiscal year</u>		
29	2018-19	19.00	15.00
30	2017-18	17.00	14.00
31	2016-17	18.00	12.00
32	<u>Leave the unit during fiscal year</u>		
33	2018-19	2.00	0.00
34	2017-18	1.00	0.00
35	2016-17	1.00	1.00
36			
37	Turnover rate		
38	2018-19	11.11%	0.00%
39	2017-18	5.71%	0.00%
40	2016-17	5.41%	8.00%
41			
42	Agency Comments (Optional)		

Organizational Unit Details

	A	M	N
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Innovation	Palmetto Railways
5			
6	Purpose of organizational unit	To support the growth of the state's high-tech and high-growth industry as outlined by the goals of the South Carolina Innovation Plan.	Provide safe, efficient and cost-effective rail solutions to facilitate the movement of freight and support economic development efforts, thereby promoting the economic viability of South Carolina.
7			
8	Exit interviews or surveys performed?		
9	2018-19	Yes	
10	2017-18	No	
11	2016-17	Yes	
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	
15	2017-18	Yes	
16	2016-17	Yes	
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	
20	2017-18	Yes	
21	2016-17	Yes	
22			
23	Number of employees (all types) in the unit		
24	<u>Start of fiscal year</u>		
25	2018-19	2.00	0.00
26	2017-18	0.00	0.00
27	2016-17	1.00	
28	<u>End of fiscal year</u>		
29	2018-19	1.00	
30	2017-18	2.00	
31	2016-17	0.00	
32	<u>Leave the unit during fiscal year</u>		
33	2018-19	1.00	
34	2017-18	0.00	
35	2016-17	1.00	
36			
37	Turnover rate		
38	2018-19	50.00%	Agency did not have employees in this unit
39	2017-18	0.00%	Agency did not have employees in this unit
40	2016-17	100.00%	Agency did not have employees in this unit
41			
42	Agency Comments (Optional)	In FYs 2016-17 and 2018-19, any turnover from this small office (two total personnel) will appear high.	

Organizational Unit Details

	A	O	P
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Name of organizational unit	Disaster Recovery Office	Military Base Task Force
5			
6	Purpose of organizational unit	To assist eligible citizens and communities affected by the 2015 floods and 2016 Hurricane Matthew by administering and deploying the CDBG- Disaster Recovery and Federal Emergency Management Agency case management funds available to the state.	To enhance the value of military installations and facilities as well as the quality of life for military personnel in South Carolina.
7			
8	Exit interviews or surveys performed?		
9	2018-19	Yes	No
10	2017-18	Yes	No
11	2016-17	Yes	No
12			
13	Employee satisfaction tracked?		
14	2018-19	Yes	Yes
15	2017-18	Yes	Yes
16	2016-17	Yes	Yes
17			
18	Anonymous employee feedback allowed?		
19	2018-19	Yes	Yes
20	2017-18	Yes	Yes
21	2016-17	Yes	Yes
22			
23	Number of employees (all types) in the unit		
24	Start of fiscal year		
25	2018-19	74.00	2.00
26	2017-18	54.00	2.00
27	2016-17	4.00	1.00
28	End of fiscal year		
29	2018-19	0.00	3.00
30	2017-18	74.00	2.00
31	2016-17	54.00	2.00
32	Leave the unit during fiscal year		
33	2018-19	74.00	0.00
34	2017-18	15.00	0.00
35	2016-17	1.00	0.00
36			
37	Turnover rate		
38	2018-19	100.00%	0.00%
39	2017-18	23.44%	0.00%
40	2016-17	3.45%	0.00%
41			
42	Agency Comments (Optional)	In December 2018, the Disaster Recovery Office was transferred to the SC Dept. of Administration via State Executive Order 2018-59.	Effective July 1, 2019, the Military Base Task Force was transferred to the Dept. of Veterans' Affairs via 2019 Act No. 26

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O
1	SC Department of Commerce														
2	Accurate as of April 30, 2020														
3															
4		2018-19					2017-18					2016-17			
5		General Funds	Other Funds	Federal Funds	Total		General Funds	Other Funds	Federal Funds	Total		General Funds	Other Funds	Federal Funds	Total
6															
7	How much was the agency appropriated and authorized to spend during the fiscal year?	105,878,635	122,853,621	55,670,979	284,403,235		115,093,746	128,104,999	96,040,015	339,238,760		96,352,319	126,858,432	46,610,015	269,820,766
8	Enter any additional other or federal funds authorization received during the fiscal year.	-	-	-	-		-	-	23,575,000	23,575,000		-	-	27,145,000	27,145,000
9	Enter the total actual expenditures during the fiscal year.	64,060,922	50,296,733	55,340,726	169,698,381		65,935,552	58,762,298	79,628,913	204,326,763		53,145,751	101,249,657	34,630,205	189,025,613
10															
11	How much did the agency carry forward? (Total amount)	41,817,713	72,556,888	330,253	114,704,854		49,158,194	69,342,701	16,411,102	134,911,997		43,206,568	25,608,775	11,979,810	80,795,153
12															
13	Special Carry forward - Supplemental and Capital Reserve Funds	41,142,495	12,549,326	-	53,691,821		48,540,270	7,319,844	-	55,860,114		42,388,718	10,627,972	-	53,016,690
14															
15	Carry forward - Capital Projects	-	36,675,015	-	36,675,015		-	50,340,277	-	50,340,277		-	10,133,526	-	10,133,526
16	Appropriations over Expenditures	675,218	23,332,547	330,253	24,338,018		617,924	11,682,580	16,411,102	28,711,606		817,850	4,847,277	11,979,810	17,644,937
17															
18	Cash Balance at the end of the fiscal year	41,817,712	104,507,052	(1,284,947)	145,039,817		49,158,193.00	88,879,912.00	(4,732,681.00)	133,305,424		43,206,568.00	91,346,606.00	(7,310,268.00)	127,242,906
19															
20	If the agency received additional federal funds authorization, please note why and when the request was made.						The State of South Carolina was awarded two federal grants related to Hurricane Matthew Disaster Recovery					The State of South Carolina was awarded two federal grants related to 2015 Flood Recovery			
21	If the agency received additional other funds authorization, please note why and when the request was made.	N/A					N/A					N/A			
22	Please provide detail regarding why the agency has cash balances. Does the agency expect to spend down these balances?	See explanation of cash balances below					See explanation of cash balances below					See explanation of cash balances below			
23															
24	Cash Balance at the end of the fiscal year	41,817,712	104,507,052	(1,284,947)	145,039,817		49,158,193.00	88,879,912.00	(4,732,681.00)	133,305,424		43,206,568.00	91,346,606.00	(7,310,268.00)	127,242,906
25	Intra-Agency Loan to Palmetto Railways		51,000,000		51,000,000			51,000,000		51,000,000			51,000,000		51,000,000
26	Adjusted Cash Balance at the end of the fiscal year	41,817,712	155,507,052	(1,284,947)	196,039,817		49,158,193.00	139,879,912.00	(4,732,681.00)	184,305,424		43,206,568.00	142,346,606.00	(7,310,268.00)	178,242,906
27	Funds committed to Grant Obligations	33,717,928	132,326,854	-	166,044,782		43,579,279.00	128,739,920.00	-	172,319,199		30,714,807.00	135,876,277.00	-	166,591,084
28	Potential/Planned Future Commitments	7,424,567	34,661,519	-	42,086,086		4,773,880.00	28,209,607.00	-	32,983,487		9,813,662.00	44,281,073.00	-	54,094,735
29	Total Potential/Planned Future Commitments and Grant Obligations	41,142,495	166,988,373	-	208,130,868		48,353,159	156,949,527	-	205,302,686		40,528,469	180,157,350	-	220,685,819
30	Adjusted Cash Balance at the end of the fiscal year less Total Potential/Planned Future Commitments and Grant Obligations	675,217	(11,481,321)	(1,284,947)	(12,091,051)		805,034	(17,069,615)	(4,732,681)	(20,997,262)		2,678,099	(37,810,744)	(7,310,268)	(42,442,913)

Deliverables

	B	C	E
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		1
6	Associated laws		13-1-320(5)-(7), 13-1-340(9), 13-1-350(6)(b); 13-7-20(4);
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Marketing of the state - Communicate the state's competitive business advantages, highlight its assets and quality of life and promote the state as an industry, resident, and tourist destination. Create an avenue for collaboration across the public and private spheres, as well as between multiple levels of government.
9	Responsible organizational unit (primary)		Marketing & Communications
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To communicate the state's competitive business advantages, highlight its assets and quality of life, and promote the state as an industry, resident, and tourist destination. Create an avenue for collaboration across the public and private spheres, as well as between multiple levels of government.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		3,4,8
15			
16	Customer Details		
17	Customer description		General public of South Carolina; 46 counties; 8 regional alliances
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	State of S.C. (5M+); 46 counties; 8 alliances
21		2017-18	State of S.C. (5M+); 46 counties; 8 alliances
22		2016-17	State of S.C. (5M+); 46 counties; 8 alliances
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An economic development lead or project proposing to invest or expand was added to Commerce's customer relationship management system during the year.
26	Number of units provided	2018-19	629
27		2017-18	516
28		2016-17	452
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law	2016-17	No
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	16.50
41		2017-18	16.20
42		2016-17	16.05
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$4,298,751.00
45		2017-18	\$4,866,809.00
46		2016-17	\$4,861,586.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$6,834.26
53		2017-18	\$9,431.80
54		2016-17	\$10,755.72
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$10,523.00
58		2017-18	\$125,593.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$797,692.00
61		2017-18	\$1,071,359.00
62		2016-17	\$1,515,426.00
63	Total collected from charging customers and non-state sources	2018-19	\$808,215.00
64		2017-18	\$1,196,952.00
65		2016-17	\$1,515,426.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: Although no formal survey is administered, the state's alliances provide feedback on the proposed master calendar each year, indicating the strategic value and effectiveness of individual events.

Deliverables

	B	C	F
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		2
6	Associated laws		13-1-320(5)-(8), 13-1-340(4)-(6), (9)-(10), 13-1-350(6)(b)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Manage Projects and Leads - As the lead state agency responsible for the recruitment of industry, the effective management of projects and leads is a cornerstone in fulfilling Commerce's mission. Commerce, via its project managers, is the primary point of contact for most companies seeking new site locations. Utilizing a client-first approach, the project managers coordinate, as appropriate, with other members of the allies network (counties, alliances) to present the most competitive proposal, ensuring a positive decision by the company to build or expand facilities within our borders. Additionally, Commerce proactively manages leads by maintaining contact with occasional touchpoints to establish South Carolina as top of mind when a company is ready to move forward.
9	Responsible organizational unit (primary)		Global Business Development
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To recruit new and existing expansions and locations; to increase the capital investment and number of jobs in South Carolina.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		1,2
15			
16	Customer Details		
17	Customer description		SC regional economic development alliances, counties
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	8 Alliances/46 Counties
21		2017-18	8 Alliances/46 Counties
22		2016-17	8 Alliances/46 Counties
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An economic development lead or project proposing to invest or expand and was active during the year
26	Number of units provided	2018-19	1,023
27		2017-18	999
28		2016-17	919
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law	2016-17	No
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	14.53
41		2017-18	15.05
42		2016-17	14.44
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$2,532,229.00
45		2017-18	\$2,619,360.00
46		2016-17	\$2,592,457.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$2,475.30
53		2017-18	\$2,621.98
54		2016-17	\$2,820.95
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$3,080.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$3,080.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: Although no formal survey is administered, the agency does ask for post-project feedback from companies and consultants and conveys any response on to the counties. Amount collected from providing deliverable: The Department of Commerce collaborates with the Department of Agriculture and Forestry Commission on agricultural-related businesses. Commerce has received \$110,000 each of the last three years from these agreements. Because these are state partners, the Department of Commerce did not include these amounts in that section.

Deliverables

	B	C	D	G
1	SC Department of Commerce			
2	Accurate as of April 30, 2020			
3				
4	Deliverable			
5	Item number		3	
6	Associated laws		13-1-1720; 13-1-340(11); 12-28-2910	
7	Does state or federal law specifically require this deliverable?		Yes	
8	Deliverable description		Manage Coordinating Council for Economic Development (CCED) Grants - Grants made to units of local government from the Closing Fund and the Set Aside Fund to serve as an incentive to a business to create jobs and make capital investment in the state. These grants are used to improve/enhance public infrastructure or to assist with construction costs. Before any of these funds are disbursed, the company must sign a Performance Agreement stating it will create an agreed upon level of new jobs and make an agreed upon level of new capital investment. Once the company signs the Performance Agreement, the agency reimburses companies through the county for eligible expenditures. The companies generally have a five-year timeframe to meet those obligations. If the obligations are not met, the companies must repay all or a portion of their funds. Job and investment requirements are verified using property tax returns and payroll sheets.	
9	Responsible organizational unit (primary)		Grants	
10				
11	Results Sought			
12	Does the legislature state intent, findings, or purpose?		Yes	
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Create new jobs and increase capital investments in the state	
14	Associated performance measure item numbers from the Performance Measures Chart, if any		1,2,29	
15				
16	Customer Details			
17	Customer description		County and local governments with grants awarded during the calendar year	
18	Does the agency evaluate customer satisfaction?	2018-19	No	
19	Counties served in last completed fiscal year	2018-19	Aiken, Anderson, Beaufort, Berkeley, Charleston, Dorchester, Florence, Georgetown, Greenville, Kershaw, Lancaster, Laurens, Lexington, Newberry, Oconee, Pickens, Richland, Spartanburg, Sumter and York.	
20	Number of customers served	2018-19	20	
21		2017-18	24	
22		2016-17	29	
23				
24	Units Provided and Amounts Charged to Customers			
25	Description of a single deliverable unit		Grants awarded during the calendar year	
26	Number of units provided	2018-19		53
27		2017-18		49
28		2016-17		59
29	Does law prohibit charging the customer for the deliverable?	2018-19		No
30	If yes, provide law	2017-18		No
31	If yes, provide law	2016-17		No
32	If yes, provide law	2016-17		No
33	If yes, provide law	2016-17		No
34	If yes, provide law	2016-17		No
35	Amount charged to customer per deliverable unit	2018-19		\$0.00
36		2017-18		\$0.00
37		2016-17		\$0.00
38				
39	Costs			
40	Total employee equivalents required (37.5 hour per week units)	2018-19		4.47
41		2017-18		4.37
42		2016-17		3.97
43	Total deliverable expenditures each year (operational and employee salary/fringe)			
44		2018-19		\$37,676,534.00
45		2017-18		\$59,445,337.00
46		2016-17		\$63,375,304.00
47	Total deliverable expenditures as a percentage of total agency expenditures			
48		2018-19		Insufficient data provided.
49		2017-18		Insufficient data provided.
50		2016-17		Insufficient data provided.
51	Agency expenditures per unit of the deliverable			
52		2018-19		\$710,878.00
53		2017-18		\$1,213,170.14
54		2016-17		\$1,074,157.69
55				
56	Amount collected from providing deliverable			
57	Total collected from charging customers	2018-19		\$0.00
58		2017-18		\$0.00
59		2016-17		\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19		\$388,248.00
61		2017-18		\$500,000.00
62		2016-17		\$332,000.00
63	Total collected from charging customers and non-state sources	2018-19		\$388,248.00
64		2017-18		\$500,000.00
65		2016-17		\$332,000.00
66				
67	Agency Comments			
68	Additional comments from agency (optional)		Agency expenditures per unit of the deliverable: There can be a lag time of several years between grant award and expenditures. Once a grant is awarded, there is design and permitting, procurement of a contractor and finally the construction. Thus, the expenditures do not generally occur in the same year that grants are awarded.	

Deliverables

	B	C	H
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		4
6	Associated laws		11-50-50; 11-50-60; 11-50-65; 11-50-90; 11-50-100; 12-10-85; 13-1-1720
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Rural Development Grants, Manage - Grants made to units of local government from the Rural Infrastructure Fund to serve as an incentive to a business to create jobs and make capital investment in the state. These grants are used to assist the state's rural communities to prepare for economic development projects by purchasing property for industrial parks, participating in the construction of speculative buildings, marketing plans and upgrading infrastructure. Also directs efforts to address issues that limit or negatively impact rural development, primarily by forming strategies and marshaling resources to increase the property tax base and increase stability in rural communities.
9	Responsible organizational unit (primary)		Community and Rural Development
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To support rural counties in their economic development efforts; <i>See also</i> 11-50-20 and 11-50-30.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		5,6,29
15			
16	Customer Details		
17	Customer description		County and local governments with grants awarded during the calendar year
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Abbeville, Allendale, Bamberg, Barnwell, Calhoun, Cherokee, Chester, Chesterfield, Clarendon, Colleton, Darlington, Dillon, Fairfield, Hampton, Horry, Lee, Marion, McCormick, Orangeburg, Williamsburg and Union
20	Number of customers served	2018-19	21
21		2017-18	25
22		2016-17	25
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Grants awarded during the calendar year
26	Number of units provided	2018-19	48
27		2017-18	23
28		2016-17	25
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law	2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	2.85
41		2017-18	2.85
42		2016-17	2.85
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$8,392,629.00
45		2017-18	\$9,137,255.00
46		2016-17	\$4,091,815.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$174,846.44
53		2017-18	\$397,271.96
54		2016-17	\$163,672.60
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$346,510.00
61		2017-18	\$365,742.00
62		2016-17	\$4,112.00
63	Total collected from charging customers and non-state sources	2018-19	\$346,510.00
64		2017-18	\$365,742.00
65		2016-17	\$4,112.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Agency expenditures per unit of the deliverable: There can be a lag time of several years between grant award and expenditures. Once a grant is awarded, there is design and permitting, procurement of a contractor and finally the construction. Thus, the expenditures do not generally occur in the same year that grants are awarded.

Deliverables

	B	C	D	E	F	G	H	I
1	SC Department of Commerce							
2	Accurate as of April 30, 2020							
3								
4	Deliverable							
5	Item number			5				
6	Associated laws							12-10-50(A)(3)-(4), (B)(3); 12-10-60; 12-10-80(A), (E); 12-10-81(A)(E)(4); 12-10-82(A); 13-1-1720
7	Does state or federal law specifically require this deliverable?							Yes
8	Deliverable description							Enterprise Zone Program, Manage - South Carolina's Enterprise Zone Program provides qualifying companies with funds to offset the cost of locating or expanding in this state. Companies must meet and maintain a threshold of capital investment and net new job creation. The Job Development Credit effectively uses the personal withholding taxes of new employees for reimbursements of eligible capital expenditures (land, building, site development, pollution control equipment or infrastructure). Employees receive a credit equal to the withholding used by the company; therefore, there is no financial impact on employees.
9	Responsible organizational unit (primary)							Grants
10								
11	Results Sought							
12	Does the legislature state intent, findings, or purpose?							Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?							To support counties in their economic development efforts.
14	Associated performance measure item numbers from the Performance Measures Chart, if any							1,2
15								
16	Customer Details							
17	Customer description							Manufacturing, headquarters, distribution, research and development, and other qualified service facilities as defined in 12-6-3360(M) of the South Carolina Code of Laws that have real property improvements or other eligible expenditures may be approved by the Council for Job Development Credits.
18	Does the agency evaluate customer satisfaction?	2018-19						No
19	Counties served in last completed fiscal year	2018-19						Aiken, Anderson, Berkeley, Calhoun, Charleston, Cherokee, Dillon, Dorchester, Edgefield, Fairfield, Georgetown, Greenville, Hampton, Kershaw, Laurens, Lexington, Marion, Newberry, Oconee, Pickens, Richland, Spartanburg, and York.
20	Number of customers served	2018-19						56
21		2017-18						71
22		2016-17						75
23								
24	Units Provided and Amounts Charged to Customers							
25	Description of a single deliverable unit							New applications approved during the calendar year
26	Number of units provided	2018-19						48
27		2017-18						69
28		2016-17						74
29	Does law prohibit charging the customer for the deliverable?	2018-19						No
30	If yes, provide law	2017-18						No
31	If yes, provide law	2016-17						No
32	If yes, provide law	2016-17						No
33	If yes, provide law							
34	Amount charged to customer per deliverable unit	2018-19						Application fee - \$4,000 and annual renewal fee - \$500
35		2017-18						Application fee - \$4,000 and annual renewal fee - \$500
36		2016-17						Application fee - \$4,000 and annual renewal fee - \$500
37								
38								
39	Costs							
40	Total employee equivalents required (37.5 hour per week units)	2018-19						3.85
41		2017-18						3.75
42		2016-17						3.65
43	Total deliverable expenditures each year (operational and employee salary/fringe)							
44		2018-19						\$467,665.00
45		2017-18						\$502,891.00
46		2016-17						\$462,089.00
47	Total deliverable expenditures as a percentage of total agency expenditures							
48		2018-19						Insufficient data provided.
49		2017-18						Insufficient data provided.
50		2016-17						Insufficient data provided.
51	Agency expenditures per unit of the deliverable							
52		2018-19						\$9,743.02
53		2017-18						\$7,288.28
54		2016-17						\$6,244.45
55								
56	Amount collected from providing deliverable							
57	Total collected from charging customers	2018-19						\$308,000.00
58		2017-18						\$351,500.00
59		2016-17						\$382,500.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19						\$0.00
61		2017-18						\$0.00
62		2016-17						\$0.00
63	Total collected from charging customers and non-state sources	2018-19						\$308,000.00
64		2017-18						\$351,500.00
65		2016-17						\$382,500.00
66								
67	Agency Comments							
68	Additional comments from agency (optional)							Customer Satisfaction Evaluation: The agency holds quarterly training sessions with applicants and answers questions and issues related to the program. Amount charged to customer per deliverable unit: \$500 from the application and \$250 from the annual renewal fee are transferred to the DOR on a monthly basis for their administration of the program.

Deliverables

	B	C	J
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		6
6	Associated laws		13-1-320(5)-(7)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Existing Industry Program, Manage - Provide a business network of industry-specific resources to help South Carolina manufacturing companies achieve greater operational success. Existing Industry Managers execute visitations with manufacturers across the state to access needs and provide resources to address areas like: cost avoidance, navigating growth, layoff aversion, increased sales, quality/safety, business to business cohesion, employee training, business strategy and global competitiveness.
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Existing Industry Program is designed to be a resource for existing manufacturers within the state. The program offers assessment services to industries in every county to help the counties achieve peak performance. This is accomplished by leveraging an extensive network of in-house resources and allied partners.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		9
15			
16	Customer Details		
17	Customer description		S.C. Existing Industries (manufacturers)
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	501
21		2017-18	382
22		2016-17	259
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Manufacturing Visitations
26	Number of units provided	2018-19	543
27		2017-18	416
28		2016-17	373
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law	2016-17	No
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	8.70
41		2017-18	8.20
42		2016-17	7.70
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$759,310.00
45		2017-18	\$606,837.00
46		2016-17	\$594,377.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$1,398.36
53		2017-18	\$1,458.74
54		2016-17	\$1,593.50
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: In December 2019, the agency implemented an impact survey for customers to measure outcomes. The next round of surveys will be distributed in April 2020.

Deliverables

	B	C	K
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		7
6	Associated laws		15 U.S.C. 633; 13-1-320(5)-(7), 13-1-340(6)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Small Business Program, Manage - The program provides start-ups and existing small businesses guidance on how to navigate the ecosystem as it relates to the following needs: business plans, licensing/permitting, financing, marketing/growth, business operations, certifications, business development strategy and connections, workforce and local resources. Small businesses supported by this program range from women-owned, veteran-owned and Disadvantaged Business Enterprises (DBE). Industries served range from service, distribution, food services, engineering, logistics, construction, direct and non-direct small suppliers. The Small Business Program collaborates with various local small business support programs such as the Minority Business Development Agency, Small Business Administration and Good Enterprise Program (Lowcountry Local First).
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The purpose of the Small Business support team is to assist start-up and small businesses by connecting to various resources within the ecosystem. The team works with various statewide partners to provide services for company needs throughout growth and development.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		11
15			
16	Customer Details		
17	Customer description		S.C. Small Business (typically 0- 500 employees)
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	307
21		2017-18	387
22		2016-17	472
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Calls addressed by division concerning small business inquiries
26	Number of units provided	2018-19	347
27		2017-18	491
28		2016-17	625
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	4.10
41		2017-18	4.00
42		2016-17	3.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$523,152.00
45		2017-18	\$607,158.00
46		2016-17	\$352,637.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$1,507.64
53		2017-18	\$1,236.57
54		2016-17	\$564.22
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$68,057.00
61		2017-18	\$86,398.00
62		2016-17	\$61,000.00
63	Total collected from charging customers and non-state sources	2018-19	\$68,057.00
64		2017-18	\$86,398.00
65		2016-17	\$61,000.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: In December 2019, the agency implemented an impact survey for customers to measure outcomes. The next round of surveys will be distributed in April 2020.

Deliverables

	B	C	L
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		8
6	Associated laws		13-1-350(4)(a),(n)-(o),(v)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		LocateSC Program, Manage - Proactively prepare property for economic development projects to ensure that the state remains competitive. Commerce works with local communities to identify and improve potential business locations for new and expanding businesses.
9	Responsible organizational unit (primary)		Research
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		By developing a competitive portfolio of buildings and sites, South Carolina is better positioned to successfully recruit new jobs and investment for the state. In order for the state to successfully recruit a company, a property must exist for the business to locate. The more prepared a property, the more attractive it is for a perspective company. South Carolina invests in a number of opportunities to reduce risk and improve the local and state portfolio, in order to be more prepared to respond to company inquiries.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		15,16,29
15			
16	Customer Details		
17	Customer description		The recipients of grants for site improvement are the counties and organizations representing a local government of South Carolina.
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Aiken, Allendale, Anderson, Beaufort, Calhoun, Charleston, Chester, Clarendon, Colleton, Darlington, Dorchester, Fairfield, Georgetown, Greenville, Jasper, Kershaw, Laurens, Newberry, Orangeburg, Richland, Saluda and York
20	Number of customers served	2018-19	25
21		2017-18	16
22		2016-17	24
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Grant for site enhancement to reduce time, money or risk to a prospect
26	Number of units provided	2018-19	33
27		2017-18	21
28		2016-17	26
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	2.65
41		2017-18	2.65
42		2016-17	2.65
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$12,160,732.00
45		2017-18	\$17,933,810.00
46		2016-17	\$5,427,261.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$368,507.03
53		2017-18	\$853,990.95
54		2016-17	\$208,740.81
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$65,763.00
61		2017-18	\$1,386.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$65,763.00
64		2017-18	\$1,386.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: Although no formal survey is conducted, analytics are collected on the number of searches performed on the site database. Additionally, Commerce tracks the properties that companies select and identifies whether the property was on the agency database, completed the evaluation program and if the property received any competitive grant funds.

Deliverables

	B	C	M
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		9
6	Associated laws		40 U.S.C. 14301; 13-1-320(2); 42 U.S.C. 5301; 24 CFR 570, Subpart I; 34-43-30, 34-43-40, 34-43-50; 13-1-350(1)-(2)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Manage Community Development Grant Programs - The CDBG Program is designed to provide assistance to units of local government in improving economic opportunities and meeting community revitalization needs, particularly for persons of low and moderate income. The CDBG program has been funded through the state since 1982 by the U.S. Department of Housing and Urban Development (HUD) under the Housing and Community Development Act of 1974, as amended (Title I). The ARC Area Development Program invests in communities in six S.C. counties (Anderson, Cherokee, Greenville, Oconee, Pickens and Spartanburg).
9	Responsible organizational unit (primary)		Grants
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To support counties in community and economic development efforts. ARC funds are meant to address the needs of economic opportunity, workforce readiness and education, critical infrastructure, leadership capacity and natural or cultural assets within the six counties it serves.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		17,18,19,20
15			
16	Customer Details		
17	Customer description		Recipients of active grants, which are eligible units of local government.
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Aiken, Allendale, Anderson, Bamberg, Barnwell, Beaufort, Berkeley, Cherokee, Chester, Chesterfield, Clarendon, Colleton, Darlington, Dillon, Dorchester, Edgefield, Fairfield, Florence, Georgetown, Greenville, Greenwood, Hampton, Jasper, Kershaw, Lancaster, Laurens, Lee, Marlboro, McCormick, Newberry, Oconee, Orangeburg, Pickens, Richland, Saluda, Spartanburg, Sumter, Williamsburg, York and Union
20	Number of customers served	2018-19	102
21		2017-18	103
22		2016-17	111
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		New grant awards made during the fiscal year
26	Number of units provided	2018-19	62
27		2017-18	63
28		2016-17	53
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law	2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	12.85
41		2017-18	12.85
42		2016-17	12.85
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$21,013,839.00
45		2017-18	\$19,400,814.00
46		2016-17	\$19,893,019.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$338,932.89
53		2017-18	\$307,949.43
54		2016-17	\$375,339.98
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$18,771,319.00
61		2017-18	\$17,926,848.00
62		2016-17	\$20,341,908.00
63	Total collected from charging customers and non-state sources	2018-19	\$18,771,319.00
64		2017-18	\$17,926,848.00
65		2016-17	\$20,341,908.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: Units of local government wishing to participate in the CDBG program must provide for citizen participation in the planning and implementation of any project involving CDBG funds. Agency expenditures per unit of the deliverable: There can be a lag time of several years between grant award and expenditures. Once a grant is awarded, there is design and permitting, procurement of a contractor and finally the construction. Thus, the expenditures do not generally occur in the same year that grants are awarded.

Deliverables

	B	C	N
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		10
6	Associated laws		13-1-1310 - 1480
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Palmetto Railways: Provide executive leadership and support
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Provide safe, efficient and cost-effective rail solutions to facilitate the movement of freight and support economic development efforts, thereby promoting the economic viability of South Carolina.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		A rail customer of the division
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	78
21		2017-18	79
22		2016-17	69
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		A rail car movement
26	Number of units provided	2018-19	101,282
27		2017-18	104,010
28		2016-17	116,281
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law		
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.35
41		2017-18	0.25
42		2016-17	0.25
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$43,845.00
45		2017-18	\$41,721.00
46		2016-17	\$40,363.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.43
53		2017-18	\$0.40
54		2016-17	\$0.35
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Deliverable expenditures and total collected are the agency's executive leadership costs and not the costs incurred by Palmetto Railways in its operations.

Deliverables

	B	C	O
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		11
6	Associated laws		13-1-2030
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Coordinating Council for Workforce Development (CCWD), Chair and staff - As prescribed in S.C. Code of Laws 13-1-2030 the CCWD is chaired by the Secretary of Commerce. Commerce manages, convenes and provides staffing to help deliver and implement the directives of the statute governing the CCWD.
9	Responsible organizational unit (primary)		Workforce
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To engage in discussions, collaboration and information sharing concerning the state's ability to prepare and train workers to meet current and future workforce needs. The CCWD develops and implements procedures for sharing information and coordinating efforts among stakeholders to prepare the state's current and emerging workforce to meet the needs of the state's economy.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Coordinating Council for Workforce Development
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Number of meetings and sub-committee meetings for the council.
26	Number of units provided	2018-19	5
27		2017-18	3
28		2016-17	5
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	3.20
41		2017-18	2.84
42		2016-17	2.60
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$413,070.00
45		2017-18	\$259,493.00
46		2016-17	\$315,168.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$82,614.00
53		2017-18	\$86,497.67
54		2016-17	\$63,033.60
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: Although no formal mechanism for feedback is in place, the CCWD encourages regular communication between state agencies.

Deliverables

	B	C	P
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		12
6	Associated laws		Proviso 50.13
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Regional Economic Development Organizations Funding provided by the General Assembly, Manage - There are currently eight economic development alliances within the state: Central SC Alliance, Charleston Regional Development Alliance, Economic Development Partnership, I-77 Alliance, North Eastern Strategic Alliance, The LINK Alliance, Southern Carolina Alliance and Upstate SC Alliance. Each alliance services a particular region of the state, often combining the resources of several counties to promote growth. The alliances work closely with SC Department of Commerce to actively market the advantages of doing business in South Carolina.
9	Responsible organizational unit (primary)		Administration
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The alliances work closely with Commerce to actively market the advantages of doing business in South Carolina.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		The eight regional economic development organizations
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	8
21		2017-18	8
22		2016-17	9
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		The regional economic development organizations identified in the proviso
26	Number of units provided	2018-19	8
27		2017-18	8
28		2016-17	9
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.05
41		2017-18	0.05
42		2016-17	0.05
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$5,006,103.00
45		2017-18	\$5,005,973.00
46		2016-17	\$5,005,516.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$625,762.88
53		2017-18	\$625,746.63
54		2016-17	\$556,168.44
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	Q
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		13
6	Associated laws		13-1-1820
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Regional Workforce Advisors (RWAs) - Serve as a resource for parents, educators, business and students. The RWAs bridge gaps at the local level between those who educate students and those in the business community who rely on a talented labor pool. This is accomplished by exposing educators, parents and students to the inner workings of industry in their communities broadening possibilities for students who will be moving into the workforce.
9	Responsible organizational unit (primary)		Workforce
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To facilitate communication and support between industry and education; advocate for industry needs inside the education system; provide employer feedback to educators related to workforce needs; and otherwise act as a bridge between education and business.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		23,24,25,26
15			
16	Customer Details		
17	Customer description		Educators, students, parents, and companies
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	9,529
21		2017-18	7,303
22		2016-17	12,163
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Exposing a parent, student or educator to business via Industry showcase to include events such as business connections, career awareness and educator collaborations.
26	Number of units provided	2018-19	88,334
27		2017-18	57,381
28		2016-17	56,610
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	13.30
41		2017-18	13.30
42		2016-17	12.90
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$2,400,251.00
45		2017-18	\$2,940,815.00
46		2016-17	\$1,918,014.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$27.17
53		2017-18	\$51.25
54		2016-17	\$33.88
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$20,265.00
61		2017-18	\$49,777.00
62		2016-17	\$115,430.00
63	Total collected from charging customers and non-state sources	2018-19	\$20,265.00
64		2017-18	\$49,777.00
65		2016-17	\$115,430.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: The advisory councils for the regional education centers are made up of local businesses, representatives of the educational community, and local leadership, which provide regular feedback on local matters related to this deliverable.

Deliverables

	B	C	R
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		14
6	Associated laws		13-1-320(5)-(7), 13-1-340(9)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Business to Business (B2B) Supplier Outreach Program, Manage - The program offers an opportunity for suppliers to meet one-on-one with companies (Original Equipment Manufacturer (OEM)/Tier 1s). The program allows companies to plan diverse appointments to optimize engagement time with new supplier prospects. The program also allows for specialized services to new companies or expansions in S.C. to connect with local suppliers. The Supplier Outreach Team can facilitate a one-stop forum that introduces a new company and/or expansion to potential suppliers and the community. This allows companies to showcase who they are, tell their story and what's important to them as a community partner. Buyers and suppliers get the opportunity to begin business relationships.
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		A specialized platforms that offers an opportunity for suppliers to meet one-on-one with companies. Buyers and suppliers get the opportunity to begin building relationships and supporting local projects new or expanding in South Carolina.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		13
15			
16	Customer Details		
17	Customer description		Number of S.C. companies that have participated in Commerce-hosted statewide B2B/Outreach events
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	490
21		2017-18	581
22		2016-17	683
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Number of SC companies that have participated in DOC hosted statewide B2B/Outreach events
26	Number of units provided	2018-19	490
27		2017-18	581
28		2016-17	683
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	Typically \$95 per company but can vary
35		2017-18	Typically \$95 per company but can vary
36		2016-17	Typically \$95 per company but can vary
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	1.20
41		2017-18	1.15
42		2016-17	1.15
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$131,058.00
45		2017-18	\$147,087.00
46		2016-17	\$118,121.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$267.47
53		2017-18	\$253.16
54		2016-17	\$172.94
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$22,412.00
58		2017-18	\$19,734.00
59		2016-17	\$9,716.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$500.00
63	Total collected from charging customers and non-state sources	2018-19	\$22,412.00
64		2017-18	\$19,734.00
65		2016-17	\$10,216.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: In December 2019, the agency implemented an impact survey for customers to measure outcomes. The next round of surveys will be distributed in April 2020.

Deliverables

	B	C	S
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		15
6	Associated laws		Proviso 50.15
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Innovation Grant Program, Manage - The program provides grants to projects focused on entrepreneurship and talent development, which are then expected to leverage additional public and private investment for growth.
9	Responsible organizational unit (primary)		Innovation
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To catalyze high-growth entrepreneurship that increases capacity to accelerate the translation of innovations, ideas, intellectual property and research into products, services, companies and jobs; design and deliver talent development solutions that generate long-term workforce demands for the technology and knowledge-economy; and create networks and tools to unlock risk capital for entrepreneurs and/or enable capital flow into high-growth startups.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		14, 29
15			
16	Customer Details		
17	Customer description		Grant recipients (e.g., service and education providers fostering a better innovation environment and culture in South Carolina)
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	14
21		2017-18	15
22		2016-17	3
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Active grant
26	Number of units provided	2018-19	14
27		2017-18	15
28		2016-17	3
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	2.40
41		2017-18	2.40
42		2016-17	2.40
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$1,351,902.00
45		2017-18	\$913,794.00
46		2016-17	\$278,252.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$96,564.43
53		2017-18	\$60,919.60
54		2016-17	\$92,750.67
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$191,056.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$191,056.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: The Council for Innovation Initiatives meets bi-annually and contributes insights that impact strategic decisions of the program. Agency expenditures per unit of the deliverable: Grant awardees have up to a year to expend the grant funding. Thus, the expenditures do not generally occur in the same year that grants are awarded.

Deliverables

	B	C	T
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		16
6	Associated laws		Proviso 50.14
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		S.C. Manufacturing Extension Partnership - Manage funding provided by the General Assembly to the S.C. Manufacturing Extension Partnership (SCMEP) - The organization provides a range of innovative strategies and solutions for manufacturers. SCMEP provides a no cost competitiveness review to manufacturers that ultimately reveals (or confirms) limiting factors within the business and provides a snapshot comparison for companies. The assessment is designed to deliver a road map to improve competitiveness, performance and increase the bottom line.
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Improve the competitiveness, performance and bottom line of existing industries in South Carolina
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Existing manufacturers in South Carolina
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	211
21		2017-18	219
22		2016-17	215
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Cost savings by existing manufacturers in South Carolina as a result of working with SCMEP consultant. Data provided by SCMEP.
26	Number of units provided	2018-19	68,700,000
27		2017-18	125,000,000
28		2016-17	
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.15
41		2017-18	0.15
42		2016-17	0.15
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$1,630,015.00
45		2017-18	\$1,318,674.00
46		2016-17	\$1,338,528.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.02
53		2017-18	\$0.01
54		2016-17	Insufficient data provided.
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Annual Reporting: SC Manufacturing Extension Partnership provides an Annual Report to the agency in accordance with Proviso 50.14.

Deliverables

	B	C	U
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		17
6	Associated laws		Proviso 50.16
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Council on Competitiveness (Competitiveness Council) funding provided by the General Assembly, Manage A nonpartisan, business-led, nonprofit organization that works to drive South Carolina's long-term economic growth by managing the state's industry clusters and providing the research, network and resources that industry clusters require to thrive. Commerce works closely with the Competitiveness Council, recognizing its targeted expertise, to cultivate existing industry and recruit for the state's industry clusters.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Competitiveness Council generates research that helps inform the state's economic policy, manages and supports industry clusters (geographic concentrations of related organizations that boost a specific industry's impact and productivity) and supports workforce education initiatives.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		The Competitiveness Council
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		A project with the Competitiveness Council
26	Number of units provided	2018-19	6
27		2017-18	3
28		2016-17	3
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.10
41		2017-18	0.10
42		2016-17	0.10
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$274,158.00
45		2017-18	\$329,347.00
46		2016-17	\$328,784.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$45,693.00
53		2017-18	\$109,782.33
54		2016-17	\$109,594.67
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Annual Reporting: The Council on Competitiveness provides an Annual Report to the agency in accordance with Proviso 50.16

Deliverables

	B	C	V
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		18
6	Associated laws		13-1-380
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Recycling Market Development Program, Manage - The program provides business matchmaking support, administers one-on-one materials management consultation, works with existing and emerging markets for materials, and tracks the economic impact of the recycling industry. With 500 recyclers across the state, businesses can tap into this program for useful resources that will help solve their recycling needs. The Recycling Market Development Program is also responsible for the management the Recycling Market Development Advisory Council (RMDAC). This 14 member council supports the economic growth of South Carolina's recycling industry through building recycling markets, increasing material recovery and promoting the recycling value chain. The council advises on building the growth of the state's recycling industry and makes recycling market program recommendations to the Governor and General Assembly each year.
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Recycling Program is designed to provide business matchmaking support, administers one-on-one materials management consultation, works with existing and emerging markets for materials, and tracks the economic impact of the recycling industry.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		10
15			
16	Customer Details		
17	Customer description		Recycling businesses
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	301
21		2017-18	126
22		2016-17	66
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Calls addressed by the division concerning recycling inquiries
26	Number of units provided	2018-19	259
27		2017-18	322
28		2016-17	263
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	3.10
41		2017-18	2.60
42		2016-17	2.60
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$348,701.00
45		2017-18	\$284,623.00
46		2016-17	\$288,058.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$1,346.34
53		2017-18	\$883.92
54		2016-17	\$1,095.28
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$4,710.00
61		2017-18	\$1,757.00
62		2016-17	\$3,294.00
63	Total collected from charging customers and non-state sources	2018-19	\$4,710.00
64		2017-18	\$1,757.00
65		2016-17	\$3,294.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Annual Reporting: RMDAC publishes an annual report each year in collaboration with the agency's Recycling Market Development Program. Amount collected from providing deliverable: The Department has a multi-year contract with DHEC related to Recycling Market Development. The Department has received \$285,000 in FY2018-19, \$287,500 in FY2017-18, and \$255,000 in FY2016-17. Because DHEC is a state agency, the Department of Commerce did not include these amounts in that section.

Deliverables

	B	C	W
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		19
6	Associated laws		13-1-320 (5) - (8)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Applied Research Grant Program, Manage - The program works with companies and businesses to fix real-time applied problems, awarding small grants for the best and most creative ideas from South Carolina research universities, with the awards to be available for eligible students and innovative knowledge-based enterprises that are located in a research university incubator. These grants are to be awarded to inspire and encourage knowledge-based technology and intellectual property transfers from research university faculty and students to the marketplace.
9	Responsible organizational unit (primary)		Workforce
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		No
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To provide collaborative solutions to the problems of today, alongside institutes of higher learning in the state.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		27, 28, 29
15			
16	Customer Details		
17	Customer description		Numbers of Partners/Companies involved in grants funded in the current year with Applied Research Fund Dollars
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	17
21		2017-18	Not Available
22		2016-17	Not Available
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Active grant
26	Number of units provided	2018-19	20
27		2017-18	23
28		2016-17	18
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.50
41		2017-18	0.40
42		2016-17	0.40
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$3,546,142.00
45		2017-18	\$5,561,746.00
46		2016-17	\$4,213,974.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$177,307.10
53		2017-18	\$241,815.04
54		2016-17	\$234,109.67
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$30,971.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$30,971.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	D	X
1	SC Department of Commerce			
2	Accurate as of April 30, 2020			
3				
4	Deliverable			
5	Item number		20	
6	Associated laws		15 U.S.C. 633	
7	Does state or federal law specifically require this deliverable?		No	
8	Deliverable description		Small Business Development Corporation (SBDC) funding provided by the General Assembly, Manage - The organization provides free business-related support consultations for local entrepreneurs in S.C. SBDC advisors provide aspiring and current small business owners a variety of free business consulting and low-cost training services including: business plan development; manufacturing assistance; financial packaging and lending assistance; exporting and importing support; disaster recovery assistance; procurement and contracting aid; market research help; program support; and healthcare guidance. SBDCs provide the knowledge, education and expertise small businesses are often missing. The SBDC network includes business advisors working in partnership with universities, economic development professionals, chambers of commerce, lenders, investors and entrepreneurs.	
9	Responsible organizational unit (primary)		Small Business and Existing Industry	
10				
11	Results Sought			
12	Does the legislature state intent, findings, or purpose?		Yes	
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Whether it's taxes, financing, marketing, training or networking, SBDCs help clients overcome challenges, discover new opportunities and help businesses scale to the next level.	
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None	
15				
16	Customer Details			
17	Customer description		Aspiring entrepreneurs and small businesses	
18	Does the agency evaluate customer satisfaction?	2018-19	No	
19	Counties served in last completed fiscal year	2018-19	All	
20	Number of customers served	2018-19	3,397	
21		2017-18	3,102	
22		2016-17	3,232	
23				
24	Units Provided and Amounts Charged to Customers			
25	Description of a single deliverable unit		Number of entrepreneurs and small businesses assisted statewide by SBDC Advisors	
26	Number of units provided	2018-19	2,861	
27		2017-18	1,784	
28		2016-17	2,861	
29	Does law prohibit charging the customer for the deliverable?	2018-19	No	
30	If yes, provide law	2017-18	No	
31	If yes, provide law	2016-17	No	
32	If yes, provide law	2016-17	No	
33	If yes, provide law			
34	Amount charged to customer per deliverable unit	2018-19	\$0.00	
35		2017-18	\$0.00	
36		2016-17	\$0.00	
37				
38				
39	Costs			
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.10	
41		2017-18	0.10	
42		2016-17	0.10	
43	Total deliverable expenditures each year (operational and employee salary/fringe)			
44		2018-19	\$512,000.00	
45		2017-18	\$512,000.00	
46		2016-17	\$0.00	
47	Total deliverable expenditures as a percentage of total agency expenditures			
48		2018-19	Insufficient data provided.	
49		2017-18	Insufficient data provided.	
50		2016-17	Insufficient data provided.	
51	Agency expenditures per unit of the deliverable			
52		2018-19	\$178.96	
53		2017-18	\$287.00	
54		2016-17	\$0.00	
55				
56	Amount collected from providing deliverable			
57	Total collected from charging customers	2018-19	\$0.00	
58		2017-18	\$0.00	
59		2016-17	\$0.00	
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00	
61		2017-18	\$0.00	
62		2016-17	\$0.00	
63	Total collected from charging customers and non-state sources	2018-19	\$0.00	
64		2017-18	\$0.00	
65		2016-17	\$0.00	
66				
67	Agency Comments			
68	Additional comments from agency (optional)		Annual Reporting: SBDC provides an Annual Report to the agency.	

Deliverables

	B	C	Y
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		21
6	Associated laws		13-1-320(5)-(7), 13-1-340(9), 13-1-350(6)(b)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		International Trade Missions and Trips, Organize - Plan and execute business-to-business meetings, networking receptions and support with logistics, pre-mission prep and assistance on the ground and in meetings. Also manages the State Trade Expansion Program (STEP), which reimburses small and medium-sized businesses for expenses incurred exporting or entering new markets.
9	Responsible organizational unit (primary)		International Strategy and Trade
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To help small and medium-sized businesses enter new markets and/or increase their exporting activities with the goal of the S.C. firms creating more jobs in the state and diversifying current client bases, which provides business stability.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		S.C. manufacturers (primary focus) and service providers (secondary focus) that will increase employment in South Carolina as a result in export sales. South Carolina companies of any size are eligible for trade services. However, the trade team focuses primarily on companies with fewer than 500 employees, and are considered "export-ready".
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	Anderson, Bamberg, Beaufort, Berkeley, Charleston, Greenville, Spartanburg, and York
20	Number of customers served	2018-19	21
21		2017-18	19
22		2016-17	16
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An event, mission or trade show
26	Number of units provided	2018-19	6
27		2017-18	8
28		2016-17	6
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31		2016-17	No
32	If yes, provide law	2016-17	No
33			
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	2.10
41		2017-18	2.10
42		2016-17	2.10
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$763,533.00
45		2017-18	\$836,114.00
46		2016-17	\$730,941.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$127,255.50
53		2017-18	\$104,514.25
54		2016-17	\$121,823.50
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$242,117.00
61		2017-18	\$354,886.00
62		2016-17	\$341,628.00
63	Total collected from charging customers and non-state sources	2018-19	\$242,117.00
64		2017-18	\$354,886.00
65		2016-17	\$341,628.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	Z
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		22
6	Associated laws		13-1-340(6)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Economic Development Training, Provide - Provide economic development training with the South Carolina Economic Development Institute, a program for economic development professionals and local leadership consisting of quarterly sessions with interactive curriculum, hands-on learning and collaboration.
9	Responsible organizational unit (primary)		Community and Rural Development
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The training aims to equip participants with innovative development approaches for local implementation. During the sessions, attendees build skills in leadership and communication; community development; business and industrial development; and product development.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		21, 22
15			
16	Customer Details		
17	Customer description		Attendees participating in one or more agency sponsored training opportunities (e.g., local government staff, state economic development professionals, etc.)
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	Abbeville, Aiken, Beaufort, Berkeley, Cherokee, Chesterfield, Darlington, Dorchester, Fairfield, Florence, Greenville, Hampton, Horry, Kershaw, Laurens, Lexington, Marion, McCormick, Newberry, Oconee, Richland, Saluda, Spartanburg, Union and Williamsburg,
20	Number of customers served	2018-19	59
21		2017-18	56
22		2016-17	58
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Number of training opportunities provided
26	Number of units provided	2018-19	520
27		2017-18	470
28		2016-17	499
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	Varies by training - Rural Summit registration fees started at \$250
36		2017-18	Varies by training - Rural Summit registration fees started at \$225
37		2016-17	Varies by training - Rural Summit registration fees started at \$200
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.75
41		2017-18	0.75
42		2016-17	0.75
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$178,484.00
45		2017-18	\$165,363.00
46		2016-17	\$158,693.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$343.24
53		2017-18	\$351.84
54		2016-17	\$318.02
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$31,737.00
58		2017-18	\$22,410.00
59		2016-17	\$19,564.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$20,000.00
61		2017-18	\$12,500.00
62		2016-17	\$18,800.00
63	Total collected from charging customers and non-state sources	2018-19	\$51,737.00
64		2017-18	\$34,910.00
65		2016-17	\$38,364.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		The units delivered and customers served are reported on a calendar years basis. The number for 2018-19 represents figures for calendar year 2018 , 2017-18 for CY2017, and 2016-17 for CY2016.

Deliverables

	B	C	AA
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		23
6	Associated laws		13-1-320(5)-(7), 13-1-340(9)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		SourceSC Locator Tool, Manage - Allows S.C. companies to source locally-developed materials and service providers, connecting S.C. companies with in-state suppliers and vendors. OEMs and Tier 1s in the state can leverage this tool to find small and mid-sized businesses and suppliers for supply chain needs. Sourcing locally can improve efficiency, manage supply chain activities, lower operations and freight cost and reduce supplier delivery times.
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		SourceSC is an online search tool which provides a convenient way to source locally-developed material and service providers in the state. The tool is designed to connect S.C. companies with in-state suppliers and vendors.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		12
15			
16	Customer Details		
17	Customer description		SourceSC Locator Members
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	1,536
21		2017-18	1,310
22		2016-17	530
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Contact information for an in-state material or service supplier/vendor.
26	Number of units provided	2018-19	1,536
27		2017-18	1,310
28		2016-17	530
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	1.15
41		2017-18	1.05
42		2016-17	0.95
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$110,348.00
45		2017-18	\$88,015.00
46		2016-17	\$56,880.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$71.84
53		2017-18	\$67.19
54		2016-17	\$107.32
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: In December 2019, the agency implemented an impact survey for customers to measure outcomes. The next round of surveys will be distributed in April 2020.

Deliverables

	B	C	AB
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		24
6	Associated laws		13-1-350(6)(b)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		International Trade Training, Provide - Provides companies new to export and market expansion firms with export training on export procedures and documentation.
9	Responsible organizational unit (primary)		International Strategy and Trade
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To provide companies new to export and market expansion firms with export training on export procedures and documentation.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		7
15			
16	Customer Details		
17	Customer description		Small to medium sized firms with fewer than 500 employees that are currently either exporting or seeking to export.
18	Does the agency evaluate customer satisfaction?	2018-19	Yes
19	Counties served in last completed fiscal year	2018-19	Allendale, Beaufort, Calhoun, Charleston, Greenville, Greenwood, Kershaw, Lancaster, Lexington, Pickens, Richland, Spartanburg, Williamsburg and York
20	Number of customers served	2018-19	33
21		2017-18	37
22		2016-17	104
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Hold seminars with partners to increase existing businesses' understanding of exporting and trade resources
26	Number of units provided	2018-19	248
27		2017-18	183
28		2016-17	231
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.75
41		2017-18	0.75
42		2016-17	0.75
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$98,796.00
45		2017-18	\$91,572.00
46		2016-17	\$86,720.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$398.37
53		2017-18	\$500.39
54		2016-17	\$375.41
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AC
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		25
6	Associated laws		13-1-340(7)-(8)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Announcements - Commerce issues press releases, in tandem with the Governor's Office, announcing when a company is either locating or expanding in the state. These releases provide transparency to the general public; all state-awarded incentives are included in the releases, as well as relevant timeframes for the capital investment and job creation. Additionally, the releases provide community awareness, and workforce information is included when available.
9	Responsible organizational unit (primary)		Marketing & Communications
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The purpose of these communications is to provide transparency to the general public in terms of state-awarded incentives and also create awareness of opportunities for employment and economic activity throughout the state.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		General public of South Carolina; 46 counties; eight (8) regional alliances; announcing companies
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Aiken, Allendale, Anderson, Beaufort, Berkeley, Charleston, Cherokee, Chester, Chesterfield, Clarendon, Colleton, Darlington, Dillon, Dorchester, Edgefield, Fairfield, Florence, Greenville, Greenwood, Hampton, Jasper, Lancaster, Laurens, Lee, Lexington, Marion, Oconee, Orangeburg, Pickens, Richland, Spartanburg, Union and York
20	Number of customers served	2018-19	State of S.C. (5M+); 35 counties; 8 alliances; 93 companies
21		2017-18	State of S.C. (5M+); 37 counties; 8 alliances; 111 companies
22		2016-17	State of S.C. (5M+); 37 counties; 8 alliances; 93 companies
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		One project announcement
26	Number of units provided	2018-19	95
27		2017-18	123
28		2016-17	95
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law	2016-17	No
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	1.55
41		2017-18	1.55
42		2016-17	1.55
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$142,235.00
45		2017-18	\$147,406.00
46		2016-17	\$147,591.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$1,497.21
53		2017-18	\$1,198.42
54		2016-17	\$1,553.59
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AD
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		26
6	Associated laws		11-50-50
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Rural Infrastructure Authority Board, Chair - Secretary of Commerce serves as chair, plus monthly updates from the executive director.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The S.C. Rural Infrastructure Authority (RIA) was created to help close the gap in financial resources for infrastructure improvements statewide and lay the groundwork for economic opportunities. RIA programs and assistance are designed to meet one or more of the following objectives: increase community sustainability by helping to maintain reliable and affordable infrastructure; improve the quality of life by addressing public health, environmental and regulatory concerns; and create opportunities for economic impact by building the infrastructure capacity to support economic development. Funding decisions for RIA are governed by a board of directors.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		The RIA board
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Serve as chair at a RIA Board meeting, plus monthly updates from the executive director
26	Number of units provided	2018-19	16
27		2017-18	16
28		2016-17	16
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law		
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.05
41		2017-18	0.05
42		2016-17	0.05
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$12,088.00
45		2017-18	\$11,378.00
46		2016-17	\$11,129.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$755.50
53		2017-18	\$711.13
54		2016-17	\$695.56
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AE
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		27
6	Associated laws		11-41-70
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Economic Development Bond Funding, Manage - Manage the economic development project as defined by 11-41-30: Economic development project" or " project" means either (A) a project in this state as defined in Section 12-44-30(16) in which a total of at least four hundred million dollars is invested in the project by the sponsor and at least four hundred new jobs are created at the project by the sponsor, or (B) an expansion of an existing economic development project for which economic development bonds have previously been issued, if in connection with the expansion, in addition to and not including the investment made and new jobs created in connection with the existing project for which economic development bonds have previously been issued, a total of at least four hundred million dollars is invested in the project by the sponsor and at least four hundred new jobs are created at the project by the sponsor.
9	Responsible organizational unit (primary)		Grants
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Economic development.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		County in which the approved economic development project is located.
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Berkeley
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An economic development project that meets the definition as described by the code
26	Number of units provided	2018-19	2
27		2017-18	2
28		2016-17	1
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.05
41		2017-18	0.05
42		2016-17	0.05
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$25,195,077.00
45		2017-18	\$6,841,103.00
46		2016-17	\$55,033,662.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$12,597,538.50
53		2017-18	\$3,420,551.50
54		2016-17	\$55,033,662.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AF
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		28
6	Associated laws		13-1-340(9)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Industrial Directory, Manage - The Industrial Directory is a proprietary list of companies that have worked with or are prospects of Commerce. The agency maintains accurate information for each company; it is used in supplier networks, potential customers, prospecting, as well as by the Governor's Office and each county.
9	Responsible organizational unit (primary)		Research
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		No
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To provide a comprehensive catalog of manufacturers, suppliers, vendors, distributors and other service-related businesses that is accessible to all interested parties in the public and private realms.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		A customer is whoever asks for a list of companies in S.C. for any purpose, whether it is to inform them of commuting changes due to a natural disaster, existing industry visits, invite to events, identify as potential customers or suppliers for prospect companies or determine an industry sector, among other uses.
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	All
20	Number of customers served	2018-19	3,600
21		2017-18	3,169
22		2016-17	2,620
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An updated company record
26	Number of units provided	2018-19	3,223
27		2017-18	2,763
28		2016-17	
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31		2016-17	No
32	If yes, provide law	2016-17	No
33			
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	1.55
41		2017-18	1.55
42		2016-17	1.55
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$152,352.00
45		2017-18	\$146,183.00
46		2016-17	\$147,593.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$47.27
53		2017-18	\$52.91
54		2016-17	Insufficient data provided.
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Number of units provided: The number of updated company records for FY2016-17 is not available due to migration of data to the current customer relationship management system.

Deliverables

	B	C	AG
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		29
6	Associated laws		Executive Order No. 2018-59 (Transferred to the Dept. of Administration during FY 2018-19)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		S.C. Disaster Recovery Office (SCDRO) Grant Programs, Manage - Oversees grant programs that focus on rebuilding or repairing homes damaged by severe weather events, such as the severe storm event in October 2015 and Hurricane Matthew in 2016. Also manages federal funds meant to assist in disaster recovery.
9	Responsible organizational unit (primary)		Grants
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To assist the low income South Carolinians who require assistance in the repair, replacement, or reconstruction of their homes damaged by powerful storms or other natural disasters.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		30
15			
16	Customer Details		
17	Customer description		A homeowner in the program with property affected by natural disaster
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Transferred out during the year
20	Number of customers served	2018-19	Transferred out during the year
21		2017-18	1,046
22		2016-17	231
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		A homeowner in the program with property affected by natural disaster
26	Number of units provided	2018-19	Transferred out during the year
27		2017-18	1,046
28		2016-17	231
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	76.00
42		2016-17	54.50
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$36,205,964.00
45		2017-18	\$61,579,343.00
46		2016-17	\$15,006,247.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	Insufficient data provided.
53		2017-18	\$58,871.26
54		2016-17	\$64,962.11
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$39,722,196.00
61		2017-18	\$64,966,047.00
62		2016-17	\$8,081,830.00
63	Total collected from charging customers and non-state sources	2018-19	\$39,722,196.00
64		2017-18	\$64,966,047.00
65		2016-17	\$8,081,830.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		This deliverable was transferred to the Department of Administration during fiscal year 2018-19.

Deliverables

	B	C	D	AH
1	SC Department of Commerce			
2	Accurate as of April 30, 2020			
3				
4	Deliverable			
5	Item number		30	
6	Associated laws		11-50-65; Proviso 117.49	
7	Does state or federal law specifically require this deliverable?		Yes	
8	Deliverable description		Share Resources Between JEDA and RIA - to combine administrative support functions with other agencies in order to maximize efficiency and effectiveness.	
9	Responsible organizational unit (primary)		Administration	
10				
11	Results Sought			
12	Does the legislature state intent, findings, or purpose?		Yes	
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		It is the intent of the General Assembly that state agencies continue to actively pursue cost savings measures through collaborative efforts and where feasible, may combine administrative support functions with other agencies in order to maximize efficiency and effectiveness.	
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None	
15				
16	Customer Details			
17	Customer description		RIA and JEDA	
18	Does the agency evaluate customer satisfaction?	2018-19	No	
19	Counties served in last completed fiscal year	2018-19	N/A	
20	Number of customers served	2018-19	2	
21		2017-18	2	
22		2016-17	2	
23				
24	Units Provided and Amounts Charged to Customers			
25	Description of a single deliverable unit		RIA and JEDA	
26	Number of units provided	2018-19		2
27		2017-18		2
28		2016-17		2
29	Does law prohibit charging the customer for the deliverable?	2018-19		No
30	If yes, provide law	2017-18		No
31	If yes, provide law	2016-17		No
32	If yes, provide law	2016-17		No
33	If yes, provide law			
34	Amount charged to customer per deliverable unit	2018-19	Varies per shared resource. Some examples include monthly charges of \$350 per employee for office space and \$108 for desktop support of computers.	
35		2017-18	Varies per shared resource. Some examples include monthly charges of \$370 per employee for office space and \$108 for desktop support of computers.	
36		2016-17	Varies per shared resource. Some examples include monthly charges of \$378 per employee for office space and \$120 for desktop support of computers.	
37				
38				
39	Costs			
40	Total employee equivalents required (37.5 hour per week units)	2018-19		0.20
41		2017-18		0.20
42		2016-17		0.20
43	Total deliverable expenditures each year (operational and employee salary/fringe)			
44		2018-19		\$145,278.00
45		2017-18		\$148,493.00
46		2016-17		\$144,116.00
47	Total deliverable expenditures as a percentage of total agency expenditures			
48		2018-19		Insufficient data provided.
49		2017-18		Insufficient data provided.
50		2016-17		Insufficient data provided.
51	Agency expenditures per unit of the deliverable			
52		2018-19		\$72,639.00
53		2017-18		\$74,246.50
54		2016-17		\$72,058.00
55				
56	Amount collected from providing deliverable			
57	Total collected from charging customers	2018-19		\$145,278.00
58		2017-18		\$148,493.00
59		2016-17		\$144,116.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19		\$0.00
61		2017-18		\$0.00
62		2016-17		\$0.00
63	Total collected from charging customers and non-state sources	2018-19		\$145,278.00
64		2017-18		\$148,493.00
65		2016-17		\$144,116.00
66				
67	Agency Comments			
68	Additional comments from agency (optional)		Customer Satisfaction Evaluation: Each agency signs a shared resource agreement each year. This agreement is updated to reflect any issues from prior years.	

Deliverables

	B	C	AI
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		31
6	Associated laws		59-53-10
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		State Board of Technical and Comprehensive Education, Serve on
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The State Board of Technical and Comprehensive Education is intended to provide promotion and operation of high quality technical, occupational and college transfer programs at the state's technical colleges; establishment of statewide policies and procedures; operation of The Center for Accelerated Technology Training programs for new and expanding industries and specialized programs to support the economic development of the state; development of short- and long- range plans for the Technical Education System, and coordination of appropriate activities with state, federal and other agencies.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		The State Board of Technical and Comprehensive Education
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attend a meeting of the State Board of Technical and Comprehensive Education
26	Number of units provided	2018-19	4
27		2017-18	4
28		2016-17	4
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.01
41		2017-18	0.01
42		2016-17	0.01
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$2,021.00
45		2017-18	\$1,980.00
46		2016-17	\$1,849.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$505.25
53		2017-18	\$495.00
54		2016-17	\$462.25
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AJ
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		32
6	Associated laws		54-3-10 thru 54-3-1370
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		<u>S.C. Ports Authority (SCPA) Board, Serve on</u> - Serve as an ex-officio/non-voting member.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The SCPA promotes, develops and facilitates waterborne commerce to meet the current and future needs of its customers, and for the economic benefit of the citizens and businesses of South Carolina. The SCPA fulfills this mission by delivering cost competitive facilities and services, collaborating with customers and stakeholders and sustaining its financial self-sufficiency.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		SCPA Board
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attendance at meetings of the SCPA Board is only allowed if the meeting is open to the public
26	Number of units provided	2018-19	12
27		2017-18	12
28		2016-17	12
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law		
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.01
41		2017-18	0.01
42		2016-17	0.01
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$2,418.00
45		2017-18	\$2,276.00
46		2016-17	\$2,226.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$201.50
53		2017-18	\$189.67
54		2016-17	\$185.50
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AK
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		33
6	Associated laws		41-43-40 thru 41-43-300
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Jobs-Economic Development Authority (JEDA) Board. Serve on
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		JEDA serves as a statewide conduit issuer of special obligation revenue bonds and acts on behalf of the borrower to access financial markets and capital.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		JEDA Board
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attendance at a meeting of the JEDA Board
26	Number of units provided	2018-19	10
27		2017-18	13
28		2016-17	11
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.02
41		2017-18	0.02
42		2016-17	0.02
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$4,835.00
45		2017-18	\$4,551.00
46		2016-17	\$4,452.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$483.50
53		2017-18	\$350.08
54		2016-17	\$404.73
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AL
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		34
6	Associated laws		13-17-40 thru 13-17-80
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		<u>S.C. Research Authority (SCRA) Board of Trustees, Serve on</u>
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The SCRA fuels the research capacity of the state and promotes the development of Advanced Manufacturing and Materials, Information Technology and Life Sciences.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		SCRA Board
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attendance at a meeting of the SCRA Board of Trustees
26	Number of units provided	2018-19	2
27		2017-18	2
28		2016-17	1
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.01
41		2017-18	0.01
42		2016-17	0.01
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$1,693.00
45		2017-18	\$1,593.00
46		2016-17	\$1,558.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$846.50
53		2017-18	\$796.50
54		2016-17	\$1,558.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AM
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		35
6	Associated laws		12-6-3375; (See also: 13-1-1720, establishing the CCED)
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		International Trade Incentive/Port Tax Credit, Manage - Provide a tax credit to taxpayers engaging in manufacturing, warehousing or distribution that use port facilities in the state and increases its port cargo volume at these facilities by a minimum of 5% in a single calendar year.
9	Responsible organizational unit (primary)		Grants
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Increase traffic through S.C. Ports Authority
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Companies that submit application for tax credit
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Abbeville, Anderson, Berkeley, Charleston, Cherokee, Chester, Greenville, Lancaster, Lexington, Newberry, Oconee, Richland, Spartanburg, Union and York
20	Number of customers served	2018-19	38
21		2017-18	39
22		2016-17	41
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Awarding of Port Tax Credit if the company met the criteria for the credit and the SCPA has written the Coordinating Council for Economic Development a letter of recommendation
26	Number of units provided	2018-19	31
27		2017-18	37
28		2016-17	38
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.02
41		2017-18	0.02
42		2016-17	0.02
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$3,399.00
45		2017-18	\$3,322.00
46		2016-17	\$3,151.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$109.65
53		2017-18	\$89.78
54		2016-17	\$82.92
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Number of customers served and number of units provided: Port credit applications are reviewed on a calendar year basis. The number for 2018-19 represents figures for calendar year 2018 , 2017-18 for CY2017, and 2016-17 for CY2016.

Deliverables

	B	C	AN
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		36
6	Associated laws		25-11-100 (Task Force to Transfer Out of Agency)
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Military Base Task Force (MBTF), Manage - Enhance the value of military installations and facilities as well as the quality of life for military personnel in South Carolina. The MBTF will transfer out of the agency.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To improve the quality of life for military personnel in South Carolina, shape the incentives for military personnel in the state and boost the contribution made to the state by military installations and facilities.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		MBTF
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		A meeting of the MBTF
26	Number of units provided	2018-19	3
27		2017-18	4
28		2016-17	2
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	1.60
41		2017-18	1.40
42		2016-17	1.40
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$538,563.00
45		2017-18	\$360,968.00
46		2016-17	\$409,346.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$179,521.00
53		2017-18	\$90,242.00
54		2016-17	\$204,673.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		The taskforce was transferred to the Department of Veteran's Affairs, effective July 1, 2019.

Deliverables

	B	C	AO
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		37
6	Associated laws		1-23-280
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Small Business Regulatory Review Committee (SBRRC). Provide administrative support - The SBRRC is made up of 11 business owners who have volunteered their time to review current regulatory issues facing small businesses. The SBRRC has the ability to either work with the agency or the General Assembly, when necessary, in getting an alternative regulation adopted if it appears that the regulation puts undue pressure on small business.
9	Responsible organizational unit (primary)		Small Business and Existing Industry
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To determine if a proposed permanent regulation has a significant adverse impact on small businesses.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		SBRRC
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Number of monthly SBRRC meetings held
26	Number of units provided	2018-19	6
27		2017-18	7
28		2016-17	8
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.10
41		2017-18	0.10
42		2016-17	0.10
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$12,000.00
45		2017-18	\$12,000.00
46		2016-17	\$12,000.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$2,000.00
53		2017-18	\$1,714.29
54		2016-17	\$1,500.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AP
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		38
6	Associated laws		11-45-40
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Venture Capital Authority, Manage - The Venture Capital Investment Act was created by the state legislature in 2005 in order to promote the availability of capital for creating and building business ventures in South Carolina. The Venture Capital Authority (VCA) was established as an agency within Commerce to identify and select qualified professional investors who will invest in South Carolina companies. InvestSC, Inc. was formed by JEDA at the specific request of the VCA. The authority selected InvestSC to serve as a "Designated Investor Group" for the purpose of assisting the authority in meeting the goals and objectives of the Venture Capital Investment Act.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To increase the availability of equity, near-equity or seed capital for emerging, expanding, relocating and restructuring enterprises in the state, so as to help strengthen the state's economic base, and to support the economic development goals of this state in accordance with the strategy established by Commerce. The General Assembly also desires to address the long-term capital needs of small-sized and medium-sized firms, to address the needs of micro enterprises, to expand availability of venture capital, and to increase international trade and export finance opportunities for South Carolina-based companies.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Venture Capital Authority
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	NA
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An investment made by the Venture Capital Authority
26	Number of units provided	2018-19	4
27		2017-18	4
28		2016-17	4
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AQ
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		39
6	Associated laws		34-43-30, 34-43-40, 34-43-50; 11-56-40 - 11-56-100
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Community Development Organizations and Community Development Financial Institutions, Assist - The South Carolina Community Economic Development Act 2000 No. 314, Section 1 authorizes the South Carolina Department of Commerce (SCDOC) to assist Community Development Corporations (CDCs) and Community Development Financial Institutions (CDFIs) in the primary mission of developing and improving low-income communities and neighborhoods through economic and related development. CDCs have a primary function of developing projects and activities designed to enhance the economic opportunities of the people in the community served, including efforts to enable them to become owners and managers of small businesses and products of affordable housing and jobs in the community served. CDFIs have a primary mission of promoting community development by providing credit, capital or development services to small businesses or home mortgage assistance to individuals including, but not limited to, capital access programs, micro-lending, franchise financing and guaranty performance bonds.
9	Responsible organizational unit (primary)		Community and Rural Development
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Certify entities as CDCs and CDFIs, administer grants and loans to CDCs and CDFIs from grant funds made available to it by the General Assembly for that purpose and provide technical support to assist CDCs in developing organizational capacity and implementing projects successfully.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		CDCs with grants provided by funding from the General Assembly.
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	No funding available during FY2018-19
20	Number of customers served	2018-19	0
21		2017-18	2
22		2016-17	4
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An open grant with a CDC
26	Number of units provided	2018-19	0
27		2017-18	2
28		2016-17	4
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$115,000.00
46		2016-17	\$85,000.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	Insufficient data provided.
53		2017-18	\$57,500.00
54		2016-17	\$21,250.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		This deliverable is not currently funded by the General Assembly

Deliverables

	B	C	AR
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		40
6	Associated laws		59-59-175
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Education and Economic Development Coordinating Council, Serve on
9	Responsible organizational unit (primary)		Workforce
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Education and Economic Development Coordinating Council, in consultation with the Department of Education, shall provide oversight to Regional Education Centers (REC), and the RECs shall provide data and reports that the Council may request.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Education and Economic Development Coordinating Council
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	NA
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attendance at a meeting of the Education and Economic Development Coordinating Council
26	Number of units provided	2018-19	3
27		2017-18	3
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.01
41		2017-18	0.01
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$1,209.00
45		2017-18	\$1,141.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$403.00
53		2017-18	\$380.33
54		2016-17	Insufficient data provided.
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AS
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		41
6	Associated laws		12-21-6540
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Tourism Infrastructure Fund, Manage - The Tourism Infrastructure Admissions Tax Act allows 50% of the state admissions tax on a qualified new or expanding tourism or recreation establishment to be used for public infrastructure.
9	Responsible organizational unit (primary)		Grants
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Additional venues for tourists to visit
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		County or Local Government
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Aiken, Greenville, Horry, Richland, and York
20	Number of customers served	2018-19	8
21		2017-18	7
22		2016-17	8
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An active grant
26	Number of units provided	2018-19	13
27		2017-18	19
28		2016-17	23
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law		
33	If yes, provide law		
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	2% is retained for Administration of the Fund
36		2017-18	2% is retained for Administration of the Fund
37		2016-17	2% is retained for Administration of the Fund
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.10
41		2017-18	0.10
42		2016-17	0.10
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$1,289,780.00
45		2017-18	\$884,161.00
46		2016-17	\$584,662.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$99,213.85
53		2017-18	\$46,534.79
54		2016-17	\$25,420.09
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$17,308.00
58		2017-18	\$21,309.00
59		2016-17	\$20,777.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$830,781.00
61		2017-18	\$1,022,813.00
62		2016-17	\$997,285.00
63	Total collected from charging customers and non-state sources	2018-19	\$848,089.00
64		2017-18	\$1,044,122.00
65		2016-17	\$1,018,062.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Total collected from charging customers and non-state sources: 2% of the revenue received is sent to PRT to administer their portion of the program

Deliverables

	B	C	AT
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		42
6	Associated laws		Proviso 50.09
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		173 Funding to the Department of Transportation, Transfer - Of the funds authorized for the Coordinating Council for Economic Development, \$500,000 shall be made available for the routing, planning and construction of I-73.
9	Responsible organizational unit (primary)		Administration
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Of the funds authorized for the Coordinating Council for Economic Development, \$500,000 shall be made available for the routing, planning and construction of I-73.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		SC DOT
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Transfer of funds
26	Number of units provided	2018-19	1
27		2017-18	1
28		2016-17	1
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31		2016-17	No
32	If yes, provide law	2016-17	No
33			
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$500,000.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$500,000.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Total deliverable expenditures: In FY2017-18 and FY2016-17, the funds were transferred to DOT and not recorded as an expenditure for Commerce.

Deliverables

	B	C	AU
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		43
6	Associated laws		
7	Does state or federal law specifically require this deliverable?		No
8	Deliverable description		Pass thru Grants from the General Assembly to outside entities, Manage
9	Responsible organizational unit (primary)		Administration
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		No
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The intent of the funding is provided to the agency by legislative staff.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Outside entity
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	Clarendon, Darlington, Richland, Sumter, and Williamsburg
20	Number of customers served	2018-19	6
21		2017-18	3
22		2016-17	5
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		An active grant
26	Number of units provided	2018-19	5
27		2017-18	2
28		2016-17	4
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law	2016-17	No
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.02
41		2017-18	0.01
42		2016-17	0.02
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$856,222.00
45		2017-18	\$449,257.00
46		2016-17	\$902,474.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$171,244.40
53		2017-18	\$224,628.50
54		2016-17	\$225,618.50
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		The following entities received funding: FY2018-19 - City of Forest Acres, City of Sumter, Paxville Community Development Center, Town of Eastover and Town of Lamar. FY2017-18 - Town of Lamar and Rock Hill Knowledge Park. FY2016-17 - Richland County, Town of Lamar, Marion County and IT-oLogy.

Deliverables

	B	C	AV
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		44
6	Associated laws		44-96-60 ©
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		State Solid Waste Advisory Council, Serve on - The Solid Waste Advisory Council shall advise DHEC on the preparation of the state solid waste management plan, on methods of implementing the state plan on the preparation of the annual reports by DHEC on solid waste management and provide technical expertise regarding solid waste management grants and planning.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Solid Waste Advisory Council shall advise DHEC on the preparation of the state solid waste management plan, on methods of implementing the state plan on the preparation of the annual reports by DHEC on solid waste management and provide technical expertise regarding solid waste management grants and planning.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Solid Waste Advisory Council
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attend a meeting of the Solid Waste Advisory Council
26	Number of units provided	2018-19	3
27		2017-18	3
28		2016-17	3
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law	2017-18	No
31	If yes, provide law	2016-17	No
32	If yes, provide law		
33	If yes, provide law		
34	Amount charged to customer per deliverable unit	2018-19	\$0.00
35		2017-18	\$0.00
36		2016-17	\$0.00
37			
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AW
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		45
6	Associated laws		51-17-10 thru 51-17-360
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		<u>Heritage Trust Advisory Board, Serve on</u>
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Heritage Trust Program is created to achieve the following goals by protecting lands and making them available to state agencies, educational institutions, and public and private groups for multiple purposes: research, teaching, the preservation of habitats and materials, unique recreational opportunities and establishing environmental benchmarks.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Heritage Trust Advisory Board
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attendance at a meeting of the Heritage Trust Advisory Board
26	Number of units provided	2018-19	4
27		2017-18	4
28		2016-17	4
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AX
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		46
6	Associated laws		48-21-20
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		SC Mining Council, Serve on - The Mining Council acts as an advisory body to the Governor in considering issues related to mining. The Mining Council considers appeals on decisions made by DHEC regarding the enforcement of the Mining Act.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Mining Council acts as an advisory body to the Governor in considering issues related to mining. The Mining Council considers appeals on decisions made by DHEC regarding the enforcement of the Mining Act.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Mining Council
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attend a meeting of the Mining Council
26	Number of units provided	2018-19	1
27		2017-18	0
28		2016-17	1
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	Insufficient data provided.
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		

Deliverables

	B	C	AY
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		47
6	Associated laws		46-3-260
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		S.C. Renewable Energy Oversight Committee, Serve on (INACTIVE) - The Renewable Energy Oversight Committee rules on the disbursement of funds from the S.C. Renewable Energy Revolving Loan Program and the S.C. Renewable Energy Grant Program.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Serve on the South Carolina Renewable Energy Oversight Committee - The Renewable Energy Oversight Committee rules on the disbursement of funds from the S.C. Renewable Energy Revolving Loan Program and the S.C. Renewable Energy Grant Program.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		South Carolina Renewable Energy Oversight Committee, though it is inactive
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attend a meeting of the S.C. Renewable Energy Oversight Committee
26	Number of units provided	2018-19	0
27		2017-18	0
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	Insufficient data provided.
53		2017-18	Insufficient data provided.
54		2016-17	Insufficient data provided.
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		Lines 28-30: Inactive committee.

Deliverables

	B	C	AZ
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		48
6	Associated laws		13-1-610 - 13-1-810
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Savannah Valley Development Division, Manage (NO LONGER EXISTS) - The division funds and oversees projects relating to the development of the Savannah River region in South Carolina. The assets of this division was transferred to other interested parties in 2012 upon approval of the Budget and Control Board.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Division of Savannah Valley Development funds and oversees projects relating to the development of the Savannah River region in South Carolina.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Division of Savannah Valley Development no longer exists
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	0
21		2017-18	0
22		2016-17	0
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		The Division of Savannah Valley Development no longer exists
26	Number of units provided	2018-19	0
27		2017-18	0
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #2.

Deliverables

	B	C	BA
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		49
6	Associated laws		13-1-45
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		S.C. Water and Wastewater Infrastructure Fund, Manage - Select and finance major projects involving water and wastewater facilities in the state. All grants are currently closed.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The South Carolina Water and Wastewater Infrastructure Fund selects and finances major projects involving water and wastewater facilities in the state.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		This fund is not active due to no funding provided by General Assembly
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	0
21		2017-18	0
22		2016-17	0
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		This fund is not active due to no funding provided by General Assembly
26	Number of units provided	2018-19	0
27		2017-18	0
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #4.

Deliverables

	B	C	BB
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		50
6	Associated laws		13-7-20
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Atomic energy resources in S.C., Promote and develop - Assist in the establishment of private atomic energy facilities and related atomic energy assets. Commerce does not engage in this activity.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Promote and develop atomic energy resources in South Carolina, assisting in the establishment of private atomic energy facilities and related atomic energy assets. Commerce does not engage in this activity.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		None
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	0
21		2017-18	0
22		2016-17	0
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Obsolete code that the agency does not perform
26	Number of units provided	2018-19	0
27		2017-18	0
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #9.

Deliverables

	B	C	BC
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		51
6	Associated laws		24-1-290
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Prison Industries Contracts, Certify - Provide a certification that prison industries contracts do not create an unfair competitive wage disadvantage to the local economy. Commerce also cannot make the certification required by statute because Commerce does not have the data needed. In 2017, Commerce and Corrections reached an agreement to certify but based purely on lack of objection to public notice.
9	Responsible organizational unit (primary)		Grants
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		To ensure that a prison industries function do not create an unfair competitive wage disadvantage to the local economy.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		Department of Corrections
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	0
21		2017-18	0
22		2016-17	0
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		A single certification
26	Number of units provided	2018-19	0
27		2017-18	1
28		2016-17	1
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #14.

Deliverables

	B	C	BD
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		52
6	Associated laws		31-1-30 through 31-1-230; and 310-3-20, 340, 370, 390 & 750
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Housing Duties - Carry out various duties with respect to housing. Many of these statutory provisions are likely obsolete or more appropriately should be handled by SC Housing, which came into existence in 1971, well after enactment of these provisions. Commerce does not engage in this activity.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Study housing conditions and prepare programs to correct those conditions.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		N/A
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	0
21		2017-18	0
22		2016-17	0
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		N/A
26	Number of units provided	2018-19	0
27		2017-18	0
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #15.

Deliverables

	B	C	BE
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		53
6	Associated laws		11-37-200
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		Water Resources Coordinating Council, Serve on - The Water Resources Council establishes priorities for sewer, wastewater treatment and water supply facilities projects. All bonds have been retired, and all projects associated with this Council are closed. Water Resources Coordinating Council is defunct. See Rural Infrastructure Authority Law Change #4.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		Establish priorities for sewer, wastewater treatment and water supply facilities projects.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		N/A
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	0
21		2017-18	0
22		2016-17	0
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		N/A
26	Number of units provided	2018-19	0
27		2017-18	0
28		2016-17	0
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #19.

Deliverables

	B	C	BF
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Deliverable		
5	Item number		54
6	Associated laws		38-75-470
7	Does state or federal law specifically require this deliverable?		Yes
8	Deliverable description		S.C. Department of Insurance Advisory Committee to the Director and S.C. Building Codes Council, Loss Mitigation Program and the S.C. Comprehensive Hurricane Damage Mitigation Program, Serve on - the committee will study issues associated with the development of strategies for reducing loss of life and to address the mitigation of property losses due to hurricane, earthquake, flood and fire. The Advisory Committee also shall consider the associated costs to individual property owners.
9	Responsible organizational unit (primary)		Secretary's Office
10			
11	Results Sought		
12	Does the legislature state intent, findings, or purpose?		Yes
13	Purpose of the service/why it is provided (as written in statute/enabling act OR, if not in law, as understood by agency, subject to clarification from the legislature)?		The Director of Insurance shall appoint an Advisory Committee to the director to study issues associated with the development of strategies for reducing loss of life and to address the mitigation of property losses due to hurricane, earthquake, flood and fire. The Advisory Committee also shall consider the associated costs to individual property owners.
14	Associated performance measure item numbers from the Performance Measures Chart, if any		None
15			
16	Customer Details		
17	Customer description		The Director of Insurance Advisory Committee
18	Does the agency evaluate customer satisfaction?	2018-19	No
19	Counties served in last completed fiscal year	2018-19	N/A
20	Number of customers served	2018-19	1
21		2017-18	1
22		2016-17	1
23			
24	Units Provided and Amounts Charged to Customers		
25	Description of a single deliverable unit		Attend a meeting of the Direct of Insurance Advisory Committee
26	Number of units provided	2018-19	2
27		2017-18	11
28		2016-17	4
29	Does law prohibit charging the customer for the deliverable?	2018-19	No
30	If yes, provide law		
31		2017-18	No
32	If yes, provide law		
33		2016-17	No
34	If yes, provide law		
35	Amount charged to customer per deliverable unit	2018-19	\$0.00
36		2017-18	\$0.00
37		2016-17	\$0.00
38			
39	Costs		
40	Total employee equivalents required (37.5 hour per week units)	2018-19	0.00
41		2017-18	0.00
42		2016-17	0.00
43	Total deliverable expenditures each year (operational and employee salary/fringe)		
44		2018-19	\$0.00
45		2017-18	\$0.00
46		2016-17	\$0.00
47	Total deliverable expenditures as a percentage of total agency expenditures		
48		2018-19	Insufficient data provided.
49		2017-18	Insufficient data provided.
50		2016-17	Insufficient data provided.
51	Agency expenditures per unit of the deliverable		
52		2018-19	\$0.00
53		2017-18	\$0.00
54		2016-17	\$0.00
55			
56	Amount collected from providing deliverable		
57	Total collected from charging customers	2018-19	\$0.00
58		2017-18	\$0.00
59		2016-17	\$0.00
60	Total collected from non-state sources as a result of providing the deliverable (including federal and other grants awarded to agency to provide deliverable)	2018-19	\$0.00
61		2017-18	\$0.00
62		2016-17	\$0.00
63	Total collected from charging customers and non-state sources	2018-19	\$0.00
64		2017-18	\$0.00
65		2016-17	\$0.00
66			
67	Agency Comments		
68	Additional comments from agency (optional)		See Recommended Law Change #20.

Performance Measures

	A	C	D
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	1	2
6	Description	Meet or exceed capital investment goal established by agency	Meet or exceed jobs recruited goal established by agency
7	Time applicable	Calendar Year (Jan. - Dec.)	Calendar Year (Jan. - Dec.)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	No	No
14	2018	No	No
15	2017	Yes	Yes
16	2016	No	No
17	2015	No	Yes
18			
19	Changes in target		
20	2019	Decreased from prior year	Decreased from prior year
21	2018	Increased from prior year	Increased from prior year
22	2017	Decreased from prior year	Decreased from prior year
23	2016	Decreased from prior year	Same as prior year
24	2015	Increased from prior year	Increased from prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	3,500,000,000	13,000
29			
30	2019		
31	Target	4,250,000,000	14,500
32	Actual	2,442,665,163	9,402
33			
34	2018		
35	Target	4,500,000,000	16,000
36	Actual	4,174,644,822	14,071
37			
38	2017		
39	Target	4,000,000,000	14,000
40	Actual	5,240,082,483	18,445
41			
42	2016		
43	Target	4,300,000,000	16,500
44	Actual	3,424,304,420	13,101
45			
46	2015		
47	Target	4,800,000,000	16,500
48	Actual	4,210,168,409	17,280
49			
50	Agency Comments		
51	Additional comments from agency (optional)		

Performance Measures

	A	E	F
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	3	4
6	Description	South Carolina's ranking of one of the most business-friendly states in the U.S.	South Carolina's ranking among the states of the number of estimated jobs created by Foreign Direct and Interstate Investment per million inhabitants
7	Time applicable	Calendar Year (Jan. - Dec.)	Calendar Year (Jan. - Dec.)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or obtain lower value
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	Yes
15	2017	Yes	Yes
16	2016	Yes	Yes
17	2015	Yes	Yes
18			
19	Changes in target		
20	2019	Same as prior year	Same as prior year
21	2018	Same as prior year	Same as prior year
22	2017	Same as prior year	Same as prior year
23	2016	Same as prior year	Same as prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	10	10
29			
30	2019		
31	Target	10	10
32	Actual	5	1
33			
34	2018		
35	Target	10	10
36	Actual	2	3
37			
38	2017		
39	Target	10	10
40	Actual	2	3
41			
42	2016		
43	Target	10	10
44	Actual	2	4
45			
46	2015		
47	Target	10	10
48	Actual	4	1
49			
50	Agency Comments		
51	Additional comments from agency (optional)	Annual survey conducted by <i>Area Development</i> magazine of economic business climate of each state.	Annual independent determination of Foreign Direct and Interstate Investment results by <i>IBM Global Business Services</i> .

Performance Measures

	A	E	G	H
1	SC Department of Commerce			
2	Accurate as of April 30, 2020			
3				
4	Performance Measure			
5	Item #	5	6	
6	Description	Meet or exceed goal established by agency for jobs recruited in rural areas of S.C.	Meet or exceed % of jobs recruited in rural areas of S.C. as compared to % of labor pool residing in rural counties	
7	Time applicable	Calendar Year (Jan. - Dec.)	Calendar Year (Jan. - Dec.)	
8				
9	Results Summary			
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed	
11				
12	Did the agency achieve its goal?			
13	2019	No	No	
14	2018	No	No	
15	2017	No	Yes	
16	2016	Yes	Yes	
17	2015	Yes	Yes	
18				
19	Changes in target			
20	2019	Same as prior year	Decreased from prior year	
21	2018	Decreased from prior year	Decreased from prior year	
22	2017	Same as prior year	Increased from prior year	
23	2016	Increased from prior year	Same as prior year	
24	2015	Same as prior year	Same as prior year	
25				
26	Result details for year ending...			
27	2020			
28	Target	3,000	19%	
29				
30	2019			
31	Target	3,000	20%	
32	Actual	2,734	19%	
33				
34	2018			
35	Target	4,000	22%	
36	Actual	2,173	12%	
37				
38	2017			
39	Target	4,000	20%	
40	Actual	3,593	25%	
41				
42	2016			
43	Target	3,500	20%	
44	Actual	5,038	29%	
45				
46	2015			
47	Target	3,500	20%	
48	Actual	5,771	30%	
49				
50	Agency Comments			
51	Additional comments from agency (optional)	Tier III and Tier IV counties are considered "rural" counties.		

Performance Measures

	A	I	J
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	7	8
6	Description	Hold seminars with partners to increase existing businesses understanding of exporting and trade resources	South Carolina's ranking of states in exports per capita
7	Time applicable	State Fiscal Year (July - June)	Calendar Year (Jan. - Dec.)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or obtain lower value
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	Yes
15	2017	Yes	Yes
16	2016	Yes	Yes
17	2015	No	Yes
18			
19	Changes in target		
20	2019	Increased from prior year	Same as prior year
21	2018	Increased from prior year	Same as prior year
22	2017	Decreased from prior year	Decreased from prior year
23	2016	Decreased from prior year	Increased from prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	185	7
29			
30	2019		
31	Target	175	7
32	Actual	248	6
33			
34	2018		
35	Target	150	7
36	Actual	183	7
37			
38	2017		
39	Target	190	10
40	Actual	231	6
41			
42	2016		
43	Target	220	7
44	Actual	243	6
45			
46	2015		
47	Target	220	7
48	Actual	209	7
49			
50	Agency Comments		
51	Additional comments from agency (optional)		

Performance Measures

	A	K	L
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	9	10
6	Description	Number of companies visited as a result of the agency Existing Industry Visitation Program	Calls addressed by agency concerning recycling industry inquiries
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	Yes
15	2017	No	Yes
16	2016	Yes	Yes
17	2015	Yes	Yes
18			
19	Changes in target		
20	2019	Increased from prior year	Same as prior year
21	2018	Increased from prior year	Same as prior year
22	2017	Same as prior year	Same as prior year
23	2016	Increased from prior year	Increased from prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	450	250
29			
30	2019		
31	Target	420	250
32	Actual	543	259
33			
34	2018		
35	Target	350	250
36	Actual	416	322
37			
38	2017		
39	Target	350	250
40	Actual	313	263
41			
42	2016		
43	Target	300	200
44	Actual	306	234
45			
46	2015		
47	Target	300	200
48	Actual	410	228
49			
50	Agency Comments		
51	Additional comments from agency (optional)		

Performance Measures

	A	M	N
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	11	12
6	Description	Calls addressed by agency concerning small business inquiries	Increase number of companies included in SourceSC database
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	No	Yes
14	2018	Yes	Yes
15	2017	No	Yes
16	2016	No	No
17	2015	No	No
18			
19	Changes in target		
20	2019	Decreased from prior year	Increased from prior year
21	2018	Increased from prior year	Increased from prior year
22	2017	Decreased from prior year	Increased from prior year
23	2016	Decreased from prior year	Increased from prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	300	1,650
29			
30	2019		
31	Target	400	1,400
32	Actual	347	1,536
33			
34	2018		
35	Target	350	650
36	Actual	491	1,310
37			
38	2017		
39	Target	700	600
40	Actual	325	620
41			
42	2016		
43	Target	790	550
44	Actual	625	530
45			
46	2015		
47	Target	790	550
48	Actual	697	459
49			
50	Agency Comments		
51	Additional comments from agency (optional)		

Performance Measures

	A	O	P
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	13	14
6	Description	Host existing industry events for local suppliers and service providers to connect them with opportunities with state Original Equipment Manufacturer (OEM) and Tier 1 Suppliers	Number of companies accepted into the 3Phase program
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	There was no target	There was no target
15	2017	There was no target	There was no target
16	2016	There was no target	There was no target
17	2015	There was no target	There was no target
18			
19	Changes in target		
20	2019	Increased from prior year	Same as prior year
21	2018	No prior year target	No prior year target
22	2017	No prior year target	No prior year target
23	2016	No prior year target	No prior year target
24	2015	No prior year target	No prior year target
25			
26	Result details for year ending...		
27	2020		
28	Target	500	15
29			
30	2019		
31	Target	300	15
32	Actual	490	25
33			
34	2018		
35	Target		
36	Actual		
37			
38	2017		
39	Target		
40	Actual		
41			
42	2016		
43	Target		
44	Actual		
45			
46	2015		
47	Target		
48	Actual		
49			
50	Agency Comments		
51	Additional comments from agency (optional)	new measure for 2019	New measure for 2019. 3Phase is a resource aimed at assisting research-based companies in South Carolina successfully acquire Small Business Innovation Research (SBIR) and Small Business Technology Transfer (STTR) awards.

Performance Measures

	A	Q	R
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	15	16
6	Description	Add marketable sites to revised building and sites database (LocateSC)	Add marketable buildings to revised building and sites database (LocateSC)
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	Yes
15	2017	Yes	Yes
16	2016	Yes	No
17	2015	Yes	No
18			
19	Changes in target		
20	2019	Same as prior year	Same as prior year
21	2018	Increased from prior year	Increased from prior year
22	2017	Same as prior year	Same as prior year
23	2016	Increased from prior year	Decreased from prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	600	275
29			
30	2019		
31	Target	600	275
32	Actual	624	294
33			
34	2018		
35	Target	525	220
36	Actual	618	302
37			
38	2017		
39	Target	525	220
40	Actual	568	278
41			
42	2016		
43	Target	500	250
44	Actual	579	210
45			
46	2015		
47	Target	500	250
48	Actual	511	248
49			
50	Agency Comments		
51	Additional comments from agency (optional)		

Performance Measures

	A	S	T
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	17	18
6	Description	Number of predominantly low to moderate income (LMI) communities that received Community Development Block Grants (CDBG) funding for new or improved infrastructure, facilities or services	Number of predominantly LMI communities that received CDBG funding for community and regional planning and coordination initiatives
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	No	Yes
15	2017	No	Yes
16	2016	Yes	Yes
17	2015	Yes	Yes
18			
19	Changes in target		
20	2019	Decreased from prior year	Same as prior year
21	2018	Decreased from prior year	Same as prior year
22	2017	Same as prior year	Same as prior year
23	2016	Same as prior year	Same as prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	15	40
29			
30	2019		
31	Target	17	40
32	Actual	20	40
33			
34	2018		
35	Target	20	40
36	Actual	19	40
37			
38	2017		
39	Target	20	40
40	Actual	19	44
41			
42	2016		
43	Target	20	40
44	Actual	32	44
45			
46	2015		
47	Target	20	40
48	Actual	24	44
49			
50	Agency Comments		
51	Additional comments from agency (optional)	Infrastructure, facilities and services mean primarily new or upgraded public water, sewer and drainage.	

Performance Measures

	A	U	V
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	19	20
6	Description	Number of predominantly LMI communities that received CDBG funding to preserve neighborhoods through revitalization, development or elimination of blight	Number of LMI households that benefitted from CDBG funding by making existing affordable housing more sustainable by connecting units to public infrastructure
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	No
14	2018	Yes	Yes
15	2017	Yes	Yes
16	2016	No	Yes
17	2015	Yes	Yes
18			
19	Changes in target		
20	2019	Increased from prior year	Decreased from prior year
21	2018	Increased from prior year	Increased from prior year
22	2017	Same as prior year	Same as prior year
23	2016	Decreased from prior year	Same as prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	10	100
29			
30	2019		
31	Target	7	250
32	Actual	15	218
33			
34	2018		
35	Target	3	50
36	Actual	11	255
37			
38	2017		
39	Target	3	50
40	Actual	6	456
41			
42	2016		
43	Target	5	50
44	Actual	3	158
45			
46	2015		
47	Target	5	50
48	Actual	6	150
49			
50	Agency Comments		
51	Additional comments from agency (optional)	These projects can include: streetscaping (road and curb/gutter improvements, sidewalks, lighting, parking, etc.); public safety (ie, call boxes, police substations); related infrastructure to serve these areas (including water/sewer and drainage); parks/greenspace; demolition of abandoned and dilapidated buildings; etc.	Public Infrastructure means primarily new or upgraded public water, sewer and drainage.

Performance Measures

	A	W	X
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	21	22
6	Description	Meet or exceed the goal established by agency for number of attendees participating in agency sponsored training opportunities	Economic development training provided by agency meets or exceeds a target rating on the exit survey of attendees participating in agency sponsored training
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	Yes
15	2017	Yes	Yes
16	2016	Yes	Yes
17	2015	Yes	Yes
18			
19	Changes in target		
20	2019	Same as prior year	Same as prior year
21	2018	Decreased from prior year	Same as prior year
22	2017	Increased from prior year	Same as prior year
23	2016	Increased from prior year	Same as prior year
24	2015	Same as prior year	Same as prior year
25			
26	Result details for year ending...		
27	2020		
28	Target	450	4.50
29			
30	2019		
31	Target	450	4.50
32	Actual	520	4.80
33			
34	2018		
35	Target	465	4.50
36	Actual	470	4.70
37			
38	2017		
39	Target	460	4.50
40	Actual	499	4.70
41			
42	2016		
43	Target	450	4.50
44	Actual	458	4.70
45			
46	2015		
47	Target	450	4.50
48	Actual	478	5.00
49			
50	Agency Comments		
51	Additional comments from agency (optional)		

Performance Measures

	A	Y	Z
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	23	24
6	Description	Number of educators who attend sponsored events provided by the Regional Workforce Advisors (RWAs)	Number of students who attend sponsored events provided by the Regional Workforce Advisors (RWAs)
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	Yes
15	2017	Yes	Yes
16	2016	Yes	Yes
17	2015	There was no target	There was no target
18			
19	Changes in target		
20	2019	Increased from prior year	Increased from prior year
21	2018	Same as prior year	Increased from prior year
22	2017	Increased from prior year	Increased from prior year
23	2016	Increased from prior year	Increased from prior year
24	2015	No prior year target	No prior year target
25			
26	Result details for year ending...		
27	2020		
28	Target	8,000	42,500
29			
30	2019		
31	Target	7,500	40,000
32	Actual	9,529	78,350
33			
34	2018		
35	Target	7,500	35,000
36	Actual	7,910	54,219
37			
38	2017		
39	Target	6,000	30,000
40	Actual	9,652	45,004
41			
42	2016		
43	Target	500	5,000
44	Actual	12,163	44,388
45			
46	2015		
47	Target		
48	Actual		
49			
50	Agency Comments		
51	Additional comments from agency (optional)	New measure for 2016. Sponsored events include training, providing hands-on experiences and continuing education opportunities, activities and events that staff have conducted, coordinated and/or contributed time or other resources	New measure for 2016. Sponsored events include training, providing hands-on experiences and continuing education opportunities, activities and events that staff have conducted, coordinated and/or contributed time or other resources

Performance Measures

	A	AA	AB
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	25	26
6	Description	Number of high schools participating in the Renaissance Manufacturing Initiative during the current period	Number of existing industries participating in the Renaissance Manufacturing Initiative during the current period
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	Yes	No
15	2017	Yes	No
16	2016	Yes	No
17	2015	There was no target	There was no target
18			
19	Changes in target		
20	2019	Increased from prior year	Increased from prior year
21	2018	Same as prior year	Increased from prior year
22	2017	Increased from prior year	Increased from prior year
23	2016	Increased from prior year	Same as prior year
24	2015	No prior year target	No prior year target
25			
26	Result details for year ending...		
27	2020		
28	Target	225	225
29			
30	2019		
31	Target	200	200
32	Actual	230	275
33			
34	2018		
35	Target	200	150
36	Actual	203	141
37			
38	2017		
39	Target	100	120
40	Actual	102	104
41			
42	2016		
43	Target	10	120
44	Actual	28	31
45			
46	2015		
47	Target		
48	Actual		
49			
50	Agency Comments		
51	Additional comments from agency (optional)	New measure for 2016	New measure for 2016

Performance Measures

	A	AC	AD
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	27	28
6	Description	Numbers of partners/companies involved in grants funded in the current year with Applied Research Fund dollars	Funds leveraged from grants funded in the current year with Applied Research Fund dollars
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	Yes
14	2018	There was no target	There was no target
15	2017	There was no target	There was no target
16	2016	There was no target	There was no target
17	2015	There was no target	There was no target
18			
19	Changes in target		
20	2019	Increased from prior year	Increased from prior year
21	2018	No prior year target	No prior year target
22	2017	No prior year target	No prior year target
23	2016	No prior year target	No prior year target
24	2015	No prior year target	No prior year target
25			
26	Result details for year ending...		
27	2020		
28	Target	20	1.10
29			
30	2019		
31	Target	15	1.00
32	Actual	17	1.86
33			
34	2018		
35	Target		
36	Actual		
37			
38	2017		
39	Target		
40	Actual		
41			
42	2016		
43	Target		
44	Actual		
45			
46	2015		
47	Target		
48	Actual		
49			
50	Agency Comments		
51	Additional comments from agency (optional)	New measure for 2019	New measure for 2019

Performance Measures

	A	AE	AF
1	SC Department of Commerce		
2	Accurate as of April 30, 2020		
3			
4	Performance Measure		
5	Item #	29	30
6	Description	% of end of year state, earmarked and restricted funds cash balance committed or obligated to future projects	Number of homes repaired, rehabbed and replaced with CDBG-Disaster Recovery Funds during the current period
7	Time applicable	State Fiscal Year (July - June)	State Fiscal Year (July - June)
8			
9	Results Summary		
10	Is the goal to meet, exceed, or obtain a lower value than the target?	Meet or exceed	Meet or exceed
11			
12	Did the agency achieve its goal?		
13	2019	Yes	No
14	2018	Yes	No
15	2017	There was no target	Yes
16	2016	There was no target	There was no target
17	2015	There was no target	There was no target
18			
19	Changes in target		
20	2019	Same as prior year	Decreased from prior year
21	2018	Same as prior year	Decreased from prior year
22	2017	No prior year target	Increased from prior year
23	2016	No prior year target	No prior year target
24	2015	No prior year target	No prior year target
25			
26	Result details for year ending...		
27	2020		
28	Target	90%	
29			
30	2019		
31	Target	90%	1128
32	Actual	98%	
33			
34	2018		
35	Target	90%	1143
36	Actual	98%	1046
37			
38	2017		
39	Target		210
40	Actual		231
41			
42	2016		
43	Target		
44	Actual		
45			
46	2015		
47	Target		
48	Actual		
49			
50	Agency Comments		
51	Additional comments from agency (optional)	New measure for 2018. If a program has committed or obligated more funds than the program currently has on hand, then that program is treated as 100% committed.	Program was transferred to Department of Administration in 2019. New measure for 2017



TEAM SOUTH CAROLINA

State

Governor's Office
 Jobs Economic Development Alliance (JEDA)
 S.C. Association of Community & Economic Development
 S.C. Automotive Council
 SCBIO
 S.C. Chamber of Commerce
 S.C. Council on Competitiveness
 S.C. Department of Agriculture
 S.C. Department of Employment and Workforce
 S.C. Department of Health and Environmental Control
 S.C. Department of Revenue
 S.C. Department of Transportation
 S.C. District Export Council
 S.C. Economic Developers Association (SCEDA)
 S.C. Forestry Commission
 S.C. General Assembly
 S.C. Manufacturers Alliance
 S.C. Manufacturing Extension Partnership
 S.C. Parks, Recreation and Tourism
 S.C. Ports Authority
 S.C. Research Authority
 S.C. Rural Infrastructure Authority
 S.C. Technical College System
 Small Business Administration – S.C. Office
 U.S. Army Corp of Engineers – S.C. Office



Regional

Appalachian Regional Commission
Regional Economic Development Organization
Regional Workforce Advisors
Small Business Development Centers

Local

Local Government Economic Development Offices
Municipal Association of South Carolina
S.C. Association of Counties