

Session 122 - (2017-2018)

H*3221 (Rat #0041, Act #0023 of 2017) General Bill, By Allison, Collins, Felder, Daning, Govan, Taylor, Knight and Anderson

Summary: Fiscal practices and budgetary conditions

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-20-90 SO AS TO REQUIRE THE STATE DEPARTMENT OF EDUCATION TO DEVELOP AND ADOPT A STATEWIDE PROGRAM FOR IDENTIFYING FISCAL PRACTICES AND BUDGETARY CONDITIONS THAT, IF UNCORRECTED, COULD COMPROMISE THE FISCAL INTEGRITY OF A SCHOOL DISTRICT AND FOR ADVISING THE DISTRICT ON HOW TO TAKE APPROPRIATE CORRECTIVE ACTIONS, TO ESTABLISH THREE LEVELS OF FISCAL AND BUDGETARY CONCERNS WITH CONDITIONS AND REQUIREMENTS ASSOCIATED WITH EACH, AND TO DIRECT THE DEPARTMENT TO PROMULGATE REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION; AND BY ADDING SECTION 59-20-95 SO AS TO REQUIRE THE STATE AUDITOR TO ADOPT THE STATEWIDE PROGRAM CREATED BY THE DEPARTMENT OF EDUCATION IN SECTION 59-20-90 AND USE IT TO IDENTIFY FISCAL PRACTICES AND BUDGETARY CONDITIONS THAT, IF UNCORRECTED, COULD COMPROMISE THE FISCAL INTEGRITY OF A STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY AND TO ADVISE THE STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY ON HOW TO TAKE APPROPRIATE CORRECTIVE ACTIONS, AND TO PROVIDE EXCEPTIONS TO ENABLE THE STATE AUDITOR TO DIRECT THE DEPARTMENT TO IMMEDIATELY ASSUME EMERGENCY MANAGEMENT OF THE STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY FOR WHICH IT HAS MADE A DECLARATION OF FISCAL CAUTION OR FISCAL EMERGENCY, TO CONTINUE THIS EMERGENCY MANAGEMENT OF THE LOCAL EDUCATION AGENCY UNTIL THE STATE AUDITOR RELEASES THE STATE AGENCY THAT IS ALSO A LOCAL EDUCATION AGENCY FROM THE DECLARATION OF FISCAL CAUTION OR FISCAL EMERGENCY, AS APPLICABLE, AND TO DIRECT THE STATE AUDITOR TO PROMULGATE REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION. - ratified title

12/15/16	House	Prefiled
12/15/16	House	Referred to Committee on Education and Public Works
01/10/17	House	Introduced and read first time (House Journal-page 116)
01/10/17	House	Referred to Committee on Education and Public Works (House Journal-page 116)
01/11/17	House	Member(s) request name added as sponsor: Daning (House Journal-page 42)
01/18/17	House	Member(s) request name added as sponsor: Govan (House Journal-page 42)
01/25/17	House	Member(s) request name added as sponsor: Taylor (House Journal-page 42)
01/25/17	House	Committee report: Favorable Education and Public Works (House Journal-page 3)
01/25/17	House	Member(s) request name added as sponsor: Knight
01/26/17	House	Debate adjourned until Tues., 1-31-17 (House Journal-page 16)
01/26/17		Scrivener's error corrected
01/31/17	House	Member(s) request name added as sponsor: Anderson
01/31/17	House	Read second time (House Journal-page 24)
01/31/17	House	Roll call Yeas-101 Nays-0 (House Journal-page 25)
02/01/17	House	Read third time and sent to Senate (House Journal-page 14)
02/01/17	Senate	Introduced and read first time (Senate Journal-page 21)
02/01/17	Senate	Referred to Committee on Education (Senate Journal-page 21)
04/03/17	Senate	Committee report: Favorable with amendment Education
04/04/17		Scrivener's error corrected
04/18/17	Senate	Committee Amendment Adopted (Senate Journal-page 21)
04/18/17	Senate	Read second time (Senate Journal-page 21)
04/18/17	Senate	Roll call Ayes-42 Nays-1 (Senate Journal-page 21)
04/19/17		Scrivener's error corrected
04/20/17	Senate	Read third time and returned to House with amendments (Senate Journal-page 12)
04/21/17		Scrivener's error corrected
04/25/17	House	Concurred in Senate amendment and enrolled (House Journal-page 15)
04/25/17	House	Roll call Yeas-101 Nays-0 (House Journal-page 16)
05/04/17		Ratified R 41
05/09/17		Signed By Governor
05/12/17		Effective date 5/9/17

05/15/17

Act No. 23