

AGENCY NAME:	State Election Commission		
AGENCY CODE:	E28	SECTION:	101



Fiscal Year 2015-16 Agency Budget Plan

FORM A – SUMMARY

RECURRING FUNDS (FORM B DECISION PACKAGES)	My agency is submitting the following recurring decision packages (Form B): 4521, 4530
	For FY 2015-16, my agency is (mark "X"): <input checked="" type="checkbox"/> Requesting a net increase in recurring General Fund appropriations. <input type="checkbox"/> Not requesting a net increase in recurring General Fund Appropriations.

CAPITAL & NON-RECURRING FUNDS (FORM C DECISION PACKAGES)	My agency is submitting the following one-time decision packages (Form C): 4532, 4582, 4591
	For FY 2015-16, my agency is (mark "X"): <input checked="" type="checkbox"/> Requesting capital and/or non-recurring funds. <input type="checkbox"/> Not requesting capital and/or non-recurring funds.

PROVISOS	For FY 2015-16, my agency is (mark "X"):
	<input type="checkbox"/> Requesting a new proviso and/or substantive changes to existing provisos.
	<input checked="" type="checkbox"/> Only requesting technical proviso changes (such as date references). <input type="checkbox"/> Not requesting any proviso changes.

Please identify your agency's preferred contacts for this year's budget process.

	<i>Name</i>	<i>Phone</i>	<i>Email</i>
PRIMARY CONTACT:	Janet Reynolds	(803) 734-9069	jreynolds@elections.sc.gov
SECONDARY CONTACT:	Marci Andino	(803) 734-9060	marci@elections.sc.gov

I have reviewed and approved the enclosed FY 2015-16 Agency Budget Plan, which is complete and accurate to the extent of my knowledge.

	<i>Agency Director</i>	<i>Board or Commission Chair</i>
SIGN/DATE:	 10/1/14	
TYPE/PRINT NAME:	Marci Andino	Billy Way, Jr.

This form must be signed by the department head – not a delegate.

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FORM B – PROGRAM REVISION REQUEST

DECISION PACKAGE	4530
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Provide the decision package number issued by the PBF system (“Governor’s Request”).

TITLE	2% Pay Plan and Benefits
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Provide a brief, descriptive title for this request.

AMOUNT	\$15,930
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What is the net change in requested appropriations for FY 2014-15? This amount should correspond to the decision package’s total in PBF across all funding sources.

ENABLING AUTHORITY	
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What state or federal statutory, regulatory, and/or administrative authority established this program? Is this decision package prompted by the establishment of or a revision to that authority?

FACTORS ASSOCIATED WITH THE REQUEST	Mark “X” for all that apply:
	<input type="checkbox"/> Change in cost of providing current services to existing program audience.
	<input type="checkbox"/> Non-mandated change in eligibility / enrollment for existing program.
	<input type="checkbox"/> Change in case load / enrollment under existing program guidelines.
	<input type="checkbox"/> Non-mandated program change in service levels or areas.
	<input type="checkbox"/> Loss of federal or other external financial support for existing program.
	<input type="checkbox"/> Exhaustion of fund balances previously used to support program.
<input type="checkbox"/> Proposed establishment of a new program or initiative.	

RECIPIENTS OF FUNDS	SEC
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What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

RELATED REQUEST(S)	None
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Is this decision package associated with other decision packages requested by your

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agency or other agencies this year? Is it associated with a specific capital or non-recurring request?

MATCHING FUNDS	N/A
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Would these funds be matched by federal, institutional, philanthropic, or other resources? If so, identify the source and amount.

FUNDING ALTERNATIVES	
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What other possible funding sources were considered? Could this request be met in whole or in part with the use of other resources, including fund balances? If so, please comment on the sustainability of such an approach.

SUMMARY	2% Pay Plan/Benefits
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Provide a summary of the rationale for the decision package. Why has it been requested? How specifically would the requested funds be used?

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METHOD OF CALCULATION	
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How was the amount of the request calculated? What factors could cause deviations between the request and the amount that could ultimately be required in order to perform the underlying work?

FUTURE IMPACT	
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Will the state incur any maintenance-of-effort or other obligations by adopting this decision package? What impact will there be on future capital and/or operating budgets if this request is or is not honored? Has a source of any such funds been identified and/or obtained by your agency?

PRIORITIZATION	
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If no or insufficient new funds are available in order to meet this need, how would the agency prefer to proceed? By using fund balances, generating new revenue, cutting other programs, or deferring action on this request in FY 2014-15?

INTENDED IMPACT	
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What impact is this decision package intended to have on service delivery and program outcomes, and over what period of time?

PROGRAM EVALUATION	
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How would the use of these funds be evaluated? What specific outcome or performance measures would be used to assess the effectiveness of this program?

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DECISION PACKAGE 4521
Provide the decision package number issued by the PBF system ("Governor's Request").

TITLE Supervise the Conduct of County Boards of Voter Registration and Elections and Conduct County Compliance Audits
Provide a brief, descriptive title for this request.

AMOUNT \$ 742,000
What is the net change in requested appropriations for FY 2014-15? This amount should correspond to the decision package's total in PBF across all funding sources.

ENABLING AUTHORITY S.815/Act.196 was passed in June 2014. The passage of the bill was at the end of the budget process and consequently, funding was not provided.
What state or federal statutory, regulatory, and/or administrative authority established this program? Is this decision package prompted by the establishment of or a revision to that authority?

FACTORS ASSOCIATED WITH THE REQUEST

Mark "X" for all that apply:

<input type="checkbox"/>	Change in cost of providing current services to existing program audience.
<input type="checkbox"/>	Non-mandated change in eligibility / enrollment for existing program.
<input type="checkbox"/>	Change in case load / enrollment under existing program guidelines.
<input type="checkbox"/>	Non-mandated program change in service levels or areas.
<input type="checkbox"/>	Loss of federal or other external financial support for existing program.
<input type="checkbox"/>	Exhaustion of fund balances previously used to support program.
<input checked="" type="checkbox"/>	Proposed establishment of a new program or initiative.

RECIPIENTS OF FUNDS The recurring funds would be used by the SEC to implement a program to supervise County Boards of Registration and Elections and conduct a compliance audit program as mandated by S.815/A.196 passed in 2014. Recurring items are personal services, benefits, training, vehicle maintenance, travel, office space, and subscription to a legal reference/research service.
What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

RELATED REQUEST(S) The Agency has a non-recurring request for vehicles which would be used to travel to the counties by the regional representatives. No other agencies will be requesting funding for this program.
Is this decision package associated with other decision packages requested by your agency or other agencies this year? Is it associated with a specific capital or non-recurring request?

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MATCHING FUNDS	There are no matching funds available.
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Would these funds be matched by federal, institutional, philanthropic, or other resources? If so, identify the source and amount.

FUNDING ALTERNATIVES	The SEC has reviewed all other resources and does not have any other funding sources which can be used to implement this program.
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What other possible funding sources were considered? Could this request be met in whole or in part with the use of other resources, including fund balances? If so, please comment on the sustainability of such an approach.

SUMMARY	<p>S.815/A.196 was passed in June 2014 giving the SEC supervisory authority over all elections. Supervisory authority is a significant change for the SEC and county boards of registration and elections. The SEC is also required to perform audits and other post election analysis to determine if county boards are compliant with state and federal laws as well as SEC policies and procedures. The agency is also tasked with preparing audit reports, making recommendations for improvement and overseeing corrective actions. If the county is found to be noncompliant or is unable to certify the results of an election, the SEC can step in and assist a county with certification or with day-to-day operations if necessary.</p> <p>The long-term effect of these legislative changes will be increased accountability, transparency, increased voter confidence and better run elections. However, adequate funding is imperative in order to fully implement an audit and post analysis program.</p> <p>The SEC received \$50,000 in non-recurring earmarked funds in FY 2014-15 to hire a consulting firm to develop an audit plan.</p> <p>The SEC proposes hiring five regional representatives who would provide ongoing support and training to county boards of registration and elections in an attempt to identify any weaknesses or deficiencies at the county level prior to the election. The representatives would also be responsible for performing county compliance field audits as defined in the audit guidelines which are currently being developed. The guidelines should be completed by November 1, 2014.</p> <p>The SEC also plans to hire a staff attorney to provide assistance with the legal issues that will be encountered as a result of this new process. Previously, the SEC has relied upon the Attorney General’s Office for legal representation; however, the additional duties mandated by S.815/A.196 will require ongoing legal support as current policies and procedures are reviewed and new policies and procedures are developed.</p>
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Provide a summary of the rationale for the decision package. Why has it been

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requested? How specifically would the requested funds be used?

METHOD OF CALCULATION	<p>The salaries were calculated based on the anticipated salary and benefits required for five Program Coordinator II positions and one staff attorney. The regional representatives would provide ongoing field support, field compliance audits and training for all aspects of the voter registration and election processes. The staff attorney would provide the SEC with ongoing legal advice. The following items would be necessary to support the six positions:</p> <ul style="list-style-type: none"> • FTE salaries 355,000 • FTE benefits 150,000 • Training 35,000 • Travel 50,000 • Office space 100,000 • Vehicle maintenance/fuel 40,000 • Legal reference material <u>12,000</u> <p>Total recurring request \$742,000</p> <p>Since the passage of S.815/A.196 the SEC reviewed the legislation and has worked with the consultant to develop the guidelines for the program. The SEC now has a good understanding of the magnitude of this program. However, with the implementation of a new program, additional resources could be needed. Every effort will be made to implement the program within the budget provided.</p>
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How was the amount of the request calculated? What factors could cause deviations between the request and the amount that could ultimately be required in order to perform the underlying work?

FUTURE IMPACT	<p>While the SEC has previously supported counties in the conduct of elections, the Agency does not currently have adequate staff or funding to implement S.815/A.196. Without adequate funding, the SEC could not provide the required level of ongoing support to counties and conduct audits to identify deficiencies.</p> <p>The impact on future operating budgets if this request is not granted is the SEC could be faced with running a deficit in operating funds.</p>
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Will the state incur any maintenance-of-effort or other obligations by adopting this decision package? What impact will there be on future capital and/or operating

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budgets if this request is or is not honored? Has a source of any such funds been identified and/or obtained by your agency?

PRIORITIZATION	<p>The program has been mandated with the passage of S.815/A.196. The SEC now has the responsibility to ensure that counties are in compliance with the law. No other funds are available and the agency is already underfunded in general fund personal services and operating funds.</p>
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If no or insufficient new funds are available in order to meet this need, how would the agency prefer to proceed? By using fund balances, generating new revenue, cutting other programs, or deferring action on this request in FY 2014-15?

INTENDED IMPACT	<p>Proper funding is necessary in order to meet the requirements of S.815/A.196. The responsibilities for complying with the Act will be ongoing.</p>
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What impact is this decision package intended to have on service delivery and program outcomes, and over what period of time?

PROGRAM EVALUATION	<p>Regional representatives will work with county boards of registration and elections on an ongoing basis to identify deficiencies and provide necessary training.</p> <p>Following each statewide election the SEC will review, audit and perform other post-election analysis. A report containing the findings and recommendations will be issued to the county boards and the General Assembly.</p> <p>The long-term impact of this Act will be greater transparency and accountability and will result in increased voter confidence in the election process and better elections for the citizens of South Carolina.</p>
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How would the use of these funds be evaluated? What specific outcome or performance measures would be used to assess the effectiveness of this program?

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FORM C – CAPITAL OR NON-RECURRING APPROPRIATION REQUEST

DECISION PACKAGE	4532
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Provide the decision package number issued by the PBF system ("Governor's Request").

TITLE	Supervise the Conduct of County Boards of Voter Registration and Elections and Conduct County Compliance Audits – Vehicles for Regional Representatives
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Provide a brief, descriptive title for this request.

AMOUNT	\$100,000
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How much is requested for this project in FY 2015-16?

BUDGET PROGRAM	
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Identify the associated budget program(s) by name and budget section.

SUMMARY	<p>S.815/A.196 was passed in June 2014 giving the SEC supervisory authority over all elections. Supervisory authority is a significant change for the SEC and county boards of registration and elections. The SEC is required to perform audits and other post election analysis to determine if county boards are compliant with state and federal laws as well as SEC policies and procedures. The agency is also tasked with preparing audit reports, making recommendations for improvement and overseeing corrective actions. If the county is found to be noncompliant or is unable to certify the results of an election, the SEC can step in and assist a county with certification or day-to-day operations if necessary.</p> <p>The long-term effect of these legislative changes will be increased accountability, transparency, voter confidence and better run elections. However, adequate funding is imperative in order to fully implement an audit and post analysis program.</p> <p>The SEC proposes hiring five regional representatives who would provide ongoing support and training to county boards of registration and elections in an attempt to identify any weaknesses or deficiencies at the county level prior to the election. The representatives would also be responsible for performing county compliance field audits as defined in the audit guidelines which are currently being developed. The guidelines should be completed by November 1, 2014.</p> <p>This non-recurring request is for vehicles for the regional representatives to use as they travel to and from their assigned counties. The use of state-owned vehicles will save the agency money over the life of the ongoing program.</p>
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Provide a summary of the project and explain why it is necessary. If the request is related to information security or information technology, explain its relationship to the agency's security or technology plan.

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RELATED REQUEST(S) Recurring request for Supervise the Conduct of County Boards of Voter Registration and Elections and Conduct County Compliance Audits

Is this decision package associated with other decision packages requested by your agency or other agencies this year? Is it associated with a specific capital or non-recurring request?

MATCHING FUNDS No matching funds or other resources are available.

Would these funds be matched by federal, institutional, philanthropic, or other resources? If so, identify the source and amount.

FUNDING ALTERNATIVES The SEC has reviewed all other resources and does not have any other funding sources which can be used to purchase vehicles for the regional representatives to commute to their assigned counties.

What other possible funding sources were considered?

LONG-TERM PLANNING AND SUSTAINABILITY The SEC received \$50,000 in non-recurring earmarked funds in FY 2014-15 to hire a consulting firm to develop an audit plan.

The Agency will save money over the life of the ongoing program by providing vehicles for the regional representatives to travel to and from their assigned counties instead of providing mileage for them to drive their personal vehicles.

What other funds have already been invested in this project (source/type, amount, timeframe)? Will other capital and/or operating funds for this project be requested in the future? If so, how much, and in which fiscal years? Has a source for those funds been identified/secured?

OTHER APPROVALS In 2014 the legislature passed S.815/A.196 mandating the Agency to create this program.

What approvals have already been obtained? Are there additional approvals that must be secured in order for the project to succeed? (Institutional board, JBRC, BCB, etc.)

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FORM C – CAPITAL OR NON-RECURRING APPROPRIATION REQUEST

DECISION PACKAGE	4591
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Provide the decision package number issued by the PBF system ("Governor's Request").

TITLE	New Statewide Voting System
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Provide a brief, descriptive title for this request.

AMOUNT	\$20,000,000
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How much is requested for this project in FY 2015-16?

BUDGET PROGRAM	
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Identify the associated budget program(s) by name and budget section.

SUMMARY	<p>The purpose of this request is to continue to build a fund in anticipation of replacing the statewide voting system in FY2016-17.</p> <p>The State uses an electronic voting system in all counties. The current system is approximately 11 years old with a life expectancy of 12-15 years. The system includes more than 12,000 touch screen voting machines, more than 2,000 touch screen voting machines with audio ballot capabilities for the visually impaired, optical ballot scanners for absentee by mail ballots, and other peripheral equipment.</p> <p>Beginning in 2015, the Agency will conduct system requirements workshops with state and county subject matter experts and develop a Request for Proposals (RFP) to be issued by State Procurement Information Technology Management Office (ITMO). The Agency anticipates issuing the RFP in late 2015 and making an award in 2016. The new system will be implemented in 2017.</p> <p>In addition to purchasing a statewide voting system, funds will be necessary in order for the SEC to provide voter education and training on the new voting system. The cost for the new statewide voting system and voter education and training are anticipated to be approximately \$40,000,000.</p> <p>\$1,000,000 was provided in the FY2014-15 budget. The funds were placed into an account with the Budget and Control Board.</p>
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Provide a summary of the project and explain why it is necessary. If the request is related to information security or information technology, explain its relationship to the agency's security or technology plan.

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RELATED REQUEST(S)	None
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Is this decision package associated with other decision packages requested by your agency or other agencies this year? Is it associated with a specific capital or non-recurring request?

MATCHING FUNDS	No federal or other resources are available and none are anticipated for a new voting system.
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Would these funds be matched by federal, institutional, philanthropic, or other resources? If so, identify the source and amount.

FUNDING ALTERNATIVES	The SEC does not have any other funding sources which can be used for this initiative.
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What other possible funding sources were considered?

LONG-TERM PLANNING AND SUSTAINABILITY	\$1,000,000 was provided in the FY2014-15 budget. The funds were placed into an account with the Budget and Control Board. No other funds have been invested in the project. The purpose of this request is to continue to build a fund in anticipation of a new statewide voting system. This request is for \$20M and additional funds will be necessary next year as well. No other funding sources are available.
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What other funds have already been invested in this project (source/type, amount, timeframe)? Will other capital and/or operating funds for this project be requested in the future? If so, how much, and in which fiscal years? Has a source for those funds been identified/secured?

OTHER APPROVALS	S. C. Code of Laws Sections 7-13-1610, 7-13-1620, 7-13-1640, and 7-13-1655 address the statewide voting system.
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What approvals have already been obtained? Are there additional approvals that must be secured in order for the project to succeed? (Institutional board, JBRC, BCB, etc.)

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FORM C – CAPITAL OR NON-RECURRING APPROPRIATION REQUEST

DECISION PACKAGE	4582
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Provide the decision package number issued by the PBF system ("Governor's Request").

TITLE	2016 Presidential Preference Primaries
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Provide a brief, descriptive title for this request.

AMOUNT	\$2,200,000
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How much is requested for this project in FY 2015-16?

BUDGET PROGRAM	None
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Identify the associated budget program(s) by name and budget section.

SUMMARY	<p>The State Election Commission (SEC) is required to conduct Presidential Preference Primaries (PPP) for the State Democratic and Republican parties every four years for voters to express their preference for the party's nomination for President of the United States.</p> <p>The SEC and county boards of registration and elections conducted the 2008 PPP's at a cost of \$2,390,806 and the 2012 PPP's at a cost of \$1,321,186. The 2008 PPP included both the Democratic and Republican parties. In 2012 only the Republican Party held a PPP. The majority of the expenses incurred for conducting a PPP are for poll managers. Other expenditures include ballots, legal notices, polling location technicians, postage, security, training, freight, etc.</p> <p>The PPP's are currently not funded and are tentatively scheduled to be conducted in February of 2016. Candidate filing fees are estimated to be between \$350,000 and \$400,000.</p>
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Provide a summary of the project and explain why it is necessary. If the request is related to information security or information technology, explain its relationship to the agency's security or technology plan.

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RELATED REQUEST(S)	None
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Is this decision package associated with other decision packages requested by your agency or other agencies this year? Is it associated with a specific capital or non-recurring request?

MATCHING FUNDS	No matching funds or other resources are available.
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Would these funds be matched by federal, institutional, philanthropic, or other resources? If so, identify the source and amount.

FUNDING ALTERNATIVES	The SEC does not have any other funding sources which can be used for this purpose.
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What other possible funding sources were considered?

LONG-TERM PLANNING AND SUSTAINABILITY	The Presidential Preference Primaries are held every four years. The funding will be necessary during those applicable years. The SEC's budget could be adversely affected without the proper funding.
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What other funds have already been invested in this project (source/type, amount, timeframe)? Will other capital and/or operating funds for this project be requested in the future? If so, how much, and in which fiscal years? Has a source for those funds been identified/secured?

OTHER APPROVALS	Authority to conduct the Presidential Preference Primaries is in the S. C. Code of Laws Section 7-11-20.
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What approvals have already been obtained? Are there additional approvals that must be secured in order for the project to succeed? (Institutional board, JBRC, BCB, etc.)

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FORM D – PROVISO REVISION REQUEST

NUMBER	101.1
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Cite the proviso according to the renumbered list for FY 2015-16 (or mark "NEW").

TITLE	(ELECT: County Boards of Voter Registration and Elections)
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Provide the title from the FY 2014-15 Appropriations Act or suggest a short title for any new request.

BUDGET PROGRAM	Distribution to Subdivision Aid County/Local Registration Expense - IV
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Identify the associated budget program(s) by name and budget section.

DECISION PACKAGE	
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Is this request associated with a decision package you have submitted for FY 2015-16? If so, cite it here.

REQUESTED ACTION	Amend
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Choose from: Add, Delete, Amend, or Codify.

OTHER AGENCIES AFFECTED	None
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Which other agencies would be affected by the recommended action? How?

SUMMARY	<p>The SEC is requesting a name change for county board of voter registration and elections.</p> <p>Proviso 101.1 provides for a county stipend for county boards of voter registration and elections. S.815/A.196 combined all boards of voter registration and elections, requires post election audits and analysis and allows for state assistance if a county fails to follow state/federal law or procedures. This amendment would change all references to the name of the county board as per S.815/A.196.</p>
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Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it.

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EXPLANATION	<p>The SEC is requesting a name change for the county boards of voter registration and elections. Prior to the passage of S.815/A.196, county registration and election offices were referenced in all applicable SEC provisos as “county registration board and county election commission”. S.815/A.196 combined all boards of voter registration and elections and changed the name of all boards to “county boards of voter registration and elections”. This amendment to the proviso would change all references in the title and the body of the proviso to “county boards of voter registration and elections”.</p>
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Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

FISCAL IMPACT	<p>None</p>
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

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PROPOSED PROVISO TEXT	<p>(ELECT: County Registration Board and County Election Commission <u>County Boards of Voter Registration and Elections</u> Compensation) The amounts appropriated in this section for "County Registration Board Members and County Election," "<u>County Boards of Voter Registration and Elections Commissioners</u>" shall be disbursed annually to the County Treasurer at the rate of \$1,500 for each member, not to exceed \$12,500 per county. The County Treasurer shall use these funds only for the compensation of County Registration Board Members and County Election Commissioners <u>County Boards of Voter Registration and Elections Commissioners</u>. Any funds not used for this purpose shall be returned to the State Treasurer. These funds are exempted from mandated budget reductions. In addition, in the calculation of any across the board agency base reductions mandated by the Budget and Control Board or the General Assembly, the amount of funds appropriated for compensation of County Registration Board Members and County Election <u>County Boards of Voter Registration and Elections</u> Commissioners shall be excluded from the agency's base budget.</p>
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Paste FY 2014-15 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

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FORM D – PROVISO REVISION REQUEST

NUMBER	101.2
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Cite the proviso according to the renumbered list for FY 2015-16 (or mark "NEW").

TITLE	(ELECT: Elections Managers and Clerks Per Diem)
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Provide the title from the FY 2014-15 Appropriations Act or suggest a short title for any new request.

BUDGET PROGRAM	Statewide/Special Primaries Special Items: Stwide Primaries/General Election - V
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Identify the associated budget program(s) by name and budget section.

DECISION PACKAGE	
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Is this request associated with a decision package you have submitted for FY 2015-16? If so, cite it here.

REQUESTED ACTION	Amend
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Choose from: Add, Delete, Amend, or Codify.

OTHER AGENCIES AFFECTED	None
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Which other agencies would be affected by the recommended action? How?

SUMMARY	<p>The SEC is requesting a name change for county boards of voter registration and elections.</p> <p>Proviso 101.2 provides for reimbursement for managers and clerks who train and work in state and county elections. S.815/A.196 combined all boards of voter registration and elections. This amendment will change all references to the name of the county board as per S.815/A.196.</p>
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Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it.

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EXPLANATION	<p>S The SEC is requesting a name change for county boards of voter registration and elections. S.815/A.196 combined all boards of voter registration and elections, requires post election audits and analysis and allows for state assistance if a county fails to follow state/federal law or procedures. This amendment will change all references to the name of the county board as per S.815/A.196.</p>
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Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

FISCAL IMPACT	<p>None</p>
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

(ELECT: Elections Managers & Clerks Per Diem) Managers and clerks of state and county elections shall receive a per diem of \$60.00; but managers shall not be paid for more than two days for any election and clerks for not more than three days for any election. The commission may adjust the per diem of \$60.00 for the managers and clerks of the statewide election to a higher level only to the extent that the appropriation for the statewide election is sufficient to bear the added cost of increasing the per diem and the cost of the statewide election. Up to three additional managers per county may be appointed to assist ~~registration boards~~ county boards of voter registration and elections with the absentee/fail safe voting process prior to, on election day, and immediately following statewide elections. Managers assisting the ~~registration board~~ county boards of voter registration and elections in the absentee/fail safe process may receive a per diem of \$60.00 per day for not more than a total of fifteen days regardless of whether one, two, or three additional managers are used.

**PROPOSED
PROVISO TEXT**

Paste FY 2014-15 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

FORM D – PROVISO REVISION REQUEST

NUMBER 101.4

Cite the proviso according to the renumbered list for FY 2015-16 (or mark "NEW").

TITLE (ELECT: Sale of Lists Revenue Carry Forward)

Provide the title from the FY 2014-15 Appropriations Act or suggest a short title for any new request.

BUDGET PROGRAM Sale of List - I

Identify the associated budget program(s) by name and budget section.

DECISION PACKAGE

Is this request associated with a decision package you have submitted for FY 2015-16? If so, cite it here.

REQUESTED ACTION Amend

Choose from: Add, Delete, Amend, or Codify.

OTHER AGENCIES AFFECTED None

Which other agencies would be affected by the recommended action? How?

SUMMARY

Proviso 101.4 allows the State Election Commission (SEC) to retain and expend revenue generated by providing saleable data to electors who request the information. The current language in the proviso states that the funds collected for the program may be used to reimburse the Budget and Control Board for their expenses and to pay for postage and shipment of the data. The Budget and Control Board is no longer in existence. The SEC is requesting the language be changed to delete the reference to the non-existent board.

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

EXPLANATION	<p>The SEC is requesting the language in the proviso be changed to delete reference to the Budget and Control Board. The board no longer exists.</p>
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Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

FISCAL IMPACT	<p>None</p>
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

(ELECT: Sale of Lists Revenue Carry Forward) Any revenue generated from the sale of election lists may be retained and expended by the South Carolina Election Commission to support the expenses of the program ~~reimburse the Budget and Control Board, Division of Operations, for the printing of such lists and to pay expenses of postage and shipment of these lists to electors who purchase them.~~ After such reimbursement has been made an amount, not to exceed \$400,000, shall be used for non-recurring expenses in conjunction with extraordinary special election and legal costs and costs for upgrading the Statewide Voter Registration System. Any balance in the Sale of Lists Account on June thirtieth, of the prior fiscal year may be carried forward and expended for the same purposes during the current fiscal year.

**PROPOSED
PROVISO TEXT**

Paste FY 2014-15 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

FORM D – PROVISO REVISION REQUEST

NUMBER 101.7

Cite the proviso according to the renumbered list for FY 2015-16 (or mark "NEW").

TITLE (ELECT: Training and Certification Program)

Provide the title from the FY 2014-15 Appropriations Act or suggest a short title for any new request.

BUDGET PROGRAM Public Information/Training - III

Identify the associated budget program(s) by name and budget section.

DECISION PACKAGE

Is this request associated with a decision package you have submitted for FY 2015-16? If so, cite it here.

REQUESTED ACTION Amend

Choose from: Add, Delete, Amend, or Codify.

OTHER AGENCIES AFFECTED None

Which other agencies would be affected by the recommended action? How?

SUMMARY

The SEC is requesting a name change for county boards of voter registration and elections. Proviso 101.7 requires all county boards of voter registration and elections to complete the State Election Commission’s (SEC) Training and Certification Program within eighteen months of initial appointment and at least one continuing education training course per year.

S.815/A.196 combined all boards of voter registration and elections, requires post election audits and analysis and allows for state assistance if a county fails to follow state/federal law or procedures. This amendment would change all references to the name of the county board as per S.815/A.196.

The SEC is also requesting language in the proviso be deleted relating to the legislative delegation being required to replace a non-compliant county board member. The proviso language conflicts with S. C. Code of Laws Section 7-5-10 which states that the Governor must either move the non-compliant board member or grant the member an extension to complete the training and certification program based upon exceptional circumstances.

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

EXPLANATION	<p>The training and certification program provides a common curriculum to include core courses and electives which are designed to promote professional development. County board members are required to complete the program within eighteen months of initial appointment and they must also complete at least one continuing education course per year thereafter.</p> <p>If a county board member does not complete the requirements of the program, the member is considered non-compliant and the stipend for the board member must be withheld by the SEC. Proviso 101.7 states that the Governor must remove the board member from the board for non-compliance.</p> <p>The SEC is requesting deletion of the sentence that states “If a board or commission member does not become compliant with the law within eighteen months of initial notification of stipend withholding, the county’s legislative delegation must replace that person on the board or commission”. This language is not necessary as Section 7-5-10 of the South Carolina Code of Laws requires the Governor to remove the non-compliant board member.</p> <p>The SEC is also requesting a change to all references to the name of the county boards of voter registration and elections as per S.815/A.196.</p>
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Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

FISCAL IMPACT	None
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

AGENCY NAME:	State Election Commission		
AGENCY CODE:	101	SECTION:	E28

PROPOSED PROVISO TEXT	<p>(ELECT: Training & Certification Program) All members and staff of County Boards of Voter Registration and County Elections Commissions will receive a common curriculum to include core courses on the duties and responsibilities of county <u>boards of voter registration boards</u> and <u>county elections commissions</u> and electives to promote quality service and professional development. The State Election Commission shall make these courses available in various locations, including but not be limited to, the upstate, coastal, and midlands areas of the state. Up to \$35,000 of revenue generated by charging a fee to attend these courses may be retained and expended by the South Carolina Election Commission to help cover the cost of providing the training. Any balance in the training and certification account on June thirtieth, of the prior fiscal year may be carried forward and expended for the same purpose during the current fiscal year.</p> <p>The State Election Commission is required to withhold the stipend of members who do not complete the training and certification program as required in Sections 7-5-10, 7-5-35 and 7-13-70 of the 1976 Code. Additionally, funds will also be withheld if a board or commission member completes the training and certification program, but fails to complete at least one training course per year. The board or commission member and members of that county's legislative delegation will be notified of the withholding of the stipend and the requirements needed to bring the member into compliance with the law. If a board or commission member cannot complete the program or complete the required continuing education due to extenuating circumstances, the board or commission member must submit a written request to the county legislative delegation for approval or funds will continue to be withheld as described in this proviso. If a board or commission member does not become compliant with the law within eighteen months of initial notification of stipend withholding, the county's legislative delegation must replace that person on the board or commission.</p>
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Paste FY 2014-15 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.