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COVID-19 emergency powers pursuant to Proviso 1.94

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STATE OF SOUTH CAROLINA
DEPARTMENT OF EDUCATION

MOLLY M. SPEARMAN
STATE SUPERINTENDENT OF EDUCATION



COVID-19 Emergency Powers

Pursuant to Proviso 1.94

August 11, 2021

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Proviso 1.94 Language

Per Proviso 1.94, the State Superintendent of Education is required to report on the emergency powers exercised under the proviso. The full language of the proviso may be found below.

1.94. (SDE: COVID-19 Emergency Powers) (A) The Superintendent of Education is authorized to provide maximum financial flexibility including, but not limited to, the authority to carry forward any cash balances to local school districts adjusting to operations in response to COVID-19.

(B) The State Superintendent of Education is authorized to carry forward any cash balances maintained by the Department of Education. The superintendent is further authorized to transfer any appropriations within the department to assist local school districts to use summer reading camps and all other available tools to ensure appropriate time is spent by students to keep them on grade level and satisfy their learning needs adjusting operations in response to COVID-19.

(C) On or before August 1, 2021, the State Superintendent of Education shall provide a report to the Senate Finance Committee, the House of Representatives Ways and Means Committee, the Senate Education Committee, and the House of Representatives Education and Public Works Committee concerning the emergency powers exercised in this provision.

Emergency Powers Exercised

The following are areas the State Superintendent of Education has used the authority provided for in Proviso 1.94 (Fiscal Year (FY) 2021):

Amount (if applicable)	Summary
	Transfer lottery funding designated for school buses in order to pay off the obligation for math instructional materials.
\$169,482.00	Carryforward funds for digital literacy standards.
\$4,545.45	Carryforward Career and Technical Education funds for which an interdepartmental transfer payment was not completed prior to year-end close out.
\$175,627.10	Carryforward funding appropriated for school value added system
\$594,950.00	Transfer additional teacher supply funding to the appropriation line to make payments to school districts.
\$313.00	Carryforward funding remaining from Grants Committee Appropriation
\$1,027,995.29	Carryforward general fund CERDEP balance
\$6,518,280.34	Used 1.94 to carryforward EIA CERDEP balance

The following are areas the State Superintendent of Education plans to use the authority provided for in Proviso 1.94:

- Allow districts to carryforward funding allocated in FY 20 to June 30, 2022.
- Allow for carryforward in FY 22 to be used for an Educator Preparation Program Data System.