

From: Pitts, Ted  
To: Soura, Christian <ChristianSoura@gov.sc.gov>  
Veldran, Katherine <KatherineVeldran@gov.sc.gov>  
Date: 9/25/2013 4:04:28 PM  
Subject: FW: Legislative Requirement

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From: JOHN FINAN [mailto:finanj@bellsouth.net]  
Sent: Wednesday, September 25, 2013 1:07 PM  
To: Pitts, Ted  
Subject: Fw: Legislative Requirement

Ted, please see below which outlines why higher ed institutions must come through CHE for their permanent improvement projects. It appears to be law. Also, section 2-47-50 of the law specifies that ;projects from all source of funds must come to the board and hence through CHE. So, it appears current law dictates that projects funded other than through state appropriations or tuition still must come through CHE and budget and control board.

----- Forwarded Message -----

**From:** John Finan <jfinan@che.sc.gov>  
**To:** "finanj@bellsouth.net" <finanj@bellsouth.net>  
**Sent:** Wednesday, September 25, 2013 12:51 PM  
**Subject:** FW: Legislative Requirement

From: Gary Glenn  
Sent: Tuesday, September 24, 2013 4:50 PM  
To: John Finan  
Cc: Richard Sutton  
Subject: Legislative Requirement

In response to your telephone request for the legislative citation that requires all permanent improvement projects to come through the Commission, I offer the following:

SECTION 2 47 40. Information to be furnished by agencies and institutions.

To assist the State Budget and Control Board (the Board) and the Joint Bond Review Committee (the Committee) in carrying out their respective responsibilities, any agency or institution requesting or receiving funds from any source for use in the financing of any permanent improvement project, as a minimum, shall provide to the Board, in such form and at such times as the Board, after review by the Committee, may prescribe: (a) a complete description of the proposed project; (b) a statement of justification for the proposed project; (c) a statement of the purposes and intended uses of the proposed project; (d) the estimated total cost of the proposed project; (e) an estimate of the additional future annual operating costs associated with the proposed project; (f) a statement of the expected impact of the proposed project on the five year operating plan of the agency or institution proposing the project; (g) a proposed plan of financing the project, specifically identifying funds proposed from sources other than capital improvement bond authorizations; and (h) the specification of the priority of each project among those proposed.

All institutions of higher learning shall submit permanent improvement project proposal and justification statements to the Board through the Commission on Higher Education which shall forward all such statements and all supporting documentation received to the Board together with its comments and recommendations. The recommendations of the Commission on Higher Education, among other things, shall include all of the permanent improvement projects requested by the several institutions listed in the order of priority deemed appropriate by the Commission on Higher Education without regard to the sources of funds proposed for the financing of the projects requested.

The Board shall forward a copy of each project proposal and justification statement and supporting documentation received together with the Board's recommendations on such projects to the Committee for its review and action. The recommendations of the Commission on Higher Education shall be included in the materials forwarded to the Committee by the Board.

Gary

*Gary S. Glenn*

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