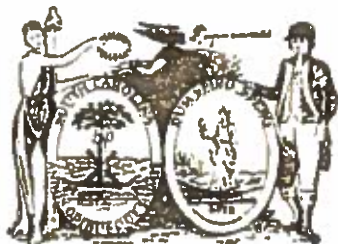


State of South Carolina
Executive Department

FILED

SEP 19 2016

Mark Hammond
SECRETARY OF STATE



Office of the Governor

EXECUTIVE ORDER NO.

2016-22

WHEREAS, in recent years South Carolina's Other Funds revenue has substantially increased, representing the largest fund source in the Fiscal Year (FY) 2016-17 Appropriations Act at over \$10.39 billion, compared to \$7.57 billion and \$8.35 billion for General Funds and Federal Funds respectively; and

WHEREAS, Other Funds span many agencies and encompass various fines and fees, including college tuition, filing fees, laboratory test fees, environmental fees, archival research fees, business and facility licensing fees, and driver reinstatement fees; and

WHEREAS, recognizing the need for accountability and transparency in the collection of Other Funds by state agencies, the General Assembly, most recently via Proviso 117.74 of the FY 2016-17 Appropriations Act, requires each state agency to provide a public report of all aggregated amounts of fines and fees that were charged, collected, and expended by that agency but does not require the agencies to identify the cash balance at the end of the fiscal year or an explanation of the need to carry a cash balance in excess of actual expenditures; and

WHEREAS, at the close of the past four fiscal years, state agencies have had end of year Other Funds balances of roughly \$2.1 billion, \$2.3 billion, \$2.6 billion, and \$3.2 billion, respectively; and

WHEREAS, fines, fees, and user charges is often another form of taxation that increases the cost and complexity of living and doing business in South Carolina; and

WHEREAS, Other Funds data is an essential component in the budget development process.

NOW, THEREFORE, pursuant to the authority vested in me by the Constitution and Statutes of this State, I hereby direct all state agencies to prepare an Other Funds report containing the following:

1. For each Other Fund revenue source, the enabling statute or proviso that authorizes its collection.
2. The agency program or activity that is supported by funds generated from the revenue source.
3. The statute or proviso that grants carry forward authority for funds generated from the revenue source.
4. An explanation of how the revenue source is generated to include the entity or person(s) assessed the fee, fine, or charge.
5. The actual amount collected in the previous fiscal year, the amount estimated to be collected in the current fiscal year, and the amount estimated to be collected in the upcoming fiscal year.
6. The actual expenditures paid from funds generated by the revenue source for the previous fiscal year.
7. The revenue source's cash balance at the end of the previous fiscal year.
8. An explanation of the need to carry a cash balance in excess of the actual expenditures for the previous fiscal year.

BE IT FURTHER ORDERED, the Executive Budget Office shall develop a format and process for collecting the Other Funds reports from all state agencies. All state agencies must submit by November 1st of each year the Other Funds report to the Executive Budget Office that shall be made public.

This Order shall take effect immediately.



GIVEN UNDER MY HAND AND THE
GREAT SEAL OF THE STATE OF
SOUTH CAROLINA, THIS 19TH DAY
OF SEPTEMBER, 2016.



NIKKI R. HALEY
Governor

ATTEST:



MARK HAMMOND
Secretary of State

Commitment Items

Name of Agency Contact: Thomas Welch, Assistant Vice President for Financial Services
Contact Phone Number: 843.661.1136
Contact E-mail Address: rwelch@fmarion.edu
Link to fees: <http://www.fmarion.edu/about/fees>

Agency Code	Agency Name (or Acronym)	Fund Number	Fund Title	Commitment Item	Commitment Item Title	Enabling Statute or Proviso	Purpose of Fund/Commitment Item	Program or Activity Supported by Revenue	Carry Forward Authority (Statute or Proviso)	Detail of How Revenue is Generated. Fees, Fines, Assessments, Charges, etc. amount(s). Identify who pays the fee, fine charge, etc.	FY 2015-16 Actual Revenue	FY 2016-17 Estimated Revenue	FY 2017-18 Projected Revenue
1 H180	FRANCIS MARION UNIVERSITY	30369000	AFS-HIGHER EDUC DEP	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (8)	The fund is used primarily to account for tuition, fees, and undesignated contract revenue and other miscellaneous funds received by the University's General Fund.	Instruction, Community Services, Academic Support, Student Affairs, Institutional Support, Physical Plant, Scholarships	Proviso 117.8	Revenue is generated from student tuition and fees. Payment of these fees may be in cash, aid from state (See Allocations from St. Agency below), federal, and other scholarship, loan, and financial aid. This code also collects misc. contract revenue, fees charged to patrons of the University, and gifts and donations received by the University's General Fund.	\$23,966,829	\$25,168,258	\$26,086,690
2 H180	FRANCIS MARION UNIVERSITY	31169000	AFS-AUXILIARY ENTER	4480010000	SL OF GOODS	SC Code of Laws Section 59-133-30 (8)	Administration of University Auxiliaries both internally managed by the University and via outsourced auxiliary contractors procured by the University. All revenues of this fund are for the sale of goods or service with the primary recipient being the students of FMU.	University Bookstore, Student Housing, FMU Dining Service, Athletic Concessions, Laundry Service, ATM Service, Copier Service.	Proviso 117.8	Revenue is derived from student fees for dining service and student housing, athletic concession sales, and contract commission revenue from bookstore sales, vending, laundry services, ATM Service, and copier service provided by outsourced auxiliary vendors.	\$3,220,403	\$3,325,066	\$3,325,066
3 H180	FRANCIS MARION UNIVERSITY	32329000	AFS-AGENCY FUNDS	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (10)	This account administers funds held in trust by the University as well as our direct student loan programs.	Trust accounts & Direct Student Loan Programs	Proviso 117.8	Various trust accounts setup by affiliated student, faculty, staff organizations, and other organizations as deemed necessary and allowable by the University. This account also administers direct student loan funds received by the University on behalf of the students.	\$2,426,731	\$2,426,731	\$2,426,731
4 H180	FRANCIS MARION UNIVERSITY	34179000	AFS-SPECIAL OPERAT	4280020000	FED OPER GRANT-REST	SC Code of Laws Section 59-133-30 (4), (8), & (10)	This account administers funds restricted by the University. Federal, State, Local and other grants (Including Pell Grants).	Scholarships, Instructional Grants, Community Services, Academic Support Programs	Proviso 117.8	Revenue is generated from Student Tuition and Fees. Payment of these fees are federal financial aid. This code also collects misc. contract revenue, fees charged to patrons of the University, and gifts and donations received by the University's general / operating fund.	\$33,123,158	\$33,653,129	\$33,653,129
5 H180	FRANCIS MARION UNIVERSITY	34179000	AFS-SPECIAL OPERAT	4310020000	GEN CONT/DON-UNRES	SC Code of Laws Section 59-133-30 (4), (8), & (10)	This account administers funds designated for the University.	Athletics, The Performing Arts Center, Instructional, Community Service, Academic Support, Student Services/Camps Programs.	Proviso 117.8	Revenue is generated from student tuition and fees. Payment of these fees may be in cash, aid from state, federal, and other scholarship, loan, and financial aid. This code also collects misc. contract revenue, fees charged to patrons of the University, and gifts and donations received by the University's general / operating fund.	\$4,104,090	\$4,136,552	\$4,136,552
6 H180	FRANCIS MARION UNIVERSITY	35809000	AFS-STUDENT LOAN FD	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (10)	This account administers several donor established small/short-term loan programs for the University.	JR Driggs, Kappa Alpha Psi, & Lt Rick Gould Memorial Loan programs	Proviso 117.8	Revenue is typically generated from late fees & loan interest fees.	\$20	\$10	\$10

7	H180	FRANCIS MARION UNIVERSITY	42E59000	AFS-FMU MAINT RES 04	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (8) & (10)	To administer the maintenance reserve fund of FMU. Commitment item receives a portion of student tuition and fee revenue.	Maintenance Repair and Replacement Program of the University's Physical Plant.	Proviso 117.8	Revenue is generated from student tuition and fees. Payment of these fees may be in cash, aid from state, federal, and other scholarship, loan, and financial aid.	(\$2,157,593)	\$271,137	\$658,137
8	H180	FRANCIS MARION UNIVERSITY	42E59000	AFS-FMU MAINT RES 04	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (8) & (10)	To administer the maintenance reserve fund of FMU. Commitment item receives interest earnings of funds held within the fund account.	Maintenance Repair and Replacement Program of the University's Physical Plant.	Proviso 117.8	Interest revenue is generated from cash balances within the fund and deposited with the State Treasurer.	\$84,276	\$74,947	\$79,444
9	H180	FRANCIS MARION UNIVERSITY	43789000	AFS-ATHLETIC SCHOLAR	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (10)	This is a quasi endowment for the Athletic Department. Commitment item receives interest earnings of funds held within the fund account.	Athletics	Proviso 117.8	Interest revenue is generated from cash balances within the fund and deposited with the State Treasurer.	\$769	\$815	\$864
10	H180	FRANCIS MARION UNIVERSITY	43B29000	AFS-ALUMNI FUNDS	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (10)	This is a quasi endowment for the Alumni Association. Commitment item receives interest earnings of funds held within the fund account.	Alumni Association	Proviso 117.8	Interest revenue is generated from cash balances within the fund and deposited with the State Treasurer.	\$784	\$831	\$881
11	H180	FRANCIS MARION UNIVERSITY	44589000	AFS-CHE ENDOWMENT	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (10)	To administer the two Palmetto Professor's Endowments of the University. Commitment item receives interest earnings of funds held within the fund account.	Endowments of Faculty, Instruction	Proviso 117.8	Endowment corpuses (Originally received from the University, Commission on Higher Education, and Carolina Power and Light) are held by the FMU Education Foundation, which in turn provides all investment earnings back to the University. Investment earnings received by the University from the Foundation are deposited with the St. Treasurer.	\$8	\$8	\$8
12	H180	FRANCIS MARION UNIVERSITY	45819000	AFS-NDSL FUNDS	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (10)	To Administer the Perkins Loan Program	Perkins Loan Program, Instruction	Proviso 117.8	Revenue is derived from the Perkins Loan Program. Funds are repayments of loans, interest and the University's portion of loan repayment as required match of the federal program. This transaction typically is revenue classified under commitment item 49900100000 and this revenue line item is not currently projected to occur in future fiscal years.	\$42,360	\$0	\$0
13	H180	FRANCIS MARION UNIVERSITY	45819000	AFS-NDSL FUNDS	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (10)	To Administer the Perkins Loan Program	Perkins Loan Program, Instruction	Proviso 117.8	Interest revenue is generated from cash balances within the fund and deposited with the State Treasurer.	\$3,046	\$3,229	\$3,422
14	0	FRANCIS MARION UNIVERSITY	45819000	AFS-NDSL FUNDS	4990010000	PRIN RPY S LN & SCHL	SC Code of Laws Section 59-133-30 (10)	To Administer the Perkins Loan Program	Perkins Loan Program, Instruction	Proviso 117.8	Revenue is derived from the Perkins Loan Program. Funds are repayments of loans, interest and the University's portion of loan repayment as required match of the federal program.	\$166,718	\$264,679	\$264,679
15	H180	FRANCIS MARION UNIVERSITY	45989000	AFS-SPECIAL DEP-INV	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (10)	Institutional Investment Accounts	Special Investment Fund for holding short term unallocated funds	Proviso 117.8	This outflow reported for FY2015-16 was a draw down of interest revenue to our operating account for expenditure. This draw down of interest revenue should have been from fund 48F29000 as the expense was related to our Medical Science Complex construction. Subsequent transfer of funds to correct this transaction between this fund and 48F29000 is noted below.	(\$45,760)	\$0	\$0

16	H180	FRANCIS MARION UNIVERSITY	45989000	AFS-SPECIAL DEP-INV	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (10)	Institutional Investment Accounts	Special Investment Fund for holding short term unallocated funds	Proviso 117.8	Interest revenue is generated from cash balances within the fund and deposited with the State Treasurer.	\$7,046	\$4,132	\$4,380
17	H180	FRANCIS MARION UNIVERSITY	45989000	AFS-SPECIAL DEP-INV	4890040000	MISC TRNSF-OTHR FD	SC Code of Laws Section 59-133-30 (10)	Institutional Investment Accounts	Special Investment Fund for holding short term unallocated funds	Proviso 117.8	Transfer of resource from 48F29000 to correct fund balance of 459890000. See fund 459890000 Misc Revenue row for further information for why this transaction line item was necessary.	\$45,760	\$0	\$0
18	H180	FRANCIS MARION UNIVERSITY	48F29000	Medical Science Comp	4530030000	MISC REVENUE	SC Code of Laws Section 59-133-30 (10)	Administration of the Medical Science Complex Capital Project	Capital Projects, Physical Plant, Health Sciences - Instructional Program	Proviso 117.8	Revenue is generated from donations from various donors for the restricted purpose of the capital project.	(\$2,500,000)	\$112	\$0
19	H180	FRANCIS MARION UNIVERSITY	48F29000	Medical Science Comp	4660010000	INVEST ERN	SC Code of Laws Section 59-133-30 (10)	Administration of the Medical Science Complex Capital Project	Capital Projects, Physical Plant, Health Sciences - Instructional Program	Proviso 117.8	Interest revenue is generated from cash balances within the fund and deposited with the State Treasurer.	\$17,776	\$128	\$0
20	H180	FRANCIS MARION UNIVERSITY	48F29000	Medical Science Comp	4890040000	MISC TRNSF-OTHR FD	SC Code of Laws Section 59-133-30 (10)	Administration of the Medical Science Complex Capital Project	Capital Projects, Physical Plant, Health Sciences - Instructional Program	Proviso 117.8	Transfer of resource from 48F29000 to correct fund balance of 459890000. See fund 459890000 Misc Revenue row for further information for why this transaction line item was necessary.	(\$45,760)	\$0	\$0

Agency Funds

Cash Balances and Expenditures

Name of Agency Contact: Thomas Welch, Assistant Vice President for Financial Services

Contact Phone Number: 843.661.1136

Contact E-mail Address: rwelch@fmarion.edu

Agency Code	Agency Name (or Acronym)	Fund Number	Fund Title	FY 2015-16 Year End Cash Balance	FY 2015-16 Total Expenditures from Fund	Cash Balance as a % of Expenditures	Describe in detail why the agency needs to carry forward a balance greater than one-sixth (16.5% = 60 days) of the funds identified as total expenditures for the prior fiscal year
1 H180	FRANCIS MARION UNIVERSITY	30369000	AFS-HIGHER EDUC DEP	\$1,963,352	\$22,003,477	8.92%	This account administers receipt of student tuition and fees and expenditures of the general operations of the General Fund of the University. While this account will typically not exceed 16.5% of expenditures, should this account do so, we would request carryover of funds in accordance with the intent of Proviso 117.8 which allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.
2 H180	FRANCIS MARION UNIVERSITY	31169000	AFS-AUXILIARY ENTER	\$5,985	\$3,214,418	0.19%	This account administers our auxiliary programs of the University. These programs have normal revenue streams. While it is unlikely to have cash balances in excess of 16.5% of the annual expenditures for these accounts; should this ever occur, we would request carryover of said funds as required per proviso 117.8 for the administration and operation of auxiliaries.
3 H180	FRANCIS MARION UNIVERSITY	32329000	AFS-AGENCY FUNDS	\$107,372	\$2,426,731	4.42%	This account administers our Direct Loan Program as well as our Agency funds. These funds are held by the University in trust for the depositor. In no way does the University have control of cash balances and expenditure there of. Cash balances greater than 60 days are outside of the control of the University. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution. Further, agency funds are held in trust and cannot be diverted to fund other purposes unless specifically allowed by the depositor.
4 H180	FRANCIS MARION UNIVERSITY	34179000	AFS-SPECIAL OPERAT	\$17,358	\$37,209,891	0.05%	This account administers designated funds of the University. Special operations include, Athletics, Summer Camps, The Performing Arts Center, the Center for the Child, and other various programs where funding is received specifically for the program but not restricted. Many of these operations have cyclical revenues and are not typical "operational / programmatic other fund accounts" that have steady streams of revenue and cash to support programmatic functions. Cash balances in excess of 60 days may be required due to the accounts/programs irregular funding patterns. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.
5 H180	FRANCIS MARION UNIVERSITY	35809000	AFS-STUDENT LOAN FD	\$21,384	\$0	NA	This account administers our JR Driggs, Kappa Alpha Psi, and Lt. Rick Gould Memorial short term loan programs. All funds of the account are restricted donations to the University for the purpose of providing 30 day loans to students to assist with expenses incident to education at FMU. These funds cannot be diverted to other programs or other purposes due to their restrictive nature. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.

6	H180	FRANCIS MARION UNIVERSITY	36349000	AFS-CAP RES FD OPER	\$1,500,000	\$0	NA	This account administers the University's funds received in FY15-16 Capital Maintenance Reserve Act which provided one time funding for the institution to procure a new enterprise resource planning system. This system has been procured and funds are being drawn down to cover implementation cost of this new system. FMU anticipates these funds to be full expended in FY2017-18. Section 5 of Act 93 (the FY2015-16 Capital Maintenance Reserve Act) allows for the carryforward of unused balances.
7	H180	FRANCIS MARION UNIVERSITY	42E59000	AFS-FMU MAINT RES 04	\$4,668,687	\$0	NA	This account administers the University's maintenance reserve account. While state appropriations account for 22% of the University's revenue, the remaining 78% is derived from student fees, grants, and contracts held by the University. In order to be good stewards of the University's assets, the maintenance reserve account is utilized to supplement; as needed, the repair and replacement of infrastructure, real property, and personal property of the University. Expenditure of these funds vary from year to year dependent upon the maintenance and operating needs of the University. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.
8	H180	FRANCIS MARION UNIVERSITY	43789000	AFS-ATHLETIC SCHOLAR	\$63,301	\$0	NA	This account administers the Athletic Quasi Endowment of the University. This endowment is to be used by the University for the benefit of the Athletics program of the University. While this account currently has no set corpus, it is being added to as funds are available to one day have sufficient funds to justify creation of an endowment. This fund is not the typical "operational / programmatic other fund account" so cash balances will be in excess of the 60 day recommendation described due to the account / cash balances intended use. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.
9	H180	FRANCIS MARION UNIVERSITY	43B29000	AFS-ALUMNI FUNDS	\$62,748	\$0	NA	This account administers the Alumni Quasi Endowment of the University. This endowment is to be used by the University for the benefit of the Alumni program of the University. While this account currently has no set corpus, it is being added to as funds are available to one day have sufficient funds to justify creation of an endowment. This fund is not the typical "operational / programmatic other fund account" so cash balances will be in excess of the 60 day recommendation described due to the account / cash balances intended use. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.
10	H180	FRANCIS MARION UNIVERSITY	44589000	AFS-CHE ENDOWMENT	\$232	\$0	NA	This account administers the Palmetto Endowments for Business and Biology. These endowments were received from SC Commission on Higher Education and Carolina Power and Lights. These funds are restricted for the purpose of endowment of exemplary faculty that meet the requirements of the endowment. This account/endowment carries a corpus of \$200,000 with interest derived from such going to fund the endowments. Due to the restrictive nature of the account, these balances are in excess of 60 days and are required to remain so. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.

11	H180	FRANCIS MARION UNIVERSITY	45819000	AFS-NDSL FUNDS	\$308,627	\$207,802	148.52%	This account administers the University's Perkins Loan Program. Loan programs do not operate on a fiscal year but rather an academic. Due to this, it is natural that cash balances would be there highest prior to billing periods. Cash balances are typically their lowest for this fund in December (when spring semester bills are prepared) and July (when fall semester bills are prepared). The University requires the full carry forward of these balances in excess of the 60 day recommendation for the successful operation of the loan program. The federal government funds this program with the University providing a required match. The University recognizes as revenue and expenses only the portion of loans attributable to its matching contribution. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.
12	H180	FRANCIS MARION UNIVERSITY	45989000	AFS-SPECIAL DEP-INV	\$112,591	\$0	NA	This account administers the general investments of the University. Funds generated by the Institution; when possible, are invested in an interest generating accounts. Funds invested in this account are typically for short term and pulled when funds are needed for the operations of the University. Proviso 117.8 allows carry forward of all funds generated by State Institutions of Higher Education to be used in administration of the institution.