



SOUTH CAROLINA ASSOCIATION OF COUNTIES

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REGULATIONS UPDATE

To: County Administrative Officers
From: Susan Turkopuls
Subject: Governor's Office: Amending S.C. Floodwater Commission
Secretary of State: Electronic Transmissions

Please take note of the following items of interest from the STATE REGISTER. PLEASE CIRCULATE TO APPROPRIATE STAFF FOR REVIEW AND COMMENT. To view any proposed or final regulation online, go to <http://www.scstatehouse.gov/regnsrch.php>. You can search by document number, subject or agency. If you have any questions or comments, or are interested in obtaining a copy of any regulation, please call the SCAC offices at 1 800 922 6081.

EXECUTIVE ORDER

Governor's Office: Amending S.C. Floodwater Commission

The South Carolina Governor has amended Executive Order 2018-50, authorizing the South Carolina Floodwater Commission to remove the numerical limitation on the number of commission members who may serve on the commission.

Executive Order 2018-50 constitutes the South Carolina Floodwater Commission for the purpose of creating a state-wide flood accommodation, response and mitigation effort. The order states:

“The Commission shall serve as a vehicle for authorities to research, evaluate share and coordinate measures and ideas being considered. that the Commission shall identify short-term and long-term recommendations to alleviate and mitigate flood impacts to this State, with special emphasis on cities, communities and enterprises located on or near the coast and rivers. The Commission shall consider, in its discretion, any and all relevant studies, data, reports and expert and lay opinion on storm water management and use, urbanization impact, coastal shoreline fluctuation, project and operational financing, affordability, available grants, appropriate

partnerships, and the impact such decisions have upon neighboring cities, counties and states to ensure that a comprehensive, executable strategy may be adopted.

The Commission shall report to the Governor. The South Carolina Department of Parks, Recreation and Tourism (PRT) shall provide staff support and other resources as necessary. The Governor appoints Tom Mullikin Sr., Esquire, Research Professor at Coastal Carolina University, as Chair of the Commission. The Chair may form subcommittees of the members as deemed necessary. Commission meetings shall be held regularly, broadcast appropriately, and preserved for archival record.

The Commission shall be comprised of the Chair, ten *ex officio* members serving by virtue of office, and additional appointments by the Governor from the following categories:

- South Carolina Adjutant General, *ex officio*, or designee;
- Director of the Emergency Management Division, *ex officio*, or designee;
- Director of the State Disaster Recovery Office, *ex officio*, or designee;
- Director of the Department of Health and Environment Control (DHEC), *ex officio*, or designee;
- Director of the DHEC Office of Ocean and Coastal Resource Management (OCRM), *ex officio*, or designee;
- Director of the Department of Natural Resources (DNR), *ex officio*, or designee;
- Commissioner of Agriculture, *ex officio*, or designee;
- Secretary of the Department of Transportation, *ex officio*, or designee;
- Members of Congress for the 1st and 7th Congressional Districts, *ex officio*, or designees;
- One or more members of the Senate and/or of the House of Representatives;
- Representatives from Chambers of Commerce from coastal counties;
- Mayors from coastal cities and towns;
- Representatives from coastal county councils;
- Commanders of federal military installations located along the coast;
- Individuals who have relevant professional, academic, or research expertise, or experience in relevant areas, including engineering, flood mitigation, public planning, hydrology, marine sciences, environmental protection, or climatology.

The Commission shall call upon federal agencies, including the Federal Emergency Management Agency (FEMA), and the Army Corps of Engineers, US Department of Transportation (USDOT) to assist the Commission. The Commission may call other persons to participate as needed for expertise and relevant information.”

DRAFTING NOTICES

Secretary of State: Electronic Transmissions

The Office of the Secretary of State proposes to amend Regulation 113-325, Electronic Transmissions, last revised on April 23, 2010. The General Assembly passed the Uniform Real Property Electronic Recording Act (Section 30-6-10, et seq.) which became effective May 13, 2008. Pursuant to the authority conferred by the Act, the Office of the Secretary of State promulgated regulations to adopt standards to implement the Act which went into effect on April 23, 2010. The proposed amendment will replace the language of Regulation 113-325(C) regarding the transmittal sheet requirement for electronic transmissions to make clear that XML data is acceptable to fulfill this requirement. Legislative review of this proposed amendment is required.

Interested persons may submit comments to Ms. Melissa Dunlap, Deputy Secretary of State & Chief Legal Counsel, Office of the Secretary of State, 1205 Pendleton Street, Suite 525, Columbia, SC 29201. To be considered, comments must be received no later than 5:00 p.m. on January 10, 2019, the close of the drafting comment period.