

Commitment Items

Name of Agency Contact: LaToria Williams

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Link to fees: <https://sos.sc.gov/finances-and-fees-report>

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 2018-19 Actual Revenue	FY 2019-20 Estimated Revenue	FY 2020-21 Projected Revenue	
1	E080	SECRETARY OF STATE	30350000	OPERATING REVENUE	4110020006	RETURNED CHECK FEE	SC Code §1-5-60	To provide administration for all dishonored checks.	Return Check SC Code § 1-5-60	SC Code §1-5-60	Revenue is generated from fees collected for dishonored checks. The primary customers are filers who originally wrote a bad check.	\$1,822	\$3,500	\$3,500
2	E080	SECRETARY OF STATE	30350000	OPERATING REVENUE	4480050000	SL OF DOCUMENTS	SC Code Ann. §1-5-50; §33-1-220	To provide funds for all data processing equipment and supplies to carry out the functions of the office. Additionally funds are used to pay for the agency's rent, telephone equipment and service.	Charities SC Code §33-56-10 et seq.; Uniform Commercial Code SC Code §36-9-101 et seq.; Business Corporations SC Code §Section 33-1-101 et seq.; Notaries SC Code § 26-1-10 et seq.; Business Opportunities SC Code §39-57-10 et seq.	SC Code §1-5-50	Revenue is generated from fees collected for the cost of searching and making copies of records. The primary customers are law firms, banks and other businesses.	\$1,302,345	\$1,300,000	\$1,350,000
3	E080	SECRETARY OF STATE	30350000	OPERATING REVENUE	4536030001	SL- OTR NCAP DUE AGY					Revenue is generated from sale of other items that have not been capitalized. The primary customers are agencies. This amount was inadvertently carried forward due to the wrong fund being used. Moving forward SOS will use the correct fund.	\$155	\$0	\$0
4	E080	SECRETARY OF STATE	30370000	SPECIAL DEPOSITS	4110180000	UNIF COM CODE FEE	SC Code §36-9-101 Proviso 96.1	UCC administration	Uniform Commercial Code SC Code §36-9-101 et seq.	No carry forward authority	Revenue is generated from fees paid for the filing of UCC documents. The primary customers are banking institutions.	\$180,000	\$180,000	\$250,000
5	E080	SECRETARY OF STATE	38580000	CHARITABLE ORGAN	4110260000	CHAR ORG SOLIT PRMIT	SC Code Ann. §33-56-30; §33-56-110;	To provide for the enforcement of the Solicitation of Charitable Funds Act.	Charities SC Code §33-56-10 et seq.	SC Code §33-56-160	Revenue is generated from fees charged for filing documents required by statute. The primary customers are charitable organizations and paid solicitors/fundraisers.	\$685,025	\$700,000	\$725,000
6	E080	SECRETARY OF STATE	38580000	CHARITABLE ORGAN	4220050000	PUBLIC CHARIT FINE	SC Code Ann. §33-56-60; §33-56-70;	To provide for the enforcement of the Solicitation of Charitable Funds Act.	Charities SC Code §33-56-10 et seq.	SC Code §33-56-160	Revenue is generated from fines assessed for noncompliance with the statute. The primary customers are charitable organizations and paid solicitors/fundraisers.	\$200,000	\$200,000	\$300,000

Agency Funds

Cash Balances and Expenditures

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Agency Code	Agency Name (or Acronym)	Fund Number	Fund Title	FY 2018-19 Year End Cash Balance	FY 2018-19 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 E080	SECRETARY OF STATE	30350000	OPERATING REVENUE	\$757,813	\$948,557	79.89%	The Secretary of State's office does not receive adequate general funds to provide its statutorily mandated services. Carry forward funds are used to supplement the unfunded programs required by statute, especially when the agency experiences budget reductions. These funds are essential to meet statutory requirements. The current fund level was achieved through many years of cost savings and funds were originally slated for multiple technology improvements. While revenue has increased, the spending authority has not increased to allow for use of these funds. Current appropriation levels require that these funds be maintained to ensure the security and reliability of permanent state records and other information maintained by the office. It is imperative to note that many of the funds are obligated for technology infrastructure as well as pay for staff to maintain these systems. The current and future budgeted use of these funds will reduce the carry forward further.
2 E080	SECRETARY OF STATE	30370000	SPECIAL DEPOSITS	\$10,901	\$180,000	6.06%	This fund does not normally have any carry forward as the cost of UCC operations far exceeds \$180,000 annually. The ending cash balance was inadvertently carried forward several years ago rather than being spent.
3 E080	SECRETARY OF STATE	38580000	CHARITABLE ORGAN	\$600,044	\$990,169	60.60%	Revenue in this program has increased over time as a result of the ongoing efforts to educate the public about charities and through the enforcement of the Solicitation of Charitable Funds Act. While revenue has increased, the spending authority has not increased to allow for use of these funds. As the majority of costs are personnel costs, the result of not having these funds would be laying off employees. In addition, many of the carry forward funds are obligated for leasing technology equipment to maintain the agency's infrastructure and online charities filing system. The current and future budgeted use of these funds will reduce the carry forward further.