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October 18, 2017

Chairman John Oakland  
Commissioner Raymond Buxton, II  
South Carolina Human Affairs Commission  
1026 Sumter Street  
Columbia, SC 29201

Dear Chairman Oakland and Commissioner Buxton:

The Economic Development, Transportation, and Natural Resources Subcommittee appreciates the agency's partnership in the oversight process. After our meeting on October 17, the Subcommittee has some follow up questions for the agency. Please provide this information by Friday, October 20, 2017.

### ***Agency Law Recommendation #5: Mandatory Mediation for State Agencies and Employees***

1. Does this recommendation create a situation in which employees of state agencies have more limited rights than employees of private companies in employment disputes?
2. Does the agency expect the success rate of mediations to decrease if some parties are required to complete mediation? If so, by how much?
3. Please estimate the cost of the following to (1) SCHAC; and (2) state agencies responding to complaints.
  - a. Mediation
  - b. Investigation
4. What costs, both monetary and otherwise (e.g., time), might a complainant against a state agency incur due to mediation?
5. How much does mediation delay an investigation if the mediation does not lead to a resolution?

Chairman Oakland and Commissioner Buxton  
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***Agency Law Recommendation #10: Clarification of Types of Relief for Public Accommodation Discrimination***

6. Please present some options for limiting in statute the amount of damages that may be awarded to a complainant under the proposed revision of S.C. Code §45-9-60.

Thank you for your service to the citizens of South Carolina and for your continued cooperation with the legislative oversight process. The Subcommittee looks forward to continuing its discussion of the study of the Human Affairs Commission with you on Tuesday, October 24, 2017.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Funderburk". The signature is written in a cursive, flowing style.

Laurie Slade Funderburk  
Committee First Vice-Chair

cc: Economic Development, Transportation, and Natural Resources Subcommittee Members