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Legislative Oversight Committee

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Gary E. Clary
Chandra E. Dillard
MaryGail K. Douglas
Phyllis J. Henderson
Joseph H. Jefferson Jr.
Robert L. Ridgeway, III
Tommy M. Stringer
John Taliaferro "Jay" West, IV*



*Bruce W. Bannister
William K. "Bill" Bowers
Neal Collins
William M. "Bill" Hixon
Jeffrey E. "Jeff" Johnson
Mandy Powers Norrell
Edward R. Tallon Sr.
Bill Taylor
Robert Q. Williams*

South Carolina House of Representatives

*Jennifer L. Dobson
Research Director*

*Cathy A. Greer
Administration Coordinator*

*Charles L. Appleby IV
Legal Counsel*

*Carmen J. McCutcheon Simon
Research Analyst/Auditor*

**Post Office Box 11867
Columbia, South Carolina 29211
Telephone: (803) 212-6810 • Fax: (803) 212-6811**

Room 228 Blatt Building

*Kendra H. Wilkerson
Fiscal/Research Analyst*

Legislative Oversight Committee Meeting

**Tuesday, June 26, 2018
Blatt Building Room 110
1:00 p.m.**

Archived Video Available

- I. Pursuant to House Legislative Oversight Committee Rule 6.8, South Carolina ETV was allowed access for streaming the meeting. You may access an archived video of this meeting by visiting the South Carolina General Assembly's website (<http://www.scstatehouse.gov>) and clicking on *Committee Postings and Reports*, then under *House Standing Committees* click on *Legislative Oversight*. Then, click on *Video Archives* for a listing of archived videos for the Committee.

Attendance

- I. The House Legislative Oversight Committee is called to order by Chair Wm. Weston J. Newton on Tuesday, June 26, 2018, in Room 110 of the Blatt Building. All members of the Committee are present for all or a portion of the meeting, except: Representative Katherine E. "Katie" Arrington, Representative Jeffrey E. Johnson, Representative Tommy M. Stringer, and Representative Neal A. Collins.

Minutes

- I. House Rule 4.5 requires standing committees to prepare and make available to the public the minutes of committee meetings, but the minutes do not have to be verbatim accounts of meetings.

- II. Chairman Newton calls the meeting to order.
- III. Representative Robert Q. Williams moves to approve the minutes from the Committee’s meeting on May 3, 2018. A roll call vote is held, and the motion passes.

Representative Williams’ motion to approve the minutes from the May 3, 2018 meeting:	Yea	Nay	Not Voting: Present	Not Voting: Absent
Katherine E. Arrington				✓
Bruce W. Bannister	✓			
William K. Bowers				✓
Gary E. Clary	✓			
Neal Collins				✓
Chandra E. Dillard	✓			
MaryGail Douglas	✓			
Laurie Slade Funderburk				✓
Phyllis Henderson				✓
Bill Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffery E. Johnson				✓
Mandy Powers Norrell				✓
Robert L. Ridgeway, III	✓			
Tommy Stringer	✓			
Edward R. Tallon	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Wm. Weston J. Newton	✓			

Discussion of the Study of Department of Natural Resources

- I. Representative Edward R. Tallon, Sr., presents an overview of the study of the Department of Natural Resources. Representative Tallon’s presentation includes an overview of the agency’s history, organizational structure, legal directives, and organizational units.

Representative Tallon presents the Law Enforcement and Criminal Justice Subcommittee’s finding and 114 recommendations for the Department of Natural Resources. The recommendations are categorized according to (1) agency strategic planning and performance; (2) agency policies; (3) state resources; and (4) consumer services.

- II. Mr. Mike Caston (member of the public) provides testimony regarding the advisory committee for the state water plan. Chairman Newton reminds Mr. Caston that he is under oath.
- III. Mr. Norman Pulliam (Chairman of the DNR Board) provides remarks about the agency. Chairman Newton reminds Mr. Pulliam that is under oath.
- IV. Director Alvin Taylor provides remarks and answers questions from committee members. Chairman Newton reminds Director Taylor that he is under oath.
- V. Representative Tallon moves that the Committee adopt the Subcommittee Study in full, with corrections to any scrivener’s errors and revising the wording of Recommendation #24 which relates to the annual statistics on law enforcement agencies across the state. Recommendation #24 is on page 141 of the meeting packet. The revisions requested are based on communication with the Criminal Justice Academy regarding information they have readily available that would allow production of the report without incurring additional costs. The specific revisions requested are to eliminate part (2) of the recommendation, number of advanced hours of training, since the Criminal Justice Academy only collects data on whether the training is completed, not the number of hours; and eliminate part (6) retention rate for past ten years, since the Criminal Justice Academy currently collects that information, but has not collected it for at least ten years. A roll call vote is held, and the motion passes.

<p>Representative Tallon’s motion that the Committee adopt the Subcommittee Study in full, with corrections to any scrivener’s errors and revising the wording of Recommendation #24 which relates to the annual statistics on law enforcement agencies across the state. Recommendation #24 is on page 141 of the meeting packet. The revisions requested are based on communication with the Criminal Justice Academy regarding information they have readily available that would allow production of the report without incurring additional costs. The specific revisions requested are to eliminate part (2) of the recommendation, number of advanced hours of training, since the Criminal Justice Academy only collects data on whether the training is completed, not the number of hours; and eliminate part (6) retention rate for past ten years, since the</p>	<p>Yea</p>	<p>Nay</p>	<p>Not Voting: Present</p>	<p>Not Voting: Absent</p>
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Criminal Justice Academy currently collects that information, but has not collected it for at least ten years.				
Katherine E. Arrington				✓
Bruce W. Bannister	✓			
William K. Bowers	✓			
Gary E. Clary	✓			
Neal Collins				✓
Chandra E. Dillard	✓			
MaryGail Douglas	✓			
Laurie Slade Funderburk	✓			
Phyllis Henderson	✓			
Bill Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffery E. Johnson				✓
Mandy Powers Norrell				✓
Robert L. Ridgeway, III	✓			
Tommy Stringer	✓			
Edward R. Tallon	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Wm. Weston J. Newton	✓			

Discussion of the Study of the Adjutant General's Office

- I. Representative Gary E. Clary provides an overview of the study of the Adjutant General's office, including an overview of the agency's history and organizational structure.

- II. Representative Clary presents 16 recommendations from the Executive Subcommittee's study of the agency. Recommendation topics include: (1) S.C. Youth ChalleNGe Academy (SCYCA) and STARBASE Swampfox (STARBASE); (2) S.C. Military Museum; (3) S.C. Emergency Management Division; (4) agency processes; (5) real property; and (6) laws.

- III. Major General R. Van McCarty, the Assistant Adjutant General, answers questions from Committee members. Chairman Newton reminds Major General Van McCarty that he is under oath.
- IV. Representative Clary moves that the Committee adopt the Subcommittee Study in full, with the addition of the proposed appendix. A copy of the proposed appendix is in each member's meeting packet. It was not included in the Subcommittee study report because it was not received until after the report was drafted. However, Representative Clary believe this summary of information the agency provided about the differences in the military artifacts and exhibits at various state agencies, would be a valuable addition to the full committee study report. A roll call vote is held, and the motion passes.

Representative Clary moves that the Committee adopt the Subcommittee Study in full, with the addition of the proposed appendix. A copy of the proposed appendix is in each member's meeting packet. It was not included in the Subcommittee study report because it was not received until after the report was drafted. However, Representative Clary believes that this summary of information the agency provided about the differences in the military artifacts and exhibits at various state agencies, would be a valuable addition to the full committee study report.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Katherine E. Arrington				✓
Bruce W. Bannister	✓			
William K. Bowers	✓			
Gary E. Clary	✓			
Neal Collins				✓
Chandra E. Dillard	✓			
MaryGail Douglas	✓			
Laurie Slade Funderburk	✓			
Phyllis Henderson	✓			
Bill Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffery E. Johnson				✓
Mandy Powers Norrell				✓
Robert L. Ridgeway, III	✓			

Tommy Stringer				✓
Edward R. Tallon	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Wm. Weston J. Newton	✓			

Discussion of the Study of Patriot’s Point Development Authority

- I. Representative Joseph H. Jefferson, Jr., provides an overview of the Education and Cultural Subcommittee’s study of the Patriot’s Point Development Authority, including an overview of the agency’s history and organizational structure.

- II. Representative Jefferson presents the Education and Cultural Subcommittee’s finding and four recommendations. These recommendations fall into three categories: recommendations for the General Assembly; recommendations for PPDA; and recommendations for the State Fiscal Accountability Authority and/or the General Assembly.

- III. Representative Jefferson moves that the Committee approve the Subcommittee's study and incorporate in the study report a notation that the agency has started to transfer records to the Department of Archives and History. A roll call vote is held, and the motion passes.

Representative Jefferson moves that the Committee approve the Subcommittee's study and incorporate in the study report a notation that the agency has started to transfer records to the Department of Archives and History.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Katherine E. Arrington				✓
Bruce W. Bannister	✓			
William K. Bowers	✓			
Gary E. Clary	✓			
Neal Collins				✓
Chandra E. Dillard	✓			
MaryGail Douglas	✓			
Laurie Slade Funderburk	✓			
Phyllis Henderson	✓			

Bill Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffery E. Johnson				✓
Mandy Powers Norrell	✓			
Robert L. Ridgeway, III	✓			
Tommy Stringer				✓
Edward R. Tallon	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams				✓
Wm. Weston J. Newton	✓			

Discussion of the Study of John de la Howe School

- I. State Inspector General Brian Lamkin presents an overview of the Inspector General Office’s recent review of the John de la Howe School. Chairman Newton reminds the Inspector General that he is under oath.
- II. Representative Jefferson presents an overview of the Education and Cultural Subcommittee’s study of John de la Howe School.

Representative Jefferson presents the subcommittee’s finding and four recommendations. The subcommittee’s recommendations fall into four categories: (1) wilderness program; (2) governance; (3) marketing and partner relationships; and (4) records management.

- III. Representative Jefferson moves that the Committee approve the Subcommittee's study and incorporate in the study report the following: (1) amend recommendation #5 to remove reference to changing the title of the chief administrator; (2) have full study report reflect the new membership of the board of the John de la Howe School; (3) include the Inspector General's Limited Review of the John de la Howe School Operations and 2017 Feasibility Report as an appendix to the report; (4) follow up with the agency at the end of the calendar year to obtain an update on the agency's implementation of recommendations from the committee and the Inspector General; and (5) recommend that the school and its foundation operate separately, which includes prohibiting the school's president from having single signature authority on checks. A roll call vote is held, and the motion passes.

Representative Jefferson moves that the Committee approve the Subcommittee's study and incorporate in the study report the following: (1) amend recommendation #5 to remove reference to changing the title of the chief administrator; (2) have full study report reflect the new membership of the board of the John de la Howe School; (3) include the Inspector General's Limited Review of the John de la Howe School Operations and 2017 Feasibility Report as an appendix to the report; (4) follow up with the agency at the end of the calendar year to obtain an update on the agency's implementation of recommendations from the committee and the Inspector General; and (5) recommend that the school and its foundation operate separately, which includes prohibiting the school's president from having single signature authority on checks.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Katherine E. Arrington				✓
Bruce W. Bannister	✓			
William K. Bowers	✓			
Gary E. Clary	✓			
Neal Collins				✓
Chandra E. Dillard	✓			
MaryGail Douglas	✓			
Laurie Slade Funderburk	✓			
Phyllis Henderson	✓			
Bill Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffery E. Johnson				✓
Mandy Powers Norrell	✓			
Robert L. Ridgeway, III	✓			
Tommy Stringer				✓
Edward R. Tallon	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams				✓
Wm. Weston J. Newton	✓			

Discussion of the Study of Commission for Minority Affairs

- I. Representative Bruce W. Bannister presents an overview of the Economic Development, Transportation, and Natural Resources Subcommittee’s study on the Commission for Minority Affairs, including the Subcommittee’s “no confidence” finding regarding the agency.
- II. CMA Director Thomas J. Smith answers questions from committee members. Chairman Newton reminds Director Smith that he is under oath.
- III. Committee members discuss the study of the Commission for Minority Affairs, including a discussion of Representative Mandy Powers Norrell’s member statement.
- IV. Representative Bannister moves that the Committee approve the Subcommittee's study and incorporate in the study report the update to reflect that H. 3177 has now been enacted, as well as the recommendation from Rep. Powers Norrell's member statement, that the Governor consider replacing the agency board members. A roll call vote is held, and the motion passes.

Representative Bannister moves that the Committee approve the Subcommittee's study and incorporate in the study report the update to reflect that H. 3177 has now been enacted, as well as the recommendation from Rep. Powers Norrell's member statement, that the Governor consider replacing the agency board members.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Katherine E. Arrington				✓
Bruce W. Bannister	✓			
William K. Bowers				✓
Gary E. Clary	✓			
Neal Collins				✓
Chandra E. Dillard	✓			
MaryGail Douglas	✓			
Laurie Slade Funderburk	✓			
Phyllis Henderson				✓
Bill Hixon	✓			
Joseph H. Jefferson, Jr.		✓		
Jeffery E. Johnson				✓
Mandy Powers Norrell	✓			
Robert L. Ridgeway, III	✓			

Tommy Stringer				✓
Edward R. Tallon	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams				✓
Wm. Weston J. Newton	✓			

Administrative Matters

- I. Chairman Newton thanks the members for their time and contributions to this Committee. He reminds members that Subcommittee member statements are not included in the full committee study unless the statement is re-submitted for the purpose of inclusion in the full committee study. He further reminds members that the adoption of a study does not preclude the committee from making further inquiries of the agency in the future.

- II. Chairman Newton discusses a proposed revision of the committee’s standard practices as it relates to granting extensions to agencies under study. The revision does not require approval from the committee, and the Chairman asks for any comments or concerns to be presented now. There are no questions or comments and the revision is adopted.

- III. There being no further business, the meeting is adjourned.