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Law Enforcement and Criminal Subcommittee

Tuesday, June 14, 2022

10:30 a.m.

Blatt Room 321

Archived Video Available

- I. Pursuant to House Legislative Oversight Committee Rule 6.7, 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 Law Enforcement and Criminal Justice Subcommittee meeting was called to order by Chair Chris Wooten on Wednesday, June 8, 2022, in Room 321 of the Blatt Building. The following other members were present for all or a portion of the meeting: Representative Kimberly O. Johnson and Representative John R. McCravy, III.

Approval of 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. Representative McCravy makes a motion to approve the meeting minutes from the June 8, 2022, meeting. A roll call vote was held, and the motion passed.

Rep. McCravy's motion to approve the meeting minutes.	Yea	Nay	Not Voting
Rep. K. Johnson	✓		
Rep. McCravy	✓		
Rep. Magnuson			✓ (NP)
Rep. Wooten	✓		

Administration of Oath

- I. Chair Wooten reminds all others placed under oath at prior meetings that they remain under oath.
- II. Chair Wooten places the following agency personnel under oath:
 - a. Don Zelenka, Deputy Attorney General (Criminal Division);
 - b. Megan Jameson, Senior Assistant Deputy Attorney General (Post-Conviction Relief);
 - c. Megan Burchstead, Senior Assistant Deputy Attorney General (General Prosecution);
 - d. Tracy Myers, Senior Assistant Deputy Attorney General (General Prosecution);
 - e. Kyle Senn, Senior Assistant Deputy Attorney General (Internet Crimes Against Children);
 - f. Heather Weiss, Senior Assistant Deputy Attorney General (Special Prosecution); and
 - g. Joshua Underwood, Director of Insurance Fraud Division, Department of Insurance.

Discussion of Attorney General's Office

- I. Deputy Attorney General Barry Bernstein made brief remarks about the status of the study.

- II. Deputy Attorney General Don Zelenka made brief remarks pertaining to the history of the Criminal Division.
- III. Senior Assistant Attorney General Megan Jameson provided an overview of the Post-Conviction Relief Section.
- IV. Senior Assistant Attorney General Megan Burchstead, Deputy Attorney General Don Zelenka, and Senior Assistant Attorney General Tracy Myers provided an overview of the General Prosecution Section.
 - a. Department of Insurance, Insurance Fraud Division Director Joshua Underwood provided an explanation of insurance fraud prosecution since the Attorney General and Department of Insurance have entered an MOU for the Department of Insurance to prosecute these matters.
- V. Assistant Deputy Attorney General Kyle Senn provided an overview of the Internet Crimes Against Children Section.
- VI. Senior Deputy Attorney General Heather Weiss provided an overview of the Special Prosecution Section.
- VII. Subcommittee members ask questions relating to the following:
 - a. Employee compensation;
 - b. Caseloads;
 - c. Post conviction relief;
 - i. Statistics;
 - ii. Statute of limitations;
 - iii. Transcript retention;
 - iv. Impact of Covid-19;
 - v. Virtual hearings;
 - vi. Digitized records;
 - vii. Continuances;
 - viii. Recruitment and retention;
 - ix. Support staff;
 - d. General Prosecution;
 - i. Conflict referrals;
 - ii. Supplemental Nutrition Assistance Program fraud;
 - iii. Paycheck Protection Program fraud;
 - e. Internet Crimes Against Children;
 - i. Employee mental health assistance;
 - ii. Local task force participation;
 - iii. Type of cases;
 - iv. IP address;
 - v. Intent;
 - vi. Travel;
 - f. Special Prosecution;
 - i. Case management;

- ii. Conflicts;
- iii. Caseloads;
- iv. Human trafficking;
- v. Officer involved shooting;
- vi. Qualified immunity; and
- vii. Medicaid fraud referral from the Department of Health and Human Services.

Agency personnel respond to the questions.

Adjournment

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