

House Legislative Oversight Committee Meeting

Wednesday, February 16, 2022

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AGENDA

South Carolina
House of Representatives



Legislative Oversight Committee

Wednesday, February 16, 2022

Room 110 - Blatt Building

8:45 a.m.

Pursuant to Committee Rule 4.7, S.C. ETV shall be allowed access for internet streaming whenever technologically feasible.

AGENDA

- I. Approval of minutes
- II. Discussion of the Education and Cultural Subcommittee's Study of the Arts Commission
 - A. Click [here](#) to view the Study Video/Dashboard
- III. Adjournment

MEETING MINUTES

First Vice-Chair:
Joseph H. Jefferson, Jr.

Legislative Oversight Committee



Kambrell H. Garvin
Rosalyn D. Henderson-Myers
Jeffrey E. "Jeff" Johnson
John R. McCravy, III
Josiah Magnuson
Travis A. Moore
Russell L. Ott
Michael F. Rivers, Sr
Chris Wooten

Gil Gatch
William M. "Bill" Hixon
Kimberly O. Johnson
Timothy A. "Tim" McGinnis
Adam M. Morgan
Melissa Lackey Oremus
Marvin R. Pendarvis
John Taliaferro (Jay) West, IV

South Carolina House of Representatives

Jennifer L. Dobson
Research Director

Cathy A. Greer
Administration Coordinator

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Charles L. Appleby, IV
Legal Counsel

Lewis Carter
Research Analyst/Auditor

Riley E. McCullough
Research Analyst

Legislative Oversight Committee

April 8, 2021

1:00 p.m., or 30 minutes after adjournment of the House, whichever is later
Blatt Room 110

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. Pursuant to Committee Rule 3.1, the public-input meeting of the House Legislative Oversight Committee was called to order by Chairman Wm. Weston J. Newton. All members of the Committee were present for all or a portion of the meeting, except Representative Rosalyn D. Henderson-Myers, Representative William M. "Bill" Hixon, and Representative Tommy M. Stringer.

Minutes

- I. Representative Josiah Magnuson, moved to approve the minutes from the meeting on December 2, 2020. A roll call vote was held, and the motion passed.

Rep. Magnuson's motion to approve the December 2, 2020 meeting minutes.	Yea	Nay	Not Voting
Rep. Garvin	✓		
Rep. Gatch	✓		
Rep. Henderson-Meyers			Not Present
Rep. Hixon			Not Present
Rep. Jefferson	✓		
Rep. J. Johnson			Not Voting
Rep. K.O. Johnson	✓		
Rep. Magnuson	✓		
Rep. McCravy	✓		
Rep. McGinnis	✓		
Rep. Morgan	✓		
Rep. Moore			Not Voting
Rep. Newton	✓		
Rep. Oremus	✓		
Rep. Ott			Not Voting
Rep. Pendarvis	✓		
Rep. Rivers	✓		
Rep. Stringer			Not Present
Rep. West	✓		
Rep. Wooten	✓		

Public Input

- I. Chairman Newton stated that the purpose of this meeting was to hear public testimony regarding the Attorney General's Office, Department on Aging, Department of Commerce, Jobs-Economic Development Authority, Arts Commission, Department of Health and Human Services, Ethics Commission, State Accident Fund, and the State Library.
- II. Members of the public provided testimony about the above agencies. Constituent testimony and Committee minutes summarizing testimony are not the comments or expression of the House Legislative Oversight Committee, any of its Subcommittees, the House of Representatives, or any of these entities staff.

Before each person testifies, Chairman Weston Newton administered an oath to the person. Vice-Chairman Joseph Jefferson presided over the meeting at approximately 3:00 p.m., when Chairman Newton had to leave for another commitment. Below are the names of each person who testified

and the time in the archived video at which the testimony begins. The testimony is grouped by agency. Before hearing the public testimony of the agencies under study, Chairman Newton stated that a constituent had requested to speak to the Committee about the State Election Commission maintenance of the active voter rolls.

State Election Commission

Mrs. Laurie Zapp (00:13:49) – also provided written materials

Ms. Marci Andino - Director of the State Election Commission (00:38:57)

Department on Aging

Ms Connie Munn, Director - Department on Aging (01:09:34)

Ms. Cheryll Woods-Flowers – provided written materials

Mr. Mark Smith – provided written materials

Mr. Tim Womack – provided written materials

Ms. Cheryl J. Dye, Ph.D. – provided written materials

Attorney General's Office

Mr. Skip Hoagland (01:13:41) also provided written materials

Mr. Barry Bernstein - Deputy Attorney General (01:26:23)

Clarence Jenkins – provided written materials

State Ethics Commission

Ms. Megan Walker - Executive Director (01:31:46)

Mr. Skip Hoagland (01:13:41) – included with this testimony on the Attorney General's Office

State Library

Ms. Nina Spinelli (01:35:20)

Ms. Leesa Aiken – Director of the State Library (01:41:45)

Ms. Kristen Setzler Simensen - provided written materials

Mr. Jimmie Epling – provided written materials

Ms. Tamara Cox – provided written materials

Ms. Shannon Cook – provided written materials

Ms. Mary Jo Dawson – provided written materials

Ms. Martha Murtiashaw – provided written materials

Department of Health and Human Services

Dr. Ira Williams (01:43:35) – also provided written materials

Mr. Clark Phillip – Acting Director (01:51:36)

State Accident Fund

Mr. Jay Bruner (01:54:10) – also provided written materials

Ms. Erin Farthing - Acting Director and Chief Counsel (01:59:09)

Mr. Matthew Hansford – Deputy Director (02:07:48)

Jobs-Economic Development Authority

Mr. William Condon - Deputy Counsel- Treasurer's Office (02:36:30) – also provided written materials

Ms. Mary Lou Merkt (02:48:59)

Ms. Kathy Ligon (02:53:00)

Mr. Harry Huntley – Executive Director (2:56:17)

Mr. Danny Black (03:11:00)

Mr. Tim Rogers (03:16:42)

Ms. Karen Manning – Chief Counsel – Dept. of Commerce (03:21:53)

Mr. Clarence Jenkins – provided written materials

Arts Commission

Ms. Meisha Whitlock (01:32:11) – also provided written materials

Mr. Matt Mardell (03:25:40)

Ms. Jennifer Jenkins (03:29:18)

Ms. Melissa Early (03:33:35)

Ms. Betsy Chapman (03:38:19)

Mr. David Platt (03:41:29)

Mr. Harold Hatcher – provided written materials

Adjournment

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

AGENCY OVERVIEW

South Carolina Arts Commission

History

- 1965- Congress created the National Endowment for the Arts
- 1967- Governor Robert McNair signs law creating the S.C. Arts Commission
- 1976 -Spoleto USA held in Charleston for the first time
- 1993- Sponsored the first statewide Design Arts Conference
- 2018- the Agency awarded grants in 46 counties, awarding \$4.3 million through 458 grants

Agency Mission

The mission of the South Carolina Arts Commission is to promote equitable access to the arts and support the cultivation of creativity in South Carolina.

Organizational Units

Accounting

- Manage budget and finances

Administration

- Administer overall agency functions

Artist Development

- Manage artist development programs and grants

Arts Education

- Manage arts education programs and grants

Communications

- Promote agency programs and services

Community Arts Development

- Manage community arts development programs and grants

Grants

- Manage and Process Grants

Resources (FY 18-19)

Employees

17
filled FTE positions
at the start of the year

Funding

\$6,941,498
appropriated and authorized

Successes

Identified by the agency

- Awarding grants in all 46 counties
- Increasing outreach to rural communities
- Securing \$1 million in recurring EIA funds
- Creating the Education Pilot Projects
- Releasing a new study of the economic impact of the arts

Challenges

Identified by the agency

Current:

- Revamping the Art and Basic circular program
- Increasing staff
- Funding to reach more communities

Emerging:

- Reaching 100% of the agency's affirmative action goals
- Launching a new, customer friendly online grant system
- Securing funds for arts therapy to member of the military and their families

STUDY EXECUTIVE SUMMARY

HOUSE LEGISLATIVE OVERSIGHT COMMITTEE EDUCATION AND CULTURAL SUBCOMMITTEE

Effects applied to an original photography courtesy of Sam Holland Photography – Sam Holland, Photographer

Oversight Purpose and Methods

PURPOSE

To determine if agency laws and programs:

- ➡ are being implemented and carried out in accordance with the intent of the General Assembly; and
- ➡ should be continued, curtailed, or eliminated.

METHODS

The Committee and Subcommittee evaluate:

- ➡ the application, administration, execution, and effectiveness of the agency's laws and programs;
- ➡ the organization and operation of the agency; and
- ➡ any conditions or circumstances that may indicate the necessity or desirability of enacting new or additional legislation pertaining to the agency.

S.C. Code Ann. § 2-2-20(B) and (C)

Study Process



Public Input

72	Responses to an online public survey
2	Online comments received
6	Constituents testify

Subcommittee Membership

EDUCATION AND CULTURAL SUBCOMMITTEE

The Honorable Jeffrey E. "Jeff" Johnson (chair)
The Honorable Kambrell H. Garvin

The Honorable Michael F. Rivers, Sr.
The Honorable Tommy M. Stringer

Study Milestones

MEETINGS

Full Committee	12.09.2019 4.09.2021
Subcommittee	4.15.2021 5.18.2021 6.15.2021 10.01.2021 10.25.2021

AGENCY REPORTS

February 2015	Seven-Year Plan Report
March 2020	Program Evaluation Report
September 2020	FY 2018-19 Accountability Report
September 2021	FY 2019-20 Accountability Report

Findings

During the study of the Arts Commission (agency or commission), the Education and Cultural Subcommittee adopts **one finding pertaining to legislative directives**.

Findings note information a member of the public, or General Assembly, may seek to know or on which they may desire to act.

Legislative Directives

1. The Arts Commission utilizes community engagement to meet legislative directives to encourage public interest in state's cultural heritage and expand resources; advance the agency's commitment to rural development through the arts; develop local leaders and encourage action to address issues; and increase understanding of using arts and culture as a community development tool.

Recommendations

During the study of the Arts Commission (agency or commission), the Education and Cultural Subcommittee (Subcommittee) of the House Legislative Oversight Committee (Committee) adopts **19 recommendations directed to the Arts Commission**.

With any study, the Committee recognizes **these recommendations (e.g., continue, curtail, improve areas potentially, and/or eliminate agency programs, etc.) will not satisfy everyone nor address every issue or potential area of improvement at the agency**. These recommendations are based on the agency's self-analysis requested by the Committee, discussions with agency personnel during multiple meetings, and analysis of the information obtained by the Committee. This information, including, but not limited to, the Program Evaluation Report, Accountability Report, Restructuring Report, and videos of meetings with agency personnel, is available on the Committee's website.

Accountability

STATE ART COLLECTION ACQUISITION

1. Include artist demographic attributes as a factor when considering additions to the state art collection.

Effectiveness

ARTS ECONOMIC IMPACT

2. Conduct an arts economic impact study, every 3-5 years, to inform stakeholders (e.g., agency board members, elected officials, public, etc.) of the effect of arts activity on the state (e.g., arts generated revenue, labor, investment, etc.).

ARTS CAREER DEVELOPMENT

3. Add a career profiles page (e.g., occupation title, job summary, entry-level education, median pay, etc.) to the agency website to assist students and persons interested in arts careers.
4. Create digital art workshops and webinars to encourage the development of a mature digital arts space in South Carolina.

K-12 ARTS EDUCATION

5. Identify school districts with no designated Arts Basic Curriculum (ABC) Schools and develop a strategy to establish at least one ABC School in these districts by a date set by the board. Within one year after issuance of the study, submit plan to the Committee; post the plan on agency website; and forward a copy of the plan to Department of Education.
6. Develop a marketing and communications strategy encouraging school districts and schools to promote and participate in Poetry Out Loud competitions, which focus on recitation and performance.
7. Develop a strategy to offer Artist U (i.e., intensive training for South Carolina artists in building sustainable arts careers) to high school students through official relationships with schools and school districts.

PHILANTHROPIC SUPPORT

8. Create a development plan and establish an internal process to actively identify, cultivate, and solicit philanthropic support for Arts Commission grants and programs.

EMPLOYEE SURVEYS

9. Conduct an employee satisfaction survey, on an annual basis, and present the results to the board.

COMMUNICATION AND MARKETING

10. Create a formal (i.e., board approved) communication and marketing strategy, which includes social media, to educate, promote, and inform the arts community and public about agency programs and initiatives.

CULTURAL DISTRICT SURVEY

11. Survey the state to identify geographic areas that have a concentration of cultural facilities, activities and assets that may qualify a town or city as a cultural district. Locations, identified as favorable, will be notified by the agency to make local leadership aware of the agency's survey results. Agency staff will provide town and city leaders with information regarding the process for being formally selected as a cultural district.

Efficiency

CUSTOMER FEEDBACK

12. Begin capturing data regarding how participating artists learned of program offerings and other associated agency services.
13. Incorporate question(s) inquiring as to whether arts directory participants experienced a positive return through their listing. Start with the next-recertification cycle. The directory, which is assessable to the public, schools, and other stakeholders, provides information about artists across the state (e.g., location, discipline, contact information, certifications, etc.).

REMOTE WORK OPTIONS

14. Conduct an internal study to evaluate the efficacy of remote work options by utilizing the Department of Administration's Division of Human Resources telecommuting toolkit.

Interagency Collaboration

STATE AGENCIES

15. Collaborate with the Department of Commerce; Department of Parks, Recreation, and Tourism; and Revenue and Fiscal Affairs Office to further their ability to develop and promote established cultural districts.

LOCAL GOVERNMENTS

16. Inform local governments regarding the benefits of cultural district designation and evaluate data reported by established districts.

HIGHER EDUCATION INSTITUTIONS

17. Collaborate with state higher education institutions to supplement the research and evaluation of services and programs pertinent to the agency's mission.
18. Collaborate with state higher education institutions to develop an Artist U elective.

Transparency

STATE OF THE ARTS REPORT

19. Develop an annual "State of the Arts" assessment report to document areas of the state lacking adequate arts infrastructure, investment, and receipt of grants funds due to limited or non-participation in the grants application process.

COMMISSION MEETINGS

20. Post commission meeting minutes and video on the agency's website.

Full report

The full report of the Subcommittee's study of the Arts Commission is available on the House Legislative Oversight Committee's webpage.



Legislative Oversight Committee

<https://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php>
HCommLegOv@schouse.gov • (803) 212-6810

COMMITTEE CONTACT INFORMATION AND UPCOMING MEETINGS

Legislative Oversight Committee



South Carolina House of Representatives

Committee Mission

Determine if agency laws and programs are being implemented and carried out in accordance with the intent of the General Assembly and whether they should be continued, curtailed or eliminated. Inform the public about state agencies.

Website: <https://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php>

Phone Number: 803-212-6810

Email Address: HCommLegOv@schouse.gov

Location: Blatt Building, Room 228

UPCOMING MEETINGS

**Full Committee
Wednesday, March 2nd**