

*Chairman Wm. Weston J. Newton*

*First Vice-Chair:  
Laurie Slade Funderburk*

## **Legislative Oversight Committee**



*Nathan Ballentine  
Gary E. Clary  
Kirkman Finlay III  
Joseph H. Jefferson Jr.  
Walton J. McLeod  
Joshua Putnam  
Samuel Rivers Jr.  
Tommy M. Stringer  
Bill Taylor*

*William K. (Bill) Bowers  
Raye Felder  
Phyllis J. Henderson  
Mia S. McLeod  
Ralph W. Norman  
Robert L. Ridgeway III  
James E. Smith, Jr.  
Edward R. Tallon Sr.  
Robert Q. Williams*

**South Carolina House of Representatives**

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**Legislative Oversight Committee Meeting  
December 15, 2015  
10:00 a.m.  
Room 516 - Blatt Building**

### **ARCHIVED VIDEO**

- I. You may access archived video of this meeting by visiting the South Carolina General Assembly's website (<http://www.scstatehouse.gov>) and click on "Committee Postings and Reports," then under House Standing Committees click on "Legislative Oversight". Lastly, click on "Video Archives" for a listing of archived videos for the Legislative Oversight Committee.

### **MINUTES**

- II. House Rule 4.5 requires the standing committees of the House to prepare and make available for public inspection, in compliance with Section 30-4-90, the minutes of full committee meetings. House Rule 4.5 further provides that such minutes need not be verbatim accounts of such meetings.
- III. The House Legislative Oversight Committee (Committee) was called to order by Chairman Wm. Weston J. Newton on Tuesday, December 15, 2015, in Room 516 of the Blatt Building, Columbia, South Carolina.
- IV. Chairman Newton submitted proposed minutes from the Committee's previous meeting, November 9, 2015. Representative Ballentine moved to approve the minutes. A roll call vote was held.

<b>Rep. Ballentine's Motion to Approve the Minutes from the Committee's Meeting on November 9, 2015:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine	✓		
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III	✓		
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam	✓		
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

- V. The next order of business was a discussion of scheduled agency oversight studies agencies, including but not limited to, an update on status of studies.

The following Chairpersons provided a procedural update on their respective subcommittees or ad hoc committee, and answered questions asked of them by other members of the Committee: the Representatives Phyllis Henderson, James Smith, Kirkman Finlay, and Nathan Ballentine.

Representative Henderson explained that the Economic Development, Transportation, Natural Resources, and Regulatory Subcommittee had held six meetings with Department of Transportation, reviewed the operations of the Chief Internal Auditor, and reviewed the agency's use of "C Funds." She explained that the Subcommittee's review of the agency had been put "on hold" until the Legislative Audit Council completes its audit of the DOT, something Representative Henderson said that she expected to be completed in March of 2016. Representative Henderson expressed that the Subcommittee will begin its study of the State Transportation Infrastructure Bank in the early part of 2016. She noted that the Legislative Audit Council is also currently performing an audit of the STIB. Representative Henderson answered questions asked of her by other members of the Committee.

Representative Smith explained that the Education and Cultural Subcommittee had reviewed the spending of First Steps to School Readiness relative to the number of families or children served by the agency, and that the Subcommittee intended to continue to review the agency's finances and governance. The Subcommittee had started preliminary meetings with the School for the Deaf and the Blind, but was waiting to complete its study of First Steps before it got further into its study of the

School for the Deaf and Blind. Representative Smith also answered questions asked of him by other members of the Committee.

Representative Ballentine explained that the Healthcare Subcommittee had three meetings with the Department of Social Services and had already adopted recommendations from the agency that the Subcommittee planned to present to the Committee at a future date. He stated that the Subcommittee was awaiting further information from the agency. The Subcommittee had only had one meeting with the Commission for the Blind at that point. Representative Ballentine also answered questions asked of him by other members of the Committee.

Representative Finlay explained that the Law Enforcement and Criminal Justice Subcommittee had met with the Department of Juvenile Justice on three occasions. The last meeting revealed that the DJJ had not reported data in the way required by the Subcommittee; therefore, the Subcommittee was unable to draw informed conclusions about the agency and its performance. In the same meeting, it came to light that the DJJ had made arbitrary decisions relating to the how the agency categorized its spending. That meeting was adjourned in order for the Subcommittee and Committee staff to be able to draft more precise questions. The Subcommittee had held an introductory Department of Public Safety meeting. Representative Finlay explained that the Subcommittee intended to spend more time studying the DJJ in 2016. Representative Finlay also answered questions asked of him by other members of the Committee.

Representative Clary explained that the ad hoc Committee had met with several state agencies and intended to bring its study to a conclusion soon. Representative Clary also answered questions asked of him by other members of the Committee.

Representative Putnam explained that the Executive Subcommittee had met with the Comptroller General's Office on several occasions, and he laid out to the Committee the Subcommittee's recommendations relating to the agency. Representative Putnam also answered questions asked of him by other members of the Committee.

Chairman Newton answered questions asked of him related to the process by which the Committee could make recommendations to the General Assembly.

- VII. Chairman Newton moved that the Committee approve the Executive Subcommittee's study of the Comptroller General's Office. A roll call vote was held, and the motion was passed.

<b>Rep. Newton's Motion to Approve the Executive Subcommittee's Study of the Comptroller General's Office:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine	✓		
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III	✓		
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam	✓		
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

VIII. Chairman Newton presented a suggested list of five agencies for the Committee to begin to study in the coming year. The suggested list was as follows: the Office of the Secretary of State (Executive Subcommittee), the Commission on Higher Education (Education and Cultural Subcommittee), the Department of Health and Environmental Control (Healthcare Subcommittee), the Department of Agriculture (Economic Development, Transportation, Natural Resources, and Regulatory Subcommittee), and the Law Enforcement Training Council (Law Enforcement and Criminal Justice Subcommittee).

Representative Funderburk moved that the Committee replace the Secretary of State's Office with the Retirement System Investment Commission in the Chairman's suggested list. The motion was later tabled, so a roll call vote was not held.

Representative Rivers moved that the Committee replace the Commission on Higher Education with the Department of Education in the Chairman's suggested list. The motion was later tabled, so a roll call vote was not held.

Representative Smith moved that the Committee replace the Commission on Higher Education with the Patriot's Point Authority in the Chairman's suggested list. The motion was later tabled, so a roll call vote was not held.

Representative Felder moved that the Committee adopt the recommended agencies, but without naming an agency for the Education and Cultural Subcommittee to study until such time as the Committee has an opportunity to discussion the matter with Representative Rita Allison. The motion was later tabled, so a roll call vote was not held.

Representative Finlay moved that the Law Enforcement and Criminal Justice Subcommittee not be assigned a recommended agency for study at that time. The motion was later tabled, so a roll call vote was not held.

Representative Henderson moved that the Committee include the Department on Employment and Workforce be added to the list in lieu of the Department of Education. The motion was later tabled, so a roll call vote was not held.

Representative Williams moved that the Commission on Human Affairs be added to the study list. The motion was later tabled, so a roll call vote was not held.

Representative Tallon moved that the Committee table all motions previously made. A roll call vote was held, and the motion was passed.

<b>Rep. Tallon's Motion to Table all Previously Made Motions so that the Committee Could Vote on Agencies by Each Respective Subcommittees:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III			✓
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

Representative Funderburk moved that the Executive Subcommittee study the Retirement System Investment Commission. A roll call vote was held, and the motion was passed.

<b>Rep. Funderburk's Motion that the Executive Subcommittee Study the Retirement System Investment Commission:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III			✓
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

Representative Walton McLeod moved that the Education and Cultural Subcommittee study the Patriot's Point Authority. A roll call vote was held, and the motion was passed.

<b>Rep. Walton McLeod's Motion that the Education and Cultural Subcommittee Study the Patriot's Point Authority:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder		✓	
Kirkman Finlay, III			✓
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.		✓	
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

Representative Rivers moved to table Representative Walton McLeod's motion. A roll call vote was held, and the motion did not pass.

<b>Rep. Rivers' Motion to Table Representative Walton McLeod's Motion:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers		✓	
Gary E. Clary		✓	
Raye Felder		✓	
Kirkman Finlay, III			✓
Laurie Slade Funderburk		✓	
Phyllis Henderson		✓	
Joseph H. Jefferson, Jr.		✓	
Mia S. McLeod			✓
Walton J. McLeod		✓	
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III		✓	
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon		✓	
Bill Taylor	✓		
Robert Q. Williams		✓	
Wm. Weston J. Newton		✓	

Representative Henderson moved that the Healthcare Subcommittee study the Department of Health and Environmental Control. A roll call vote was held, and the motion was passed.



<b>Rep. Henderson's Motion that the Healthcare Subcommittee Study the Department of Health and Environmental Control:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III			✓
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

Representative Henderson moved that the Economic Development, Transportation, Natural Resources, and Regulatory Subcommittee study the Department of Employment and Workforce. A roll call vote was held, and the motion was passed.

<b>Rep. Henderson's Motion that the Economic Development, Transportation, Natural Resources, and Regulatory Subcommittee Study the Department of Employment and Workforce:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III			✓
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton			✓

Representative Tallon moved that the Law Enforcement and Criminal Justice Subcommittee study the Law Enforcement Training Council. A roll call vote was held, and the motion was passed.

<b>Rep. Tallon's Motion that the Law Enforcement and Criminal Justice Subcommittee Study the Law Enforcement Training Council:</b>	<b>Yea</b>	<b>Nay</b>	<b>Not Voting</b>
Nathan Ballentine			✓
William K. "Bill" Bowers	✓		
Gary E. Clary	✓		
Raye Felder	✓		
Kirkman Finlay, III			✓
Laurie Slade Funderburk	✓		
Phyllis Henderson	✓		
Joseph H. Jefferson, Jr.	✓		
Mia S. McLeod	✓		
Walton J. McLeod	✓		
Ralph W. Norman			✓
Joshua A. Putnam			✓
Robert L. Ridgeway, III	✓		
Samuel Rivers, Jr.	✓		
James E. Smith, Jr.			✓
Tommy M. Stringer			✓
Edward R. "Eddie" Tallon	✓		
Bill Taylor	✓		
Robert Q. Williams	✓		
Wm. Weston J. Newton	✓		

IX. There being no further business, the meeting was adjourned.