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December 13, 2018

Via Hand Delivery

The Honorable Chip Huggins, Chairman
Regulations and Administrative Procedures Committee
S.C. House of Representatives
1105 Pendleton St., Suite 202
Columbia, SC 29201

Dear Chairman Huggins:

On behalf of the Legislative Oversight Committee, thank you, and the Regulations and Administrative Procedures Committee for your continued work to improve our state's agency rulemaking process. At our October 23, 2018, we adopted a recommendation to "formally communicate to the House Regulations and Administrative Procedures Committee that the Commission on Disabilities and Special Needs has reviewed some regulations, and determined they should be amended."

The recommendation was as a result of Committee members learning the DDSN Commission had not proposed a new regulation, amendment or repeal of a regulation in at least two decades. The agency has also just settled litigation related to the Commission's rulemaking responsibilities, and has agreed to promulgate regulations in specific areas. The Committee also recommended

The Commission on Disabilities and Special Needs should undertake a complete review of the agency's regulatory environment, including existing and needed regulations. If that review reveals regulations that should be promulgated, amended, or repealed, the Commission should proceed through the procedures in Title 1, Chapter 23 of the South Carolina Code of Laws, related to state agency rulemaking.

Our study is available as a resource whenever the DDSN Commission promulgates new regulations or proposes amendments to existing regulations. The regulatory changes included in the agency's initial response to our request for law change recommendations, are included in Appendix B of the report at

https://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee/AgencyWebpages/DisabilitiesandSpecialNeeds/Full%20Committee%20Study_DDSN-0001.PDF.

Please do not hesitate to contact me or Committee staff if you have any questions about this correspondence. Thank you for your service to the residents of South Carolina.

Sincerely,

A handwritten signature in black ink that reads "Wm. Weston J. Newton". The signature is written in a cursive style with a large initial "W".

Wm. Weston J. Newton
Committee Chair