

Legislative Oversight Committee

Unscheduled Study No. 1 Staff Summary of Information Provided to the Ad Hoc Committee



December 31, 2015

On August 26, 2015, a motion was adopted for the House Oversight Committee to commence an investigation into state agencies, including, but not limited to the Department of Social Services, the Department of Health and Environmental Control, and the Department of Health and Human Services, relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina.

Pursuant to Committee Rule 6.1, an ad hoc committee was appointed to undertake the study as stated in the motion.

THIS STAFF SUMMARY OF INFORMATION PROVIDED TO THE AD HOC COMMITTEE IS PREPARED BY THE STAFF OF THE HOUSE OF REPRESENTATIVES AND IS NOT THE EXPRESSION OF THE HOUSE LEGISLATIVE OVERSIGHT COMMITTEE, ANY OF ITS SUBCOMMITTEES, OR OF THE HOUSE OF REPRESENTATIVES. IT IS STRICTLY FOR THE INTERNAL USE AND BENEFIT OF MEMBERS OF THE HOUSE OF REPRESENTATIVES AND MAY NOT BE CONSTRUED BY A COURT OF LAW AS AN EXPRESSION OF LEGISLATIVE INTENT.

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House Legislative Oversight Committee's Actions

- **August 26, 2015** - *motion was adopted for the House Oversight Committee to commence an investigation into state agencies, including, but not limited to the Department of Social Services, the Department of Health and Environmental Control, and the Department of Health and Human Services, relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina*
- **September 3, 2015** - *pursuant to Committee Rule 6.1 the following Legislative Oversight Committee Members were appointed to an ad hoc committee to undertake the study as stated in the motion: the Honorable Nathan Ballentine; the Honorable Gary E. Clary; the Honorable Raye Felder; the Honorable Mia S. McLeod; the Honorable Walton J. McLeod; the Honorable Robert L. Ridgeway, III; the Honorable James E. Smith, Jr.; the Honorable Tommy M. Stringer; and the Honorable Bill Taylor; additionally, on this date, pursuant to Committee Rule 6.2, the Honorable Gary E. Clary was appointed Chair*

Ad Hoc Committee's Actions

- **September 30, 2015** - *holds first meeting with representatives in attendance from the Department of Social Services, Department of Health and Human Services, General Assembly's Legislative Audit Council, and Department of Health and Environmental Control*
- **November 12, 2015** - *holds second meeting with representatives in attendance from the Department of Health and Environmental Control, Department of Social Services, Department of Health and Human Services, and Department of Corrections*
- **December 1, 2015** - *holds third meeting with representatives in attendance from the Department of Health and Environmental Control and Department of Health and Human Services*
- **December 14, 2015** - *follow up request for additional information sent to the Department of Social Services, Department of Health and Human Services, Department of Health and Environmental Control, and Department of Corrections.*

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HOUSE LEGISLATIVE OVERSIGHT COMMITTEE

Other Study #1

LOC Committee: Ad Hoc Committee

LOC Chair: Hon. Gary E. Clary

LOC Members: Hon. Nathan Ballentine, Hon. Raye Felder, Hon. Mia S. McLeod, Hon. Walton J. McLeod, Hon. Robert L. Ridgeway III, Hon. James E. Smith Jr., Hon. Tommy M. Stringer, Hon. Bill Taylor

Agency Website(s): DHEC, DHHS, DSS

Agency Head(s): DHEC - Director Catherine E. Heigel; DHHS - Director Christian Soura; DSS - Director V. Susan Alford; DOC - Bryan P. Stirling

Study Contact: DHEC - Shelly Kelly, DHHS - Jenny Stirling and Bryan Kost, DSS - Director V. Susan Alford; DOC - Director Bryan P. Stirling

Contact Email: DHEC - kellysb@dhec.sc.gov; DHHS - lynchjen@scdhhs.gov and kostbr@scdhhs.gov; DSS - Susan.Alford@dss.sc.gov; Department of Corrections - stirling.bryan@doc.sc.gov

Responses to online surveys posted on this Committee's webpage are provided verbatim. They are not the comments or expression of the House Legislative Oversight Committee Representatives.

On August 26, 2015, a motion was adopted for the House Oversight Committee to conduct a study, including, but not limited to the Department of Social Services, the Department of Health and Human Services, relationship with, funding of, and other activities of, abortion facilities and other abortion providers in South Carolina.

- Requests to the Committee for an investigation
- Letter Appointing Ad Hoc Committee Members
- September 30, 2015 - Department of Health and Environmental Control Information for House Legislative Oversight Committee's Ad Hoc Committee
- September 30, 2015 - Department of Health and Environmental Control Information about Regulatory Oversight
- September 30, 2015 - Department of Health and Human Services Information for House Legislative Oversight Committee's Ad Hoc Committee
- May 2015 - Legislative Audit Council's Review of the Department of Health and Environmental Control's Regulation of Abortion Clinics
- September 30, 2015 - Ad Hoc Committee Letter to the Department of Health and Environmental Control informing the agency of the next meeting on November 12, 2015
- September 30, 2015 - Ad Hoc Committee letter to the Legislative Audit Council concluding LAC's involvement in the study
- September 30, 2015 - Ad Hoc Committee letter to the Department of Health and Human Services requesting additional information
- September 30, 2015 - Ad Hoc Committee letter to the Department of Social Services requesting additional information
- Extension of Deadline for Agencies to Provide Information to the Ad Hoc Committee
- Department of Health and Human Services' Response to Ad Hoc Committee request for additional information
- Department of Social Services' Response to Ad Hoc Committee request for additional information
- November 12, 2015 - Department of Health and Environmental Control Supplemental Information for House Legislative Oversight Committee's Ad Hoc Committee
- Handout from Department of Health and Human Services at November 12, 2015 meeting
- September 30, 2015 Meeting Minutes
- Department of Health and Human Services' Response to Second Request for Additional Information
- November 17, 2015 letter to Department of Corrections concluding their part in Other Study No. 1
- November 17, 2015 letter to DSS concluding their part in Other Study No. 1
- November 13, 2015 - Letter to DHEC requesting additional information
- November 13, 2015 - Letter to HHS requesting additional information
- November 20, 2015 - Letter from DHEC in response to LOC request for additional information
- Minutes from November 12, 2015 meeting
- December 1, 2015 letter to DHEC concluding its involvement in the study
- December 1, 2015 letter to HHS requesting additional information
- December 7, 2015 letter from Director Soura of DHHS
- December 14, 2015 - Letter to the Department of Social Services, the Department of Health and Environmental Control, the Department of Health and Human Services, and the Department of Corrections
- December 23, 2015 - Letter from Director Soura of DHHS

Visual Summary Figure 1. Snapshots of study information available online

Visual Summary Figure 2. Testimony of agencies to ad hoc committee available online

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House Legislative Oversight Committee

Wm. Weston J. Newton, Chairman Nathan Ballentine Mia S. McLeod Raye Felder Phyllis J. Henderson Walton J. McLeod Joshua A. Putnam Samuel Rivers, Jr. Tommy M. Stringer Bill Taylor	Laurie Slade Funderburk, 1st V.C. William K. "Bill" Bowers Gary E. Clary Kirkman Finlay, III Joseph H. Jefferson, Jr. Ralph W. Norman Robert L. Ridgeway, III James E. Smith, Jr. Edward R. "Eddie" Tallon, Sr. Robert Q. Williams
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Scheduled Meetings [Follow on Twitter](#)

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Tuesday, December 1, 2015 10:00 am Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1	1:01:02
Thursday, November 12, 2015 10:00 am Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1	1:45:05
Wednesday, September 30, 2015 10:00 am Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1	2:56:13

- Wednesday, September 30, 2015
Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1
 - DSS begins at 10:30
 - DHHS begins at 23:44
 - LAC begins at 2:00:40
 - DHEC begins at 2:44:20
- Thursday, November 12, 2015 10:00 am
Legislative Oversight Ad Hoc Committee - Other Study No. 1
 - DHEC begins at 10:12
 - DSS begins at 1:02:00
 - DHHS begins at 1:08:03
 - DOC begins at 1:21:29
- Tuesday, December 1, 2015 10:00 am
Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1
 - DHEC begins at 10:00
 - DHHS begins at 51:50

UNSCHEDULED STUDY NO. 1 - BACKGROUND

Foundation

The **South Carolina State Constitution** requires the General Assembly to provide for appropriate agencies in the areas of health, welfare, and safety and to determine their activities, powers, and duties.¹ Stated **public policy** provides that this “continuing and ongoing obligation of the General Assembly that is best addressed by periodic review of the programs of the agencies and their responsiveness to the needs of the state's citizens. . . .”² The periodic reviews are accomplished through the legislative oversight process.³ Specific statutes relating to legislative oversight are included in South Carolina Code of Laws Section 2-2-5 *et seq.*

Unscheduled Studies

A mechanism for undertaking an unscheduled study is included in South Carolina Code of Laws Section 2-2-40, which is set forth below.

SECTION 2-2-40. Unscheduled oversight studies and investigations.

(A) In addition to the scheduled seven-year oversight studies and investigations, **a standing committee of the Senate or House of Representatives may initiate an oversight study and investigation of an agency within its subject matter jurisdiction.** The motion calling for the oversight study and investigation must state the subject matter and scope of the oversight study and investigation. The oversight study and investigation must not exceed the scope stated in the motion or the scope of the information uncovered by the investigation.

(B) Nothing in the provisions of this chapter prohibits or restricts the President Pro Tempore of the Senate, the Speaker of the House of Representatives, or chairmen of standing committees from fulfilling their constitutional obligations by authorizing and conducting legislative investigations into agencies' functions, duties, and activities. (emphasis added)

The House Legislative Oversight Committee is a standing committee of the House of Representatives.⁴ In Committee Rule 7.1, the Committee recognizes its duties, jurisdiction, and responsibilities as enumerated in South Carolina Code of Laws Section 2-2-5 *et seq.*⁵

Information Considered

Oversight **studies must consider:** (1) the application, administration, execution, and effectiveness of **laws and programs**; (2) the **organization and operation of agencies**; and (3) any conditions or circumstances that may indicate the **necessity or desirability of enacting new or additional legislation.**⁶ **Evidence or information relating to a study may be acquired by any lawful means,** including: serving a request for information on an agency; deposing witnesses; issuing subpoenas that require the production of documents; and, with certain exceptions, requiring the agency to prepare and submit a program evaluation report by a specified date.⁷ Testimony given to the investigating committee must be under oath.⁸ All witnesses are entitled to counsel, and they shall be given the benefit of any privilege which they may claim in court as a party to a civil action.⁹ Certain criminal provisions are applicable during the legislative oversight process, including contempt of the General Assembly.¹⁰

UNSCHEDULED STUDY NO. 1- ACTIONS

House Legislative Oversight Committee's Actions

At the House Legislative Oversight Committee's August 26, 2015, meeting, there was a discussion of requests for unscheduled oversight studies, which included a discussion of a mechanism for undertaking an unscheduled study as set forth in statute and Committee Rules.¹¹ An archived video of the meeting is available online as well as a copy of the minutes from the meeting.¹²

Six House Members requested an investigation into the state's relationship, funding of, and other activities relating to Planned Parenthood's facilities and other abortion providers in South Carolina.¹³ There were a combination of requests, and copies of the letters received by the Committee are available online.¹⁴ Further it was noted that the Governor recently sent a request to the Department of Health and Environmental Control seeking an investigation into the policies and practices of abortion clinics.¹⁵ Chairman Newton recognized the Honorable Donna C. Hicks to speak about her request that the Committee approve an unscheduled study.¹⁶ The following Committee Members posed questions and/or made comments: the Honorable James E. Smith, Jr.; the Honorable Kirkman Finlay, III; the Honorable Walton McLeod; the Honorable Mia S. McLeod; the Honorable Tommy Stringer; the Honorable Raye Felder; the Honorable Bill Taylor; the Honorable Nathan Ballentine; the Honorable Gary E. Clary; the Honorable Ralph W. Norman; the Honorable Robert Q. Williams; the Honorable Edward R. Tallon; and the Honorable Wm. Weston J. Newton.¹⁷

The Honorable Bill Taylor made a motion for the House Oversight Committee to commence an investigation into state agencies, including, but not limited to the Department of Social Services, the Department of Health and Environmental Control, and the Department of Health and Human Services, relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina.¹⁸ The following Committee Members posed questions and/or made comments relating to the motion: the Honorable Gary E. Clary; the Honorable Robert Q. Williams; the Honorable Edward R. Tallon; the Honorable Wm. Weston J. Newton; and the Honorable Nathan Ballentine.¹⁹ The motion passed by a vote of nine to seven, with four not voting.²⁰ The voting record is set forth on the next page in Table 2.

Table 2: Voting record excerpt from the August 26, 2015, meeting minutes²¹

Motion for the House Legislative Oversight Committee to commence an investigation into state agencies, including, but not limited to, the Department of Social Services, the Department of Health and Environmental Control, and Department of Health and Human Services, relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina:	Yea	Nay	Not Voting
1. Nathan Ballentine	Yea		
2. William K. "Bill" Bowers		Nay	
3. Gary E. Clary	Yea		
4. Raye Felder	Yea		
5. Kirkman Finlay, III	Yea		
6. Laurie Slade Funderburk			Not Present
7. Phyllis Henderson			Not Present
8. Joseph H. Jefferson, Jr.		Nay	
9. Mia S. McLeod		Nay	
10. Walton J. McLeod		Nay	
11. Ralph W. Norman		Nay	
12. Joshua A. Putnam			Not Present
13. Robert L. Ridgeway, III			Present
14. Samuel Rivers, Jr.	Yea		
15. James E. Smith, Jr.		Nay	
16. Tommy M. Stringer	Yea		
17. Edward R. "Eddie" Tallon	Yea		
18. Bill Taylor	Yea		
19. Robert Q. Williams		Nay	
20. Wm. Weston J. Newton	Yea		

On September 3, 2015, pursuant to Committee Rule 6.1, the following Legislative Oversight Committee Members were appointed to an **ad hoc committee** to undertake the study as stated in the motion: the Honorable Nathan Ballentine; the Honorable Gary E. Clary; the Honorable Raye Felder; the Honorable Mia S. McLeod; the Honorable Walton J. McLeod; the Honorable Robert L. Ridgeway, III; the Honorable James E. Smith, Jr.; the Honorable Tommy M. Stringer; and the Honorable Bill Taylor.²² Additionally, on this same date pursuant to Committee Rule 6.2, the Honorable Gary E. Clary was appointed chair of the ad hoc committee.²³ A copy of the letter appointing the ad hoc committee and its chair is available online.²⁴

Ad Hoc Committee's Actions

The plan for the ad hoc committee, which is set forth in the Committee's Standard Practices, and stated by Chairman Clary at the ad hoc committee meetings includes: (1) Conducting initial meetings with the agencies to obtain information as well as, upon a motion, utilize any other tools available to the ad hoc committee; (2) After obtaining the information, Committee staff summarizing the information in a Committee Staff Study; (3) Upon receipt of the Committee staff study, Committee members meeting to discuss, conduct any additional investigation and vote on any Committee recommendations; and (4)

Submitting the Committee's study, with any recommendations, to the full Legislative Oversight Committee.²⁵

UNSCHEDULED STUDY NO. 1- AGENCY INFORMATION

Department of Social Services

Agency Representatives Providing Testimony

The following representatives from the Department of Social Services (DSS) provided testimony to the ad hoc committee: Agency Director Susan Alford (September 30, 2015) and Director of Communications and Legislative Affairs Karen Wingo (November 12, 2015).²⁶ Archived videos of testimony received by the ad hoc committee on both dates, as well as documents the ad hoc committee received from DSS, are available online.²⁷

Relationships

On September 30, 2015, Director Alford testified on behalf of DSS. Director Alford testified there are no (1) state or federal statutes, (2) state or federal regulations, or (3) agency standard practices that require personnel at the agency to communicate about abortions with Planned Parenthood, or any other abortion providers in South Carolina.²⁸

Funding

On September 30, 2015, Director Alford testified the agency does not receive any funding or monies related to abortions from Planned Parenthood or any other abortion providers in South Carolina.²⁹

On the same date, Director Alford also testified the agency does not (1) directly provide any funding; (2) provide others funding that is intended to go toward; or (3) provide others funding that, to the agency's knowledge, has a chance of going towards abortions at Planned Parenthood or any other abortion providers in South Carolina.³⁰

Other Activities

On September 30, 2015, Director Alford testified that none of the agency's activities directly relate to abortions at Planned Parenthood or any other abortion providers in South Carolina.³¹

On the same date, Director Alford testified that there are agency activities that indirectly relate to abortions at Planned Parenthood or other abortion providers in South Carolina. Director Alford explained, through her testimony, the agency's activities which indirectly relate are those activities related to South Carolina laws on judicial bypass, a process which allows a minor to petition the court to obtain an abortion without parental consent. The process is set forth in South Carolina Code of Laws Section 44-41-32.³²

On October 23, 2015, the agency provided the Committee with additional information about the number of requests for judicial bypass received each of the last five years and the disposition of those cases; this

information is available online.³³ On November 12, 2015, Ms. Wingo provided a summary of this information and was available to answer questions the ad hoc committee had about the information provided on October 23, 2015.³⁴

A motion passed during the November 12, 2015, ad hoc committee meeting concluding the agency's involvement in its study, unless, during the remainder of the study ad hoc committee members learned additional information for which they needed to follow up with the agency.³⁵

Agency Information Provided to the Ad Hoc Committee Available Online

The following information pertaining to the ad hoc committee's study of the agency is available online:

- Link to agency website;
- Study contact information;
- September 30, 2015 - Ad Hoc Committee letter to the Department of Social Services requesting additional information;
- Extension of Deadline for Agencies to Provide Information to the Ad Hoc Committee;
- Department of Social Services' Response to Ad Hoc Committee request for additional information;
- December 14, 2015 - Letter to the Department of Social Services seeking additional information. See details in Additional Information Requested from the Agency section below; and
- Link to videos of meetings at which the agency representatives testified, which include³⁶:
 - Wednesday, September 30, 2015 - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 10:30; and
 - Thursday, November 12, 2015 10:00 am - Legislative Oversight Ad Hoc Committee - Other Study No. 1 - Agency begins at 1:02:00.

Additional Information Requested from the Agency

A follow up request was provided to the agency on December 14, 2015, which sought the following information:

- Is the agency's relationship with abortion providers in South Carolina of such a nature so as to allow the agency to be in a position to ascertain any information pertaining to an abortion provider's possible acceptance of reimbursements for the donation of fetal tissue?
 - If yes, has the agency made any referrals to law enforcement pertaining to an abortion provider's acceptance of reimbursements for the donation of fetal tissue?
- Has the agency provided any state funding to Planned Parenthood or any other abortion provider for pregnancy prevention or comprehensive health education instruction?
 - If so, is there any difference in how the amount Planned Parenthood receives versus other abortion providers is determined?
- What agency controls are in place so as to determine if abortion providers in South Carolina that receive funds from the agency for a specific purposes do not comingle those funds with other public or private funding?³⁷

Department of Health and Human Services

Agency Representative Providing Testimony

Department of Health and Human Services' (DHHS) Director Christian Soura provided testimony to the ad hoc committee on September 30, 2015, and on November 12, 2015.³⁸ At the September 30, 2015, meeting he provided a PowerPoint presentation which addressed federal oversight of Medicaid, provider relationships, funding for abortions and closing thoughts; this information is available online.³⁹

General Counsel for DHHS, Byron Roberts, provided testimony to the ad hoc committee on December 1, 2015. His testimony included a brief overview of the agency's response to the ad hoc committee's request for additional information about abortions allowed under the Hyde Amendment relating to the life-of-the-mother cases. Notably, the Hyde Amendment is a federal provision of law that prohibits the use of Medicaid funds to pay for abortions except in the cases of rape, incest, or to save the life of the mother; it is named for an Illinois lawmaker, Henry Hyde, who served in the United States House of Representatives from 1975 to 2007.⁴⁰ Archived videos of testimony received by the ad hoc committee on all three dates are available online as well as materials received by the ad hoc committee from DHHS.⁴¹

Relationships

On September 30, 2015, Director Soura testified on behalf of DHHS.⁴² Director Soura testified there are (1) state or federal statutes, (2) state or federal regulations, and (3) agency standard practices that require personnel at the agency to communicate about abortions with Planned Parenthood, or other abortion providers in South Carolina.⁴³ Director Soura explained these statutes, regulations, and agency standard practices through his testimony and PowerPoint presentation.⁴⁴

Funding

On September 30, 2015, Director Soura testified the agency receives funding or monies, related to abortions, from Planned Parenthood or other abortion providers in South Carolina.⁴⁵

On the same date, Director Soura also testified the agency does (1) directly provide funding; (2) provide others funding that is intended to go toward; and (3) provide others funding that, to the agency's knowledge, has a chance of going towards abortions at Planned Parenthood or other abortion providers in South Carolina.⁴⁶ Director Soura explained the funding DHHS receives and provides through his testimony, PowerPoint presentation and other documents available online.⁴⁷

On October 23, 2015, the agency provided the Committee with the following information:

- Documentation which shows the investigation and final determination of the two potential abortions at Planned Parenthood paid through Medicaid which were discovered by the agency on September 29, 2015;
- Number of abortions paid through Medicaid which are within the Hyde Amendment during FY 2011 through FY 2015 broken down by Option 1 (if the pregnancy is the result of an act of rape or incest) and Option 2 (if the pregnancy would place the woman in danger of death unless an abortion is performed);

- List of cities, counties, and zip codes in which the abortions paid through Medicaid during FY 2011 and through FY 2015 were performed based on the address of the provider; and
- Number of individuals under the age of seventeen who have obtained abortions paid through Medicaid during FY 2011 through FY 2015.⁴⁸

On November 12, 2015, Director Soura was available to answer questions the ad hoc committee had about the information provided on October 23, 2015.⁴⁹ On the same date, Director Soura testified and provided information to the ad hoc committee about the stated reasons for Hyde-compliant Medicaid funded abortions which were tied to the life of the mother.⁵⁰

Supplemental material provided to the ad hoc committee on November 16, 2015, which is posted online, includes whether Hyde-compliant Medicaid funded abortions had been performed in inpatient or outpatient settings.⁵¹

On December 1, 2015, the agency's General Counsel was available to answer questions about the agency's response to the ad hoc committee's request for additional information.⁵² During this meeting, a concern was expressed that one of the life-of-the-mother abortion cases identified in the agency's submission to the ad hoc committee was based on a medical diagnosis that related to the health of the fetus and not the mother.⁵³ Supplemental material provided by the agency on December 7, 2015, which is posted online, indicated the medical record for this case offered a more complete explanation which was deemed to have satisfied the Hyde Amendment test.⁵⁴

Other Activities

On September 30, 2015, Director Soura testified there are agency activities that (1) directly and (2) indirectly relate to abortions at Planned Parenthood or other abortion providers in South Carolina.⁵⁵ Director Soura explained the funding DHHS receives and provides through his testimony, PowerPoint presentation and other documents available online.⁵⁶

Agency Information Provided to the Ad Hoc Committee Available Online

The following information pertaining to the ad hoc committee's study of the agency is available online:

- Link to agency website;
- Study contact information;
- September 30, 2015 - Department of Health and Human Services Information for House Legislative Oversight Committee's Ad Hoc Committee, including:
 - Federal Oversight of Medicaid
 - Free Choice of Providers
 - Abortion Coverage Under Medicaid
 - Provider Relationships
 - The Legal Context
 - Federal Guidelines on Provider Termination
 - Examples of Provider Termination
 - Funding for Abortions/Planned Parenthood
 - Medicaid Funding for Abortion Services

- Medicaid's Relationship with Planned Parenthood
 - Data Quality
 - Closing Thoughts
 - DHEC's Recent Actions
 - Ongoing Efforts
- September 30, 2015 - Ad Hoc Committee letter to the Department of Health and Human Services requesting additional information;
- Extension of Deadline for Agencies to Provide Information to the Ad Hoc Committee;
- Department of Health and Human Services' Response to Ad Hoc Committee request for additional information. This was received October 23, 2015 and includes:
 - Documentation which shows the investigation and final determination of the two potential abortions at Planned Parenthood paid through Medicaid which were discovered by the agency on September 29, 2015;
 - Number of abortions paid through Medicaid which are within the Hyde Amendment during FY 2011 through FY 2015 broken down by Option 1(if the pregnancy is the result of an act of rape or incest) and Option 2 (if the pregnancy would place the woman in danger of death unless an abortion is performed);
 - List of cities, counties, and zip codes in which the abortions paid through Medicaid during FY 2011 and through FY 2015 were performed based on the address of the provider;
 - Number of individuals under the age of seventeen who have obtained abortions paid through Medicaid during FY 2011 through FY 2015;
- Handout from Department of Health and Human Services at November 12, 2015 meeting. This includes stated reasons for Hyde-compliant Medicaid funded abortions which were tied to the life of the mother;
- November 13, 2015 - Letter to HHS requesting additional information;
- Department of Health and Human Services response to second request for additional information. This was received November 16, 2015 and includes whether Hyde-compliant Medicaid funded abortions had been performed in inpatient or outpatient settings;
- December 1, 2015 letter to HHS requesting additional information. This included review of items the agency stated in prior documents were Hyde-compliant Medicaid funded abortions, in particular number 17, in which the reason recorded for the life of the mother was "multiple lethal anomalies, anhydromnios."
- December 7, 2015 letter from Director Soura of DHHS;
- December 14, 2015 - Letter to the Department of Health and Human Services seeking additional information. See details in Additional Information Requested from the Agency section below;
- December 23, 2015 - Letter from Director Soura of DHHS; and
- Link to videos of meetings at which the agency representative testified, which include⁵⁷:
 - Wednesday, September 30, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 23:44;
 - Thursday, November 12, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 1:08:03; and
 - Tuesday, December 1, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 51:50.

Additional Information Requested from the Agency

A follow up request was provided to the agency on December 14, 2015, which sought the following information:

- Is the agency's relationship with abortion providers in South Carolina of such a nature so as to allow the agency to be in a position to ascertain any information pertaining to an abortion provider's possible acceptance of reimbursements for the donation of fetal tissue?
 - If yes, has the agency made any referrals to law enforcement pertaining to an abortion provider's acceptance of reimbursements for the donation of fetal tissue?
- Has the agency provided any state funding to Planned Parenthood or any other abortion provider for pregnancy prevention or comprehensive health education instruction?
 - If so, is there any difference in how the amount Planned Parenthood receives versus other abortion providers is determined?
- What agency controls are in place so as to determine if abortion providers in South Carolina that receive funds from the agency for a specific purposes do not commingle those funds with other public or private funding?⁵⁸

General Assembly's Legislative Audit Council (LAC)

Relevant Audit

On May 29, 2013, LAC received a request for an audit relating to DHEC's regulation of abortion clinics.⁵⁹ The Honorable Tommy Stringer, who serves on the ad hoc committee, was one of the members who requested the audit in 2013.⁶⁰ The LAC Board approved the audit on September 8, 2014.⁶¹ Subsequently, on May 6, 2015, the LAC published A Review of the S.C. Department of Health and Environmental Control's Regulation of Abortion Clinics.⁶² This LAC report is available online.⁶³

LAC Representatives Providing Comments

The following LAC representatives provided comments to the ad hoc committee about the relevant audit: Deputy Director Marcia Lindsay (September 30, 2015) and Senior Auditor John C. Kresslien (September 30, 2015).⁶⁴ An archived video of comments received by the ad hoc committee is available online.⁶⁵

Relationships

On September 30, 2015, Deputy Director Lindsay and Senior Auditor Kresslien commented that based on LAC's investigation, LAC was aware of (1) state or federal statutes, (2) state or federal regulations, and (3) agency standard practices at DHEC that require DHEC to communicate about abortions with Planned Parenthood and other abortion providers in South Carolina.⁶⁶

Funding

On September 30, 2015, Deputy Director Lindsay and Senior Auditor Kresslien commented that based on LAC's investigation, LAC was aware of funding or monies which DHEC receives which are related to abortions at Planned Parenthood or other abortion providers in South Carolina.⁶⁷

On the same date, Deputy Director Lindsay and Senior Auditor Kresslien commented that based on LAC's investigation, LAC does not know if DHEC directly provides any funding related to abortions at Planned Parenthood or other abortion providers in South Carolina.⁶⁸ Deputy Director Lindsay and Senior Auditor Kresslien also commented that based on LAC's investigation, LAC does not know if DHEC provides other individuals, agencies, or entities funding that is either intended, or that DHEC may or should know, has a chance of going towards abortions at Planned Parenthood or other abortion providers in South Carolina.⁶⁹

Other Activities

On September 30, 2015, Deputy Director Lindsay and Senior Auditor Kresslein commented that based on LAC's investigation, there are DHEC activities that directly relate to abortions at Planned Parenthood or other abortion providers in South Carolina.⁷⁰

On the same date, Deputy Director Lindsay and Senior Auditor Kresslein also commented that based on LAC's investigation, LAC is not aware of DHEC activities that indirectly relate to abortions at Planned Parenthood or other abortion providers in South Carolina.⁷¹

LAC Information Provided to the Ad Hoc Committee Available Online

The following information pertaining to the ad hoc committee's study is available online:

- May 2015 - Legislative Audit Council's Review of the Department of Health and Environmental Control's Regulation of Abortion Clinics; and
- Link to videos of meetings at which the LAC representatives commented, which include⁷²:
 - Wednesday, September 30, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 2:00:40.

Department of Health and Environmental Control (DHEC)

Agency Representative Providing Testimony

Agency Director Catherine Heigel provided testimony to the ad hoc committee on September 30, 2015, and on November 12, 2015.⁷³ Shelly Kelly, the agency's Director of Health Regulation, provided testimony to the ad hoc committee on December 1, 2015. Archived videos of testimony received by the ad hoc committee on both dates are available online.⁷⁴

LAC Audit

Agency Director Heigel provided testimony to the ad hoc committee on September 30, 2015, which focused on the agency's response to the LAC Audit.⁷⁵ In supplemental materials provided to the ad hoc committee on November 12, 2015, which are posted online, Director Heigel provided the ad hoc committee with a copy of a November 2, 2015, correspondence to the Director of the Legislative Audit Council; this correspondence was the formal position of the agency in response to the LAC audit dated May 2015.⁷⁶

Relationships

On November 12, 2015, Director Heigel provided a summary of actions the agency had taken since the September 30, 2015 meeting, which Director Heigel testified will allow DHEC to be better able to fulfill its statutory charge.⁷⁷

Additionally, Director Heigel testified there are (1) state or federal statutes, (2) state or federal regulations, and (3) agency standard practices that require personnel at the agency to communicate about abortions with Planned Parenthood, or other abortion providers in South Carolina.⁷⁸ Director Heigel explained these statutes, regulations, and agency practices through her testimony.⁷⁹

In supplemental materials provided to the ad hoc committee on November 20, 2015, which are posted online, Director Heigel provided additional information pertaining to the regulation of abortion clinics.⁸⁰

Funding

On November 12, 2015, Director Heigel testified the agency receives funding or monies related to abortions at Planned Parenthood or other abortion providers in South Carolina.⁸¹

On the same date, Director Heigel also testified the agency does not (1) directly provide funding; (2) provide others funding that is intended to go toward; or (3) provide others funding that, to the agency's knowledge, has a chance of going towards abortions at Planned Parenthood or other abortion providers in South Carolina.⁸²

In supplemental materials provided to the ad hoc committee on November 20, 2015, which are posted online, Director Heigel provided additional information about the costs to the agency to conduct a typical inspection of an abortion clinic.⁸³

In supplemental materials provided to the ad hoc committee on the same date, which are posted online, the agency provided a final tally of the fees, fines, and penalties collected to date and what each are for along with information about how the money is distributed.⁸⁴

Other Activities

On November 12, 2015, Director Heigel testified there are agency activities that (1) directly and (2) indirectly relate to abortions at Planned Parenthood or other abortion providers in South Carolina.⁸⁵ Director Heigel explained these activities through her testimony and the documentation provided by the agency.⁸⁶

On November 20, 2015, Director Heigel provided the ad hoc committee with additional information relating to postoperative complications.⁸⁷

Agency Information Provided to the Ad Hoc Committee Available Online

The following information pertaining to the ad hoc committee's study is available online:

- September 30, 2015 - Department of Health and Environmental Control Information for House Legislative Oversight Committee's Ad Hoc Committee. The Table of Contents for this information includes:

1. DHEC's Response to the LAC Report
 2. Status of DHEC's Implementation of the LAC Recommendations
 3. Governor Haley's Letter to DHEC
 4. DHEC's Response to Governor Haley's Letter
 5. Attorney General Wilson's Letter to DHEC
 6. DHEC's Response to Attorney General Wilson's Letter
 7. Abortion Clinic Investigation Project Plan
 8. Abortion Clinic Investigation Process Summary
 9. Licensing Reports and Administrative Order- Planned Parenthood of South Atlantic
 10. Licensing Reports and Administrative Order- Greenville Women's Clinic
 11. Licensing Reports- Charleston Women's Medical Center
 12. Infectious Waste Inspection Report and NOAV- Planned Parenthood of South Atlantic
 13. Infectious Waste Inspection Report and NOAV- Greenville Women's Clinic
 14. Infectious Waste Inspection Report and NOAV- Charleston Women's Clinic
 15. Infectious Waste NOAV's- Ecomed Solutions d/b/a Medsharps and Stericycle
 16. Plan of Correction- Greenville Women's Clinic- Routine Report
 17. Plan of Correction- Greenville Women's Clinic- Investigation Report
 18. Request for Final Review Filed by Planned Parenthood South Atlantic
 19. Bureau of Health Facilities Licensing- Standard Operating Procedures for General Inspections and Investigations of Abortion Facilities
 20. Notice of Drafting- DHEC Regulation 61-12-Standards for Licensing Abortion Clinics
 21. Summary of DHEC Program Areas, Statutes, and Regulations Related to Abortion Facilities
 22. Statistics on Abortions for 2013 and 2014 and Sample Reporting Form
 23. Resources for Pregnant Women
 24. Fees Collected by DHEC for 2011 to 2015
 25. Bureau of Land and Waste Management- Standard Operating Procedure Manual for Infectious Waste Program
- September 30, 2015 - Department of Health and Environmental Control Information about Regulatory Oversight. This information includes:
 - Health Facilities Licensing
 - Waste Disposal
 - Drug Control
 - Additional Interaction
 - Collecting and Reporting Statistics
 - Family Planning Information and Referral Services
 - November 12, 2015 - Department of Health and Environmental Control Supplemental Information for House Legislative Oversight Committee's Ad Hoc Committee. The Supplemental Table of Contents for this information includes:
 1. Director Catherine Heigel's Nov. 2015 Response to LAC Report
 2. Summary of DHEC Interactions with Planned Parenthood 2010- present
 - 2 A. Supplemental Infectious Waste Program Documents Referenced in Summary
 - 2 B. Supplemental Health Licensing Program Documents Referenced in Summary
 3. Updated Fines and Fees Collected by DHEC for 2011 to 2015
 4. Recent Proposed Consent Orders issued by DHEC Infectious Waste Program
 5. Updated Clinic Responses to DHEC Administrative Orders
 - 5 A. Planned Parenthood Plans of Correction

- 5 B. Planned Parenthood Proof of Training
- 5 C. Planned Parenthood Request for Reconsideration, Withdrawal of Request for Reconsideration
- 5 D. Planned Parenthood Request for Review, Withdrawal of Request for Review
- 5 E. Planned Parenthood, Letter Confirming Compliance with Administrative Order.⁸⁸

- November 13, 2015 - Letter to DHEC requesting additional information;
- November 20, 2015 - Letter from DHEC in response to LOC request for additional information. The information addresses the following questions posed by members of the Committee:
 1. Is an abortion clinic considered an outpatient surgery center, and if not, what type of entity is it considered by the agency for regulation purposes?
 2. What is the actual cost to the agency to conduct a typical inspection of an abortion clinic?
 3. Do the inspection fees, not considering fines or penalties, collected by the agency from an abortion clinic cover the actual cost to the agency for a typical inspection?
 4. If the actual cost to conduct a typical inspection is less than the inspection fee collected, will the agency seek an increase in the inspection fee so that it covers the actual cost?
 5. Please provide a final tally of the fees, fines, and penalties collected to date and what each fee, fine, and penalty is for.
 6. When the agency collects fines and penalties, how is the money distributed? Specifically, are the funds obtained from fines and fees held in a particular agency department, or may they be used generally by the agency?
 7. Please provide a copy of any postoperative instructions provided to patients advising them how to handle potential operation complications.
 8. Please provide any available data relating to postoperative complications, including, but not limited to, abortion complications in hospitals and abortion clinics. Is this an area in which the agency currently has regulatory authority, or an area in which the agency could propose regulation changes which would allow for collection of this information?
- December 14, 2015 - Letter to the Department of Health and Environmental Control seeking additional information. See details in Additional Information Requested from the Agency section below; and
- Link to videos of meetings at which the agency representatives testified, which include⁸⁹:
 - Wednesday, September 30, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 2:44:20;
 - Thursday, November 12, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 10:12; and
 - Tuesday, December 1, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 10:00.

Additional Information Requested from the Agency

A follow up request was provided to the agency on December 14, 2015, which sought the following information:

- Is the agency's relationship with abortion providers in South Carolina of such a nature so as to allow the agency to be in a position to ascertain any information pertaining to an abortion provider's possible acceptance of reimbursements for the donation of fetal tissue?
 - If yes, has the agency made any referrals to law enforcement pertaining to an abortion provider's acceptance of reimbursements for the donation of fetal tissue?
- Has the agency provided any state funding to Planned Parenthood or any other abortion provider for pregnancy prevention or comprehensive health education instruction?
 - If so, is there any difference in how the amount Planned Parenthood receives versus other abortion providers is determined?
- What agency controls are in place so as to determine if abortion providers in South Carolina that receive funds from the agency for a specific purposes do not commingle those funds with other public or private funding?⁹⁰

Department of Corrections (DOC)

Agency Representative Providing Testimony

Agency Director Bryan Stirling provided testimony to the ad hoc committee on November 12, 2015, and an archived video of this testimony is available online.⁹¹

Relationships, Funding, and Other Activities

Chairman Clary asked Director Stirling the same series of yes-no questions as he had of all other agencies.⁹² Director Stirling testified to the following in response to all questions, except those relating to the oversight process:

- The DOC does not pay for any elective procedure, including an abortion;
- An inmate may elect to have an abortion. In that event, the inmate has to fund the procedure and transportation to the abortion provider facility; and
- The DOC does pay for an abortion if the procedure is deemed medically necessary and thus part of the patient's healthcare in light of the Eighth Amendment to the United States Constitution.

Agency Information Provided to the Ad Hoc Committee Available Online

The following information pertaining to the ad hoc committee's study is available online:

- December 14, 2015 - Letter to the Department of Corrections seeking additional information. See details in Additional Information Requested from the Agency section below; and
- Link to videos of meetings at which the agency representatives testified, which include⁹³:
 - Thursday, November 12, 2015 10:00 am - Legislative Oversight Committee Ad Hoc Committee - Other Study No. 1 - Agency begins at 1:21:29.

Additional Information Requested from the Agency

A follow up request was provided to the agency on December 14, 2015, which sought the following information:

- Is the agency's relationship with abortion providers in South Carolina of such a nature so as to allow the agency to be in a position to ascertain any information pertaining to an abortion provider's possible acceptance of reimbursements for the donation of fetal tissue?
 - If yes, has the agency made any referrals to law enforcement pertaining to an abortion provider's acceptance of reimbursements for the donation of fetal tissue?
- Has the agency provided any state funding to Planned Parenthood or any other abortion provider for pregnancy prevention or comprehensive health education instruction?
 - If so, is there any difference in how the amount Planned Parenthood receives versus other abortion providers is determined?
- What agency controls are in place so as to determine if abortion providers in South Carolina that receive funds from the agency for a specific purposes do not commingle those funds with other public or private funding?⁹⁴

ENDNOTES

¹ *SC Constitution*, art. XII, sec. 1. The full text of the SC Constitution is available on the SC General Assembly's website, "SC Constitution," <http://www.scstatehouse.gov/scconstitution/scconst.php> (accessed July 27, 2015).

² *SC Code of Laws*, sec. 2-2-5. The full text of the unannotated version of the SC Code of Laws is available on the SC General Assembly's website, "Code of Laws," under "South Carolina Law," <http://www.scstatehouse.gov/code/statmast.php> (accessed November 17, 2015).

³ *Ibid.*

⁴ SC House of Representatives, Rule 4.3 of the House of Representatives. The full text of all Rules of the SC House of Representatives is available on the SC General Assembly's website, "House Rules," under "House," and then under "Rules," <http://www.scstatehouse.gov/housepage/HouseRules2015.pdf> (November 17, 2015).

⁵ SC House of Representatives, Legislative Oversight Committee, "Rule 7.1," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Committee Rules," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/R1.pdf> (accessed November 17, 2015).

⁶ *SC Code of Laws*, sec. 2-2-20(C).

⁷ *SC Code of Laws*, sec. 2-2-50.

⁸ *SC Code of Laws*, sec. 2-2-70.

⁹ *SC Code of Laws*, sec. 2-2-80 and sec. 2-2-90.

¹⁰ *SC Code of Laws*, sec. 2-2-100 through 120.

¹¹ SC House of Representatives, House Legislative Oversight Committee, "August 26, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Full Committee Minutes," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/FullCommitteeMinutes/August262015.pdf> (accessed November 17, 2015). A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

¹² *Ibid.*

¹³ A request was received from the Honorable Garry R. Smith on July 21, 2015. A request was received from the Honorable Donna C. Hicks; the Honorable Greg Delleney, Jr.; the Honorable Craig A. Gagnon; the Honorable Anne J. Thayer; and the Honorable Doug Brannon on July 30, 2015.

¹⁴ SC House of Representatives, House Legislative Oversight Committee, "Requests to the Committee for an investigation," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/Requests%20to%20Legislative%20Oversight%20Committee.pdf> (accessed November 17, 2015).

¹⁵ A copy of the Governor's letter is available online as part of materials provided to the ad hoc committee by the SC Department of Health and Environmental Control. SC House of Representatives, House Legislative Oversight Committee, "Requests to the Committee for an investigation," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," under "Other Study #1," and under "September 30, 2015 - Department of Health and Environmental Control Information for House Legislative Oversight Committee's Ad Hoc Committee," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/DHEC20150930InitialBook.pdf> (accessed November 17, 2015).

¹⁶ SC House of Representatives, House Legislative Oversight Committee, "August 26, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Full Committee Minutes," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/FullCommitteeMinutes/August262015.pdf> (accessed November 17, 2015). A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

¹⁷ *Ibid.*

¹⁸ *Ibid.*

¹⁹ *Ibid.*

²⁰ *Ibid.*

²¹ *Ibid.*

²² SC House of Representatives, House Legislative Oversight Committee, "Letter Appointing Ad Hoc Committee Members," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/LetterAppointingAdHocCommitteeMembers.pdf> (accessed November 17, 2015).

²³ Ibid.

²⁴ Ibid.

²⁵ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. Videos of both meetings are available at <http://www.scstatehouse.gov/video/videofeed.php>.

²⁶ Ibid.

²⁷ Ibid.

²⁸ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

²⁹ Ibid.

³⁰ Ibid.

³¹ Ibid.

³² Ibid.

³³ SC House of Representatives, House Legislative Oversight Committee, "Department of Social Services' Response to Ad Hoc Committee request for additional information," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/October232015/October%2023,%202015%20DSS%20Response%20-%20Ad%20Hoc%20Committee.pdf> (accessed November 17, 2015).

³⁴ SC House of Representatives, House Legislative Oversight Committee, "November 12, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

³⁵ Ibid.

³⁶ SC House of Representatives, House Legislative Oversight Committee, under "Video Archives," <http://scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php>.

³⁷ SC House of Representatives, House Legislative Oversight Committee, "State agencies' relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina," "December 14, 2015 – Letter to the Department of Social Services, the Department of Health and Environmental Control, the Department of Health and Human Services, and the Department of Corrections," <http://scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/December142015LetterstoDSDHECDHHSDOC.pdf>.

³⁸ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. Videos of both meetings are available at <http://www.scstatehouse.gov/video/videofeed.php>.

³⁹ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 - Department of Health and Human Services Information for House Legislative Oversight Committee's Ad Hoc Committee," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," [http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/\(2015-09-30\)%20DHHS%20Information.pdf](http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/(2015-09-30)%20DHHS%20Information.pdf) (accessed November 17, 2015).

⁴⁰ Hyde, Henry J., 1924-2007, *Our States: Illinois*, in the Points of View Reference Center database, 0b5eb9fe6925%40sessionmgr110&hid=123&bdata=JnNpdGU9cG92LWxpdmU%3d#AN=11061447&db=pwh (accessed December 23, 2015).

⁴¹ Videos of both meetings are available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁴² SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁴³ Ibid.

⁴⁴ Ibid.

⁴⁵ Ibid.

⁴⁶ Ibid.

⁴⁷ Ibid.

⁴⁸ SC House of Representatives, House Legislative Oversight Committee, "Department of Health and Human Services' Response to Ad Hoc Committee request for additional information" under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/October232015/October%2023,%202015%20-%20DHHS%20Response%20-%20Ad%20Hoc%20Committee.pdf> (accessed November 18, 2015).

⁴⁹ Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. However, a video of the meetings is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁵⁰ Ibid.

⁵¹ SC House of Representatives, House Legislative Oversight Committee, "Department of Health and Humans Services' Response to second request for additional information" under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/HHS%20Response%20to%20Follow%20up%20Request%20for%20Info.%2011.16.15_Redacted.pdf (accessed November 18, 2015).

⁵² Minutes from the December 1, 2015, meeting are not yet available online as they have not yet been approved by the Committee.

⁵³ Ibid.

⁵⁴ SC House of Representatives, House Legislative Oversight Committee, "State agencies' relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina," "December 7, 2015 – letter from Director Soura of DHHS,"

<http://scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/December%207%202015%20-%20Letter%20from%20DHHS.pdf>.

⁵⁵ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A video of the meeting is available at

<http://www.scstatehouse.gov/video/videofeed.php>.

⁵⁶ Ibid.

⁵⁷ SC House of Representatives, House Legislative Oversight Committee, "Other Study #1," under "Citizens' Interest," and under "House Legislative Oversight Committee Postings and Reports,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1.php> (accessed November 17, 2015).

⁵⁸ SC House of Representatives, House Legislative Oversight Committee, "State agencies' relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina," "December 14, 2015 – Letter to the Department of Social Services, the Department of Health and Environmental Control, the Department of Health and Human Services, and the Department of Corrections,"

<http://scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/December142015LetterstoDSDHECDHSDOC.pdf>.

⁵⁹ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 -Ad Hoc Committee letter to the Legislative Audit Council concluding LAC's involvement in the study," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Thank%20You%20Ltr%20-%20Signed%20and%20Signature%20Redacted.PDF> (accessed November 17, 2015).

⁶⁰ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A video of the meeting is available at

<http://www.scstatehouse.gov/video/videofeed.php>.

⁶¹ Ibid.

⁶² Ibid.

⁶³ SC House of Representatives, House Legislative Oversight Committee, "May 2015 - Legislative Audit Council's Review of the Department of Health and Environmental Control's Regulation of Abortion Clinics," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," http://lac.sc.gov/LAC_Reports/2015/Pages/DHEC.aspx (accessed November 17, 2015).

⁶⁴ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A video of the meeting is available at

<http://www.scstatehouse.gov/video/videofeed.php>.

⁶⁵ Videos of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁶⁶ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A video of the meeting is available at

<http://www.scstatehouse.gov/video/videofeed.php>.

⁶⁷ Ibid.

⁶⁸ Ibid.

⁶⁹ Ibid.

⁷⁰ Ibid.

⁷¹ Ibid.

⁷² SC House of Representatives, House Legislative Oversight Committee, "Other Study #1," under "Citizens' Interest," and under "House Legislative Oversight Committee Postings and Reports,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1.php> (accessed November 17, 2015).

⁷³ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. Videos of both meetings are available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁷⁴ Videos of both meetings are available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁷⁵ SC House of Representatives, House Legislative Oversight Committee, "September 30, 2015 Meeting Minutes," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/September302015Meeting/Mtg%20Minutes%20-%20Sept.%2030,%202015.pdf> (accessed November 17, 2015). A videos of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁷⁶ SC House of Representatives, House Legislative Oversight Committee, "November 12, 2015 - Department of Health and Environmental Control Supplemental Information for the House Legislative Oversight Committee's Ad Hoc Committee," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/November122015Meeting/DHEC20151110SupplementalBook.pdf> (accessed November 17, 2015).

⁷⁷ Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁷⁸ Ibid.

⁷⁹ Ibid.

⁸⁰ SC House of Representatives, House Legislative Oversight Committee, "State agencies' relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina," "November 20, 2015 – Letter from DHEC in response to LOC request for additional information," <http://scstatehouse.gov/CommitteefInfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/DHEC%20Reponses%20to%20LOC%20Request%20for%20Additional%20Information.pdf>.

⁸¹ Ibid.

⁸² Ibid.

⁸³ SC House of Representatives, House Legislative Oversight Committee, "November 20, 2015 - Letter from DHEC in response to LOC request for additional information," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and then under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/DHEC%20Reponses%20to%20LOC%20Request%20for%20Additional%20Information.pdf> (accessed November 23, 2015).

⁸⁴ Ibid.

⁸⁵ Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁸⁶ Ibid.

⁸⁷ SC House of Representatives, House Legislative Oversight Committee, "November 20, 2015 - Letter from DHEC in response to LOC request for additional information," under "Citizens' Interest," under "House Legislative Oversight Committee Postings and Reports," and then under "Other Study #1," <http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/DHEC%20Reponses%20to%20LOC%20Request%20for%20Additional%20Information.pdf> (accessed November 23, 2015).

⁸⁸ SC House of Representatives, House Legislative Oversight Committee, "Other Study #1," under "Citizens' Interest," and under "House Legislative Oversight Committee Postings and Reports,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1.php> (accessed November 17, 2015).

⁸⁹ SC House of Representatives, House Legislative Oversight Committee, "Other Study #1," under "Citizens' Interest," and under "House Legislative Oversight Committee Postings and Reports,"

<http://www.scstatehouse.gov/committeefinfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1.php> (accessed November 17, 2015).

⁹⁰ SC House of Representatives, House Legislative Oversight Committee, "State agencies' relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina," "December 14, 2015 – Letter to the Department of Social Services, the Department of Health and Environmental Control, the Department of Health and Human Services, and the Department of Corrections," <http://scstatehouse.gov/CommitteefInfo/HouseLegislativeOversightCommittee/OtherStudies/OtherStudyNumber1/December142015LetterstoDSDECDHHSDOC.pdf>.

⁹¹ Minutes from the November 12, 2015, ad hoc committee meeting are not online as they have not been approved by the ad hoc committee yet. A video of the meeting is available at <http://www.scstatehouse.gov/video/videofeed.php>.

⁹² Ibid.

⁹³ Ibid.

⁹⁴ SC House of Representatives, House Legislative Oversight Committee, "State agencies' relationship with, funding of, and other activities relating to Planned Parenthood facilities and other abortion providers in South Carolina," "December 14, 2015 – Letter to the Department of Social Services, the Department of Health and Environmental Control, the Department of Health and Human Services, and the Department of Corrections,"

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