

Chair Wm. Weston J. Newton

*First Vice-Chair:
Laurie Slade Funderburk*

Legislative Oversight Committee

*Katherine E. (Katie) Arrington
William K. (Bill) Bowers
Neal A. Collins
MaryGail K. Douglas
William M. (Bill) Hixon
Jeffrey E. (Jeff) Johnson
Robert L. Ridgeway, III
Bill Taylor
John Taliaferro (Jay) West, IV*



*Bruce W. Bannister
Gary E. Clary
Chandra E. Dillard
Phyllis J. Henderson
Joseph H. Jefferson, Jr.
Mandy Powers Norrell
Tommy M. Stringer
Edward R. Tallon, Sr.
Robert Q. Williams*

South Carolina House of Representatives

*Jennifer L. Dobson
Research Director*

*Cathy A. Greer
Administration Coordinator*

**Post Office Box 11867
Columbia, South Carolina 29211
Telephone: (803) 212-6810 • Fax: (803) 212-6811
Room 228 Blatt Building**

*Charles L. Appleby IV
Legal Counsel*

*Carmen J. McCutcheon Simon
Research Analyst/Auditor*

*Kendra H. Wilkerson
Fiscal/Research Analyst*

Law Enforcement and Criminal Justice Subcommittee

Monday, August 20, 2018

11:00 am

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. The Law Enforcement and Criminal Justice Subcommittee meeting was called to order by Chairman Edward R. Tallon, Sr., on Monday, August 20, 2018, in Room 110 of the Blatt Building. All members of the Subcommittee, except Representative Katie Arrington, were present for either all or a portion of the meeting.

Minutes

- I. House Rule 4.5 requires standing committees to prepare and make available to the public the minutes of committee meetings, but the minutes do not have to be verbatim accounts of meetings. It is the practice of the Legislative Oversight Committee to provide minutes for its subcommittee meetings.
- II. Representative Hixon makes a motion to approve the meeting minutes from the prior Subcommittee meetings.

Rep. Hixon's motion to approve the minutes from the August 14, 2018, meeting:	Yea	Nay	Not Voting (Absent)
Rep. Arrington			✓
Rep. Hixon	✓		
Rep. Johnson	✓		
Rep. Tallon	✓		

Discussion of the Commission on Prosecution Coordination

- I. Subcommittee Chairman Tallon explains the purpose of the meeting today is for a representative from the Office of the Attorney General to testify about the Office's interpretation of its authority and supervision of solicitors which is outlined in the state constitution and statutes; representatives from the Law Enforcement Training Council, Sheriffs' Association, Police Chiefs' Association, Law Enforcement Officers' Association; Association of Counties, and Municipal Association to provide comments on warrant approval process, county grand juries having investigative authority, and cloud based evidence databases; and the agency to present information not finished in previous meetings.

Subcommittee Chairman Tallon notes representatives from the Law Enforcement Training Council, Police Chiefs' Association, and Law Enforcement Officers' Association are unable to attend, but they plan to provide written comments.

- II. Subcommittee Chairman Tallon swears in the following agency personnel:
 - a. Ms. Lisa Catalanotto, Executive Director of the S.C. Commission on Prosecution Coordination;
 - b. Mr. Tiger Wells, Government Affairs Liaison, Municipal Association of S.C.;
 - c. Mr. James Knox, Staff Attorney, S.C. Association of Counties;
 - d. Mr. Bob Cook, Solicitor Attorney General, Office of the Attorney General;
 - e. Mr. Jeff Young, Chief Deputy General, Office of the Attorney General; and

f. Mr. Matthew Gates, Deputy General of Governmental Affairs, Office of the Attorney General.

- III. Mr. Young testifies about the Office of Attorney General’s interpretation of its authority and supervision of solicitors which is outlined in the state constitution and statutes. Members ask questions, which Mr. Young and Mr. Cook answer.
- IV. Fifth Circuit Solicitor Isaac McDuffie Stone, Chair of the S.C. Commission on Prosecution Coordination, provides a brief summary of the following topics: (1) warrant approval process; (2) county grand juries having investigative authority; and (3) cloud based evidence databases. After the summary of each, representatives from the S.C. Sheriff’s Association, S.C. Association of Counties, and Municipal Association of S.C., provide comments on the topics. Members ask questions, which Solicitor Stone and applicable association representatives answer.
- V. Members tour the S.C. Commission on Prosecution Coordination offices on the state house grounds, which lasts approximately forty five minutes.
- VI. Representative Hixon makes a motion which includes three recommendations for the Subcommittee’s study of the agency. A roll call vote is held for the motion, and, among the members present, the motion passes unanimously.

Rep. Hixon’s motion that the Subcommittee Study include the following <u>recommendations</u> : (1) General Assembly add prerequisites to circuit solicitor offices receiving state funding, including, but not limited to, proof of policies in place regarding spending, such as those recommended in the audit of the fifth circuit solicitors office, and assurances those with access to funds have undergone and passed appropriate background checks; (2) when the Prosecution Commission’s finance task force finishes its review, it provide a written report, which is available to the general public, that outlines the questions the task force was seeking to answer, information reviewed, recommendations, and basis for the recommendations; and (3) the Committee follow up with the agency on the information in the task force report, as well as about any other information and inquiries.	Yea	Nay	Not Voting (Absent)
Rep. Arrington			✓
Rep. Hixon	✓		
Rep. Johnson	✓		
Rep. Tallon	✓		

VII. There being no further business, the meeting is adjourned.