



# **2023 Annual Accountability Report**

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**South Carolina Administrative Law Court  
Agency Code: C050**

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<b>AGENCY NAME:</b>	<b>South Carolina Administrative Law Court</b>		
<b>AGENCY CODE:</b>	<b>C05</b>	<b>SECTION:</b>	<b>58</b>

## **AGENCY’S DISCUSSION AND ANALYSIS**

### **OVERVIEW**

The Administrative Law Court (ALC or Court) is an independent agency and court of record within the Executive Branch. The ALC has six (6) Administrative Law Judges (ALJs), including a Chief Judge. Each ALJ is elected to a specific seat by the South Carolina General Assembly and may employ other staff as authorized by the General Assembly to hear and dispose of matters within its statutorily mandated jurisdiction. The ALC hears many types of cases involving state agencies except those cases arising under the Consolidated Procurement Code, the Public Service Commission, and the Workers’ Compensation Commission. (See Age of Disposed Cases below for specific case types filed with the Court). The Office of Motor Vehicle Hearings (OMVH) is a division of the ALC and has four (4) hearing officers plus staff, who are appointed and hired respectively by the Chief Judge, who serves as the Director of the Office. The OMVH conducts contested cases regarding certain decisions issued by the Department of Motor Vehicles.

The ALC is always improving upon how it protects data and Information Technology (IT) assets against increasing cyber threats and vulnerabilities. The ALC depends heavily on network and information systems for essential operations and data security. A culture of awareness regarding security risks is our standard at the ALC and we accomplish that with a multi-layered security and defense approach focusing on sophisticated and blended cyber-attacks. The ALC places extremely high importance on the cyber security education of all agency employees, making sure users stay informed. We recognize that the first line of defense in maintaining the security and integrity of our IT assets and networks starts with informed IT personnel and network users.

### **RISK ASSESSMENT AND MITIGATION STRATEGIES**

The Chief Judge is statutorily responsible for assigning a specific ALJ to each case filed with the Court. At the OMVH, the cases are automatically assigned to a hearing officer based on specific geographic regions. The Chief Judge is also responsible for the administration of the Court and the OMVH, including budgetary matters and supervision of the support staff. The other ALJs have supervision of their administrative assistant/law clerk. There are currently no plans in development to change the structure or organizational framework and procedures of the Court or to recommend that the General Assembly make any statutory changes. However, we continue to closely monitor our results and performance measures to determine if any future changes will be necessary.

Each ALJ is individually responsible for ensuring the fair and prompt disposition of the cases assigned to his or her office. The greatest risk to the public if the Court fails to timely dispose of cases is the possibility of cases becoming moot before they can be resolved, which could negatively affect the parties involved. Although the litigants often ask for continuances due to discovery and scheduling issues, the Court seeks to balance those requests with timely review to ensure a court system that is fair and prompt for all litigants. The primary support for a court to efficiently and timely dispose of its docket is to have adequate resources to do so. This may be in the form of additional judges, staff, or funding that is not reliant on fees.

### **FILINGS WITH THE COURT BY JURISDICTIONAL TYPE**

The Court has jurisdiction over four types of matters:

**Contested cases.** ALJs preside as the fact finder in contested cases involving departments of the executive branch of state government in which a single hearing officer, or an administrative law judge, is authorized or permitted

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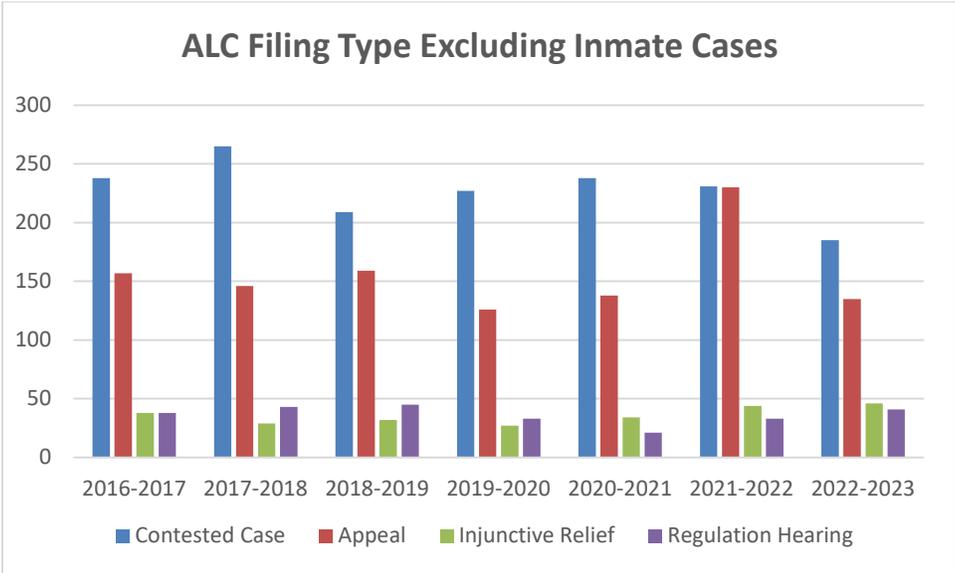
by law or regulation to hear and decide these cases, with certain exceptions. The ALC’s contested case jurisdiction is outlined in S.C. Code Ann. § 1-23-600(A).

**Appeals.** ALJs hear all appeals from final decisions of contested cases heard by state agencies pursuant to the Administrative Procedures Act, Article I, Section 22 of the South Carolina Constitution, or another law, except for appeals from final decisions of the Public Service Commission, the State Ethics Commission, the Procurement Review Panel, and the Workers Compensation Commission. The ALC’s appellate jurisdiction is defined in S.C. Code Ann. § 1-23-600(D). The Court also hears appeals pursuant to *Al-Shabazz v. State*, 338 S.C. 354, 527 S.E.2d 742 (2000) and *Furtick v. South Carolina Department of Probation, Parole and Pardon Services*, 352 S.C. 594, 576 S.E.2d 146 (2003).

**Regulation hearings.** ALJs preside over public hearings held during the promulgation of regulations by a department of state government for which the governing authority is a single director. Upon the conclusion of a regulation hearing, an ALJ issues a written report including findings as to the need and reasonable ness of the proposed regulation. If the report includes a finding of a lack of need or reasonableness, the report may include suggested modifications to the proposed regulation. For more information concerning regulation hearings, refer to S.C. Code Ann. § 1-23-111.

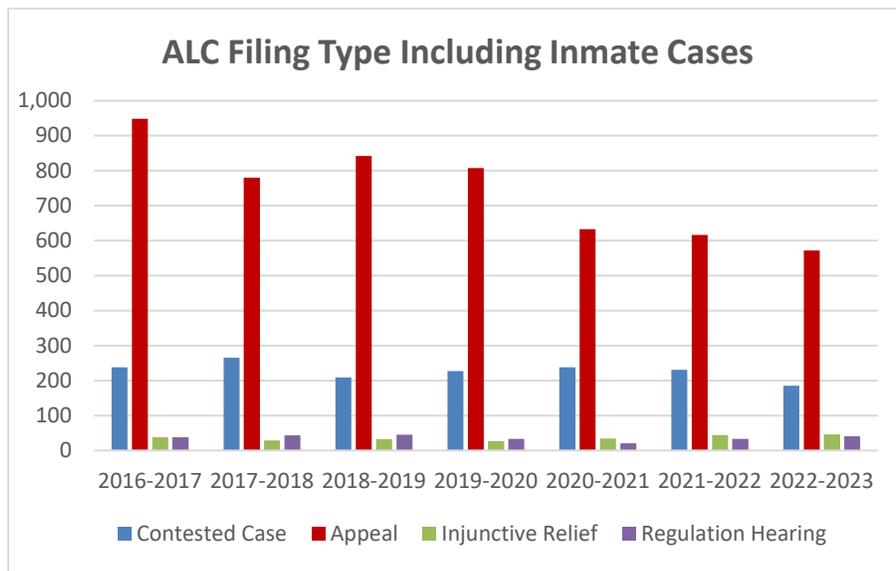
**Requests for injunctive relief.** The ALC has jurisdiction to hear requests for injunctive or equitable relief filed by state agencies that are authorized by law to seek such relief. The ALC may review and enforce an administrative process issued by a department of the executive branch of government, such as a subpoena or cease and desist order. In addition, a party aggrieved by an administrative process issued by an executive branch agency may apply to the ALC for relief from the process. Under the South Carolina Administrative Procedures Act, ALJs have the power to issue those remedial writs as are necessary to give effect to its jurisdiction. Further, ALJs have the same power at chambers or in open court as do circuit court judges, including the power of contempt.

The ALC’s appellate jurisdiction has increased significantly over the years. When appeals from the Department of Corrections and the Department of Probation, Parole and Pardon Services, are included in the statistical analysis of case types before the ALC, the number of appeals is much higher than requests for contested case hearings, as shown in the charts below.



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	<b>Contested Case</b>	<b>Appeal</b>	<b>Injunctive Relief</b>	<b>Regulation</b>
2016-2017	238	157	38	38
2017-2018	265	146	29	43
2018-2019	209	159	32	45
2019-2020	227	126	27	33
2020-2021	238	138	34	21
2021-2022	231	230	44	33
2022-2023	185	135	46	31

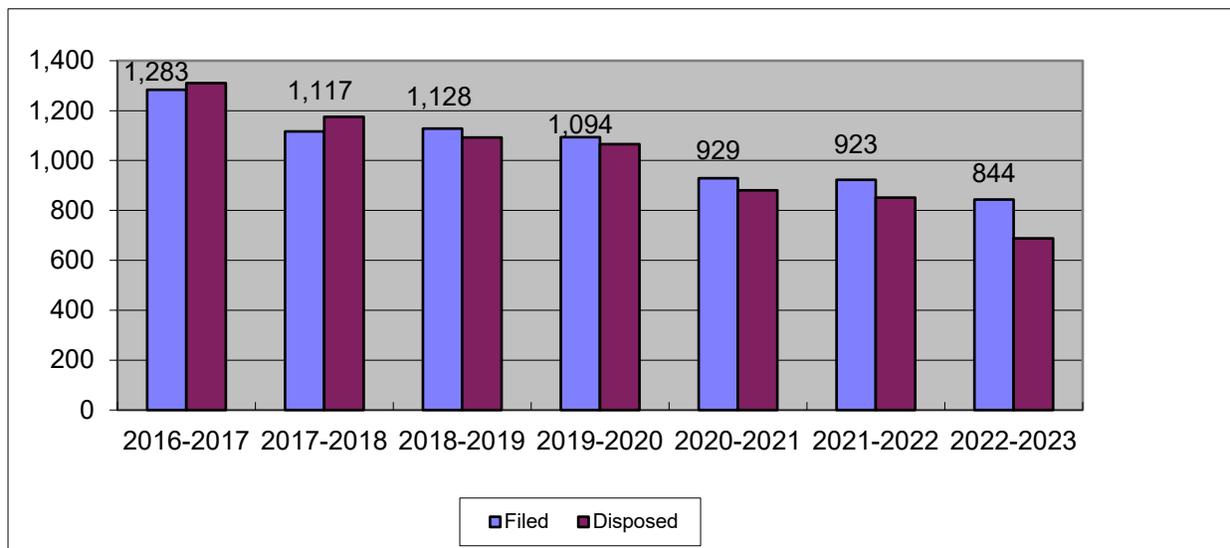


	<b>Contested Case</b>	<b>Appeal</b>	<b>Injunctive Relief</b>	<b>Regulation</b>
2016-2017	238	948	38	38
2017-2018	265	780	29	43
2018-2019	209	842	32	45
2019-2020	227	807	27	33
2020-2021	238	633	34	21
2021-2022	231	616	44	33
2022-2023	185	572	46	41

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### FILINGS AND DISPOSITIONS FOR THE COURT (EXCLUDING OMVH) SINCE 2017

FISCAL YEAR	*CCs, RHs, IJs, and & other appeals	<u>Al-Shabazz/Furtick</u> Appeals	TOTAL FILED	*CCs, RHs, IJs, and & other appeals	<u>Al-Shabazz/Furtick</u> Appeals	TOTAL CASES DISPOSED
<b>FY 16-17</b>	492	791	<b>1,283</b>	534	776	<b>1,310</b>
<b>FY 17-18</b>	483	634	<b>1,117</b>	536	639	<b>1,175</b>
<b>FY 18-19</b>	445	683	<b>1,128</b>	458	634	<b>1,092</b>
<b>FY 19-20</b>	413	681	<b>1,094</b>	392	673	<b>1,065</b>
<b>FY 20-21</b>	430	495	<b>929</b>	357	523	<b>880</b>
<b>FY 21-22</b>	538	386	<b>923</b>	450	401	<b>851</b>
<b>FY 22-23</b>	407	437	<b>844</b>	352	336	<b>688</b>



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### AGE OF DISPOSED CASES REPORT

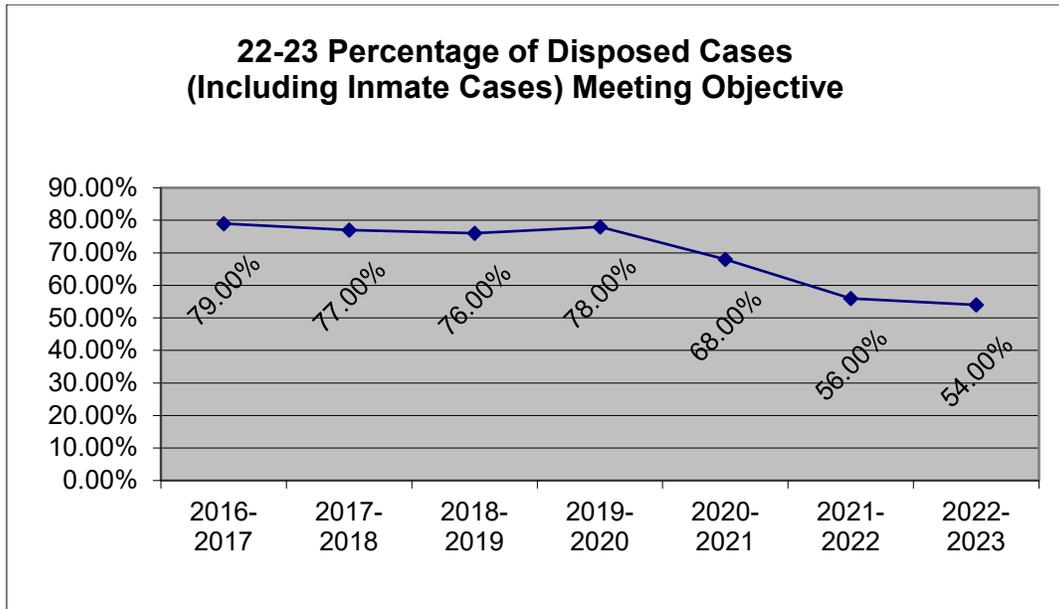
Case Type	Total Disposed	Average Age at Disposal	% Meeting Objective
<b>Agency I. Contested Cases Objective = 90 Days</b>	<b>87</b>	<b>100</b>	<b>56</b>
DNR   Hunting/Fishing Violations [ALC CC 90]	7	118	71
DOR   ABC Applications/Renewals [ALC CC 90]	27	75	67
LLR   Wage Disputes [ALC CC 90]	--	--	--
LLR   OSHA Violations [ALC CC 90]	8	170	13
ANY   Injunctive Relief Hearings [ALC IJ 90]	30	107	63
ANY   Public Hearings for Proposed Regulations [ALC RH 90]	11	97	27
ANY   Subpoenas	3	59	67
ANY   Miscellaneous	1	82	100
<b>Agency II. Contested Cases Objective = 120 Days</b>	<b>23</b>	<b>87</b>	<b>74</b>
DCA   Applications/Violations [ALC CC 120]	2	166	0
DNR   Coastal Fisheries Violations [ALC CC 120]	6	40	100
DOI   Insurance Agent Applications [ALC CC 120]	2	61	100
DOI   Insurance Rate Cases [ALC CC 120]	--	--	--
DOR   ABC violations [ALC CC 120]	12	103	67
SLED   CWP/PI/Security License [ALC CC 120]	1	70	100
<b>Agency III. Contested Cases Objective = 180 Days</b>	<b>35</b>	<b>187</b>	<b>66</b>
ANY   Setoff Debt Collection [ALC CC 180]	12	102	100
ANY   Tourism Expenditure Review [ALC CC 180]	--	--	--
DHEC   Health Licensing Cases [ALC CC 180]	--	--	--
DNR   Boating Under the Influence [ALC CC 180]	4	90	100
DOI   Insurance Agent Violations [ALC CC 180]	--	--	--
DOR   Bingo Violations [ALC CC 180]	1	75	100
DOR   County Property Tax [ALC CC 180]	14	306	29
DOT   Outdoor Advertisements/DBE/Displacement	--	--	--
PEBA   State Retirement Systems [ALC CC 180]	2	231	0
SOS   Charities [ALC CC 180]	2	64	100
<b>Agency IV. Contested Cases Objective = 300 Days</b>	<b>64</b>	<b>462</b>	<b>38</b>
DHEC   Certificate of Need [ALC CC 300]	10	422	40
DHEC   Environmental Permitting [ALC CC 300]	6	316	50
DHEC   Ocean and Coastal Resource Management [ALC CC 300]	7	372	29
DOR   State Tax Cases [ALC CC 300]	41	509	37
<b>Agency V. Appeals Objective = 120</b>	<b>99</b>	<b>162</b>	<b>52</b>
DEW   Employment and Workforce Appeals [Appeals from DEW]	99	162	52
<b>Agency VI. Appeals (all other non-inmate) Objective = 180</b>	<b>44</b>	<b>211</b>	<b>59</b>
HHS   Medicaid and Provider Appeals [Appeals (all others) 180]	12	228	58
DOA   Employee Grievance Appeals [Appeals (all others) 180]	--	--	--
Any   Charter School Appeals [Appeals (all others) 180]	--	--	--
CJA   Criminal Justice Academy Appeals [Appeals (all others) 180]	4	237	25
OMVH   Administrative License Revocations/Ignition Interlock Appeals	8	233	63

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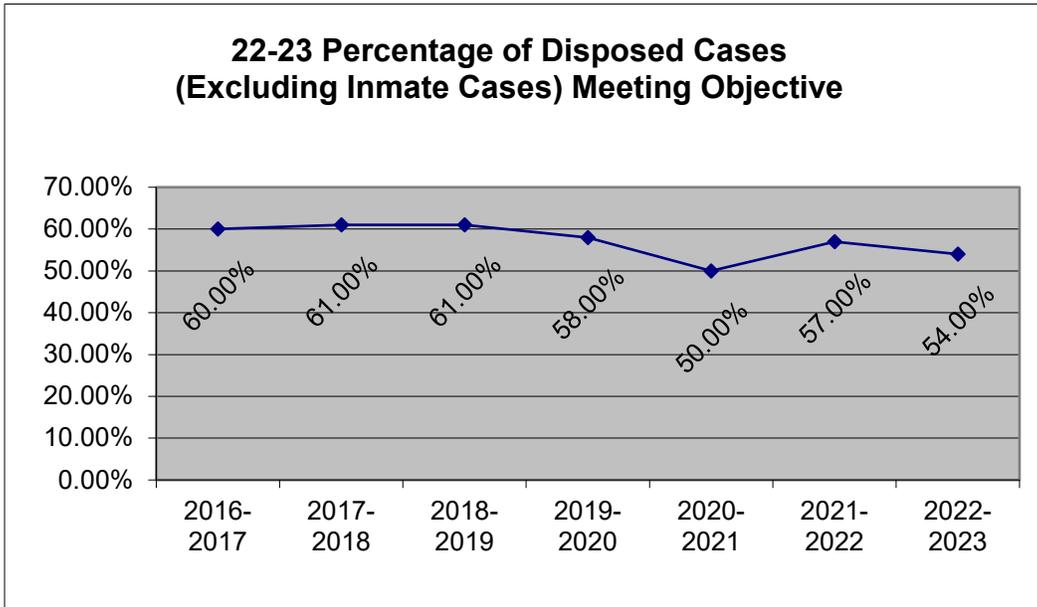
LLR	Professional Licensing Board Appeals [Appeals (all others) 180]	8	127	75
DSS	Daycare/Fostercare Appeals, SNAP (FI) [DSS]	3	88	100
PEBA	PEBA Employee Insurance Program Appeals	8	294	38
<b>Category IV Case Types: Objective = 120 days</b>		<b>336</b>	<b>127</b>	<b>54</b>
DOC	Inmate grievances [DOC & PPPS]	336	127	54
<b>ALL CASE TYPES</b>		<b>688</b>	<b>167</b>	<b>54</b>
<b>ALL CASE TYPES excluding inmate grievances</b>		<b>352</b>	<b>205</b>	<b>54</b>

**NOTE:** DOI: Dept. of Insurance; LLR: Dept. of Labor, Licensing and Regulation; DNR: Dept. of Natural Resources; DOR: Dept. of Revenue; DHEC: Dept. of Health and Environmental Control; HHS: Dept. of Health and Human Services; DSS: Dept. of Social Services; SLED: South Carolina Law Enforcement Division; DOC: Dept. of Corrections; PPPS, Dept. of Probation, Parole and Pardon Services; PEBA: Public Employee Benefit; OMVH: Office of Motor Vehicle Hearings; CA: Dept. of Consumer Affairs; DEW: Dept. of Employment and Workforce; CJA: Criminal Justice Academy; SOS: Secretary of State; DOA: Dept. of Administration; DOT: Dept. of Transportation

## DISPOSITION PERCENTAGES CHARTS FOR THE COURT (EXCLUDING OMVH) SINCE 2017



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**COMBINED COURT AND OMVH FILINGS AND DISPOSITIONS**

FISCAL YEAR	COURT	OMVH	TOTAL CASES FILED	COURT	OMVH	TOTAL CASES DISPOSED
<b>FY 15-16</b>	1483	6385	<b>7,868</b>	1430	6568	<b>7,998</b>
<b>FY 16-17</b>	1283	6240	<b>7,523</b>	1310	6314	<b>7,624</b>
<b>FY 17-18</b>	1117	6089	<b>7,206</b>	1175	6309	<b>7,426</b>
<b>FY 18-19</b>	1128	6514	<b>7,642</b>	1092	6532	<b>7,624</b>
<b>FY 19-20</b>	1094	5942	<b>7036</b>	1065	5647	<b>6,712</b>
<b>FY 20-21</b>	929	5962	<b>6,891</b>	880	6236	<b>7,116</b>
<b>FY 21-22</b>	923	6298	<b>7,220</b>	851	5764	<b>6,615</b>
<b>FY 22-23</b>	844	6211	<b>7,055</b>	688	6121	<b>6,809</b>

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### OMVH CASE TYPE REPORT FOR CURRENT FY 2022-2023

<b>Case Type #</b>	<b>Description</b>	<b>CASES FILED</b>	<b>CASES DISPOSED</b>
<b>01</b>	Implied Consent or BAC	<b>6018</b>	<b>4346</b>
<b>02</b>	Habitual Offender 1 <sup>st</sup> Declared	<b>34</b>	<b>27</b>
<b>03</b>	Habitual Offender Reduction	<b>29</b>	<b>20</b>
<b>04</b>	Financial Responsibility	<b>99</b>	<b>42</b>
<b>05</b>	Dealer Licensing	<b>6</b>	<b>3</b>
<b>06</b>	Physical Disqualification	<b>3</b>	<b>5</b>
<b>07</b>	IFTA	<b>--</b>	<b>--</b>
<b>08</b>	Self-Insured	<b>--</b>	<b>--</b>
<b>09</b>	Driver Training School	<b>2</b>	<b>0</b>
<b>10</b>	IRP	<b>--</b>	<b>--</b>
<b>11</b>	Miscellaneous	<b>1</b>	<b>2</b>
<b>12</b>	Points Suspension	<b>3</b>	<b>2</b>
<b>13</b>	HOR 2	<b>4</b>	<b>2</b>
<b>14</b>	IID (Ignition Interlock)	<b>12</b>	<b>10</b>
<b>TOTAL</b>		<b>6211</b>	<b>6121</b>

### OMVH CASE TYPE REPORT FOR FY 2021-2022

<b>Case Type #</b>	<b>Description</b>	<b>CASES FILED</b>	<b>CASES DISPOSED</b>
<b>01</b>	Implied Consent or BAC	<b>6122</b>	<b>5613</b>
<b>02</b>	Habitual Offender 1 <sup>st</sup> Declared	<b>35</b>	<b>30</b>
<b>03</b>	Habitual Offender Reduction	<b>30</b>	<b>25</b>
<b>04</b>	Financial Responsibility	<b>72</b>	<b>60</b>
<b>05</b>	Dealer Licensing	<b>3</b>	<b>5</b>
<b>06</b>	Physical Disqualification	<b>7</b>	<b>7</b>
<b>07</b>	IFTA	<b>0</b>	<b>1</b>
<b>08</b>	Self-Insured	<b>0</b>	<b>0</b>
<b>09</b>	Driver Training School	<b>0</b>	<b>0</b>
<b>10</b>	IRP	<b>0</b>	<b>1</b>
<b>11</b>	Miscellaneous	<b>1</b>	<b>0</b>
<b>12</b>	Points Suspension	<b>5</b>	<b>3</b>
<b>13</b>	HOR 2	<b>4</b>	<b>3</b>
<b>14</b>	IID (Ignition Interlock)	<b>19</b>	<b>16</b>
<b>TOTAL</b>		<b>6298</b>	<b>5764</b>

<b>AGENCY NAME:</b>	<b>South Carolina Administrative Law Court</b>		
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### OMVH CASE TYPE REPORT FOR FY 2020-2021

<b>Case Type #</b>	<b>Description</b>	<b>CASES FILED</b>	<b>CASES DISPOSED</b>
<b>01</b>	Implied Consent or BAC	<b>5824</b>	<b>6088</b>
<b>02</b>	Habitual Offender 1 <sup>st</sup> Declared	<b>22</b>	<b>19</b>
<b>03</b>	Habitual Offender Reduction	<b>37</b>	<b>31</b>
<b>04</b>	Financial Responsibility	<b>58</b>	<b>69</b>
<b>05</b>	Dealer Licensing	<b>2</b>	<b>1</b>
<b>06</b>	Physical Disqualification	<b>6</b>	<b>11</b>
<b>07</b>	IFTA	<b>1</b>	<b>2</b>
<b>08</b>	Self-Insured	<b>0</b>	<b>0</b>
<b>09</b>	Driver Training School	<b>0</b>	<b>0</b>
<b>10</b>	IRP	<b>1</b>	<b>0</b>
<b>11</b>	Miscellaneous	<b>1</b>	<b>0</b>
<b>12</b>	Points Suspension	<b>0</b>	<b>3</b>
<b>13</b>	HOR 2	<b>2</b>	<b>2</b>
<b>14</b>	IID (Ignition Interlock)	<b>8</b>	<b>10</b>
<b>TOTAL</b>		<b>5962</b>	<b>6236</b>

### OMVH CASE TYPE REPORT FOR FY 2019-2020

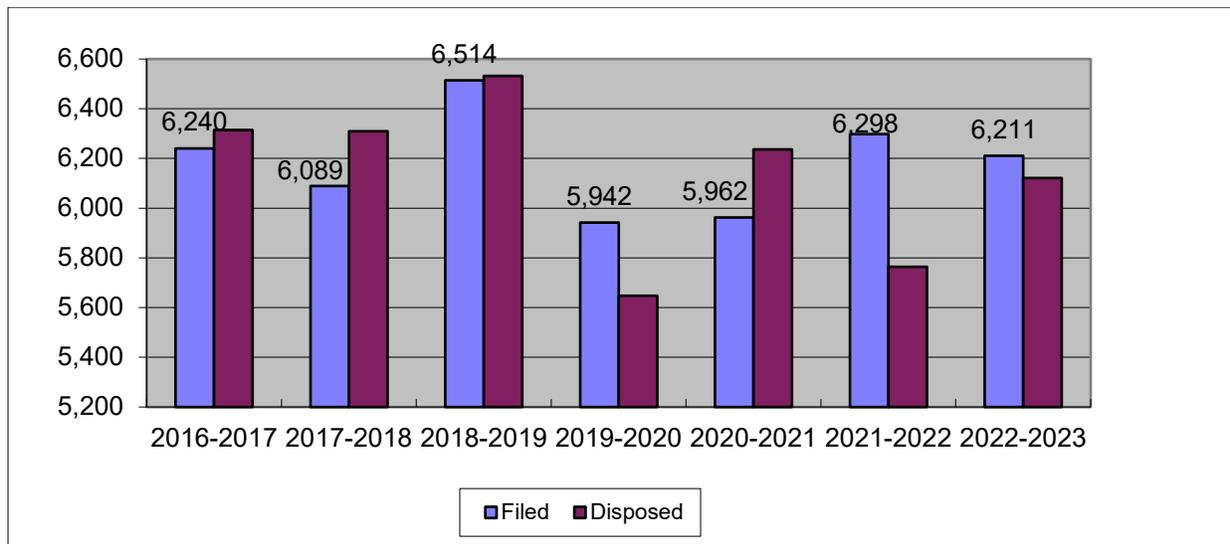
<b>Case Type #</b>	<b>Description</b>	<b>CASES FILED</b>	<b>CASES DISPOSED</b>
<b>01</b>	Implied Consent or BAC	<b>5783</b>	<b>5459</b>
<b>02</b>	Habitual Offender 1 <sup>st</sup> Declared	<b>24</b>	<b>38</b>
<b>03</b>	Habitual Offender Reduction	<b>37</b>	<b>40</b>
<b>04</b>	Financial Responsibility	<b>53</b>	<b>57</b>
<b>05</b>	Dealer Licensing	<b>2</b>	<b>3</b>
<b>06</b>	Physical Disqualification	<b>11</b>	<b>12</b>
<b>07</b>	IFTA	<b>1</b>	<b>3</b>
<b>08</b>	Self-Insured	<b>--</b>	<b>--</b>
<b>09</b>	Driver Training School	<b>--</b>	<b>1</b>
<b>10</b>	IRP	<b>1</b>	<b>2</b>
<b>11</b>	Miscellaneous	<b>--</b>	<b>--</b>
<b>12</b>	Points Suspension	<b>5</b>	<b>4</b>
<b>13</b>	HOR 2	<b>4</b>	<b>6</b>
<b>14</b>	IID (Ignition Interlock)	<b>21</b>	<b>22</b>
<b>TOTAL</b>		<b>5942</b>	<b>5647</b>

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### OMVH CASE TYPE REPORT FOR FY 2018-2019

Case Type #	Description	CASES FILED	CASES DISPOSED
01	Implied Consent or BAC	6329	6326
02	Habitual Offender 1 <sup>st</sup> Declared	35	35
03	Habitual Offender Reduction	33	41
04	Financial Responsibility	67	78
05	Dealer Licensing	9	13
06	Physical Disqualification	12	11
07	IFTA	5	4
08	Self-Insured	0	0
09	Driver Training School	1	0
10	IRP	1	0
11	Miscellaneous	0	0
12	Points Suspension	6	6
13	HOR 2	1	5
14	IID (Ignition Interlock)	15	13
<b>TOTAL</b>		<b>6514</b>	<b>6532</b>

### FILINGS AND DISPOSITIONS FOR OMVH SINCE 2017



AGENCY NAME:

South Carolina Administrative Law Court

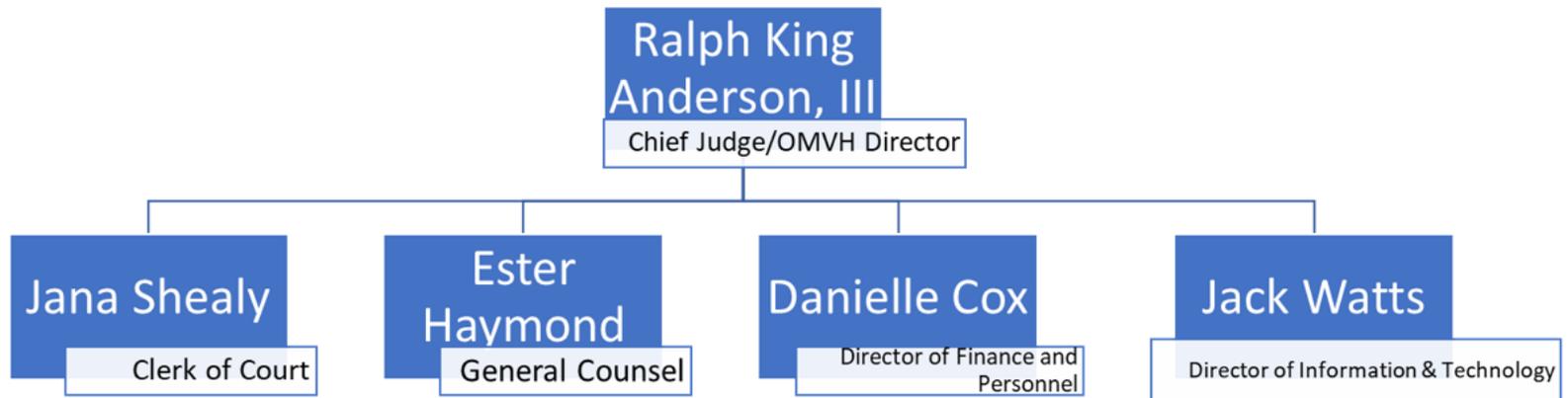
AGENCY CODE:

C05

SECTION:

58

## AGENCY ORGANIZATIONAL CHART



# 2023

## Reorganization and Compliance

as submitted for the Accountability Report by:

### C050 - Administrative Law Court

#### Primary Contact

First Name	Last Name	Role/Title	Email Address	Phone
Jana	Shealy	Clerk of Court	jshealy@scal.net	734-6411

#### Secondary Contact

First Name	Last Name	Role/Title	Email Address	Phone
Danielle	Cox	Finance Director	dcox@scal.net	803-734-0550

#### Agency Mission

Adopted in:

1994

The Court's mission is to provide a neutral forum for fair, prompt, and objective hearings for person(s) affected by an action or proposed action of State agencies or departments within the Court's jurisdiction. Prior to the creation of the Court, citizens who had a dispute with a state agency and wanted to challenge any action related to the dispute had to appear before hearing officers employed or contracted by that particular agency. However, the Administrative Law Court now provides separate adjudicatory proceedings from agencies which conduct the investigative and policy-making functions. The ALC also offers a forum to enforce the decisions of administrative agencies. In fulfilling its function, the Court places a very high value on its ability to be fair and neutral to all litigants that appear before it and continues efforts to improve those results.

The Office of Motor Vehicle Hearings (OMVH) was created in 2005 as an office within the ALC and its mission is to provide a neutral forum for fair, prompt, and objective hearings for persons affected by certain actions or proposed actions of the SC Department of Motor Vehicles, ensuring due process and respecting the dignity of all.

#### Agency Vision

Adopted in:

2014

The Courts vision, including OMVH, is to provide a technologically advanced court, easily accessible by all customers and stakeholders, to ensure the fair, prompt and objective resolution of all cases.

#### Recommendations for reorganization requiring legislative change:

None

#### Agency intentions for other major reorganization to divisions, departments, or programs to allow the agency to operate more effectively and efficiently in the succeeding fiscal year:

None

#### Significant events related to the agency that occurred in FY2023

Description of Event	Start	End	Agency Measures Impacted	Other Impacts
No significant events affected performance measures.				

Is the agency in compliance with S.C. Code Ann. § 2-1-220, which requires submission of certain reports to the Legislative Services Agency for publication online and the State Library? (See also S.C. Code Ann. § 60-2-20).

Yes

Reason agency is out of compliance: (if applicable)

Is the agency in compliance with various requirements to transfer its records, including electronic ones, to the Department of Archives and History? See the Public Records Act (S.C. Code Ann. § 20-1-10 through 20-1-180) and the South Carolina Uniform Electronic Transactions Act (S.C. Code Ann. § 26-6-10 through 26-10-210).

Yes

Does the law allow the agency to promulgate regulations?

No

Law number(s) which gives the agency the authority to promulgate regulations:

Has the agency promulgated any regulations?

No

Is the agency in compliance with S.C. Code Ann. § 1-23-120 (J), which requires an agency to conduct a formal review of its regulations every five years?

Yes

(End of Reorganization and Compliance Section)

# FY2023

## Strategic Plan Results

Goal 1 Provide fair and impartial hearings for all litigants in a timely manner

as submitted for the Accountability Report by:

C050 - Administrative Law Court

Perf. Measure Number	Description	Base	Target	Actual	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number	Responsible	Notes
1.1 Track Age of Disposed Cases															
State Objective: Government and Citizens															
1.1.1	Percentage of all ALC cases disposed within internal timeframes	56%	100%	54%	Percent	Equal to or greater than	State Fiscal Year	# of all cases disposed within internal timeframes	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.2	Percentage of Contested Cases and Regulations I disposed within internal timeframes (90 Days)	58%	100%	56%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases and Regulations I disposed within 90 days/ total # of Contested Cases and Regulations I	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.3	Percentage of Contested Cases II disposed within internal timeframes (120 Days)	57%	100%	74%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases II disposed within 120 days/ total # of Contested Cases II	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.4	Percentage of Contested Cases III disposed within internal timeframes (180 Days)	78%	100%	66%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases III disposed within 180 days/ total # of Contested Cases III	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.5	Percentage of Contested Cases IV disposed within internal timeframes (300 Days)	16%	100%	38%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases IV disposed within 300 days/ total # of Contested Cases IV	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.6	Percentage of Appeals V disposed within internal timeframes (120 Days)	63%	100%	52%	Percent	Equal to or greater than	State Fiscal Year	# of Appeals VI disposed within 180 days/ total # of Appeals V	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.7	Percentage of Appeals VI disposed within internal timeframes (180 Days)	69%	100%	59%	Percent	Equal to or greater than	State Fiscal Year	# of Appeals V disposed within 120 days/ total # of Appeals VI	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		
1.1.8	Percentage of Inmate Appeals VII disposed within internal timeframes (120 Days)	55%	100%	54%	Percent	Equal to or greater than	State Fiscal Year	# of Inmate Appeals VII disposed within 120 days/ total # of Inmate Appeals VII	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1		

# FY2024

## Strategic Plan Development

Goal 1 Provide fair and impartial hearings for all litigants in a timely manner

as submitted for the Accountability Report by:

C050 - Administrative Law Court

Perf. Measure Number	Description	Base	Target	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
<b>I.1 Track Age of Disposed Cases</b>													
1.1.1	Percentage of all ALC cases disposed within internal timeframes	54%	100%	Percent	Equal to or greater than	State Fiscal Year	# of all cases disposed within internal timeframes	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	
1.1.2	Percentage of Contested Cases and Regulations I disposed within internal timeframes (90 Days)	56%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases and Regulations I disposed within 90 days/ total # of Contested Cases and Regulations I	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	
1.1.3	Percentage of Contested Cases II disposed within internal timeframes (120 Days)	74%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases II disposed within 120 days/ total # of Contested Cases II	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	
1.1.4	Percentage of Contested Cases III disposed within internal timeframes (180 Days)	66%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases III disposed within 180 days/ total # of Contested Cases III	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	
1.1.5	Percentage of Contested Cases IV disposed within internal timeframes (300 Days)	38%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Contested Cases IV disposed within 300 days/ total # of Contested Cases IV	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	
1.1.6	Percentage of Appeals V disposed within internal timeframes (120 Days)	52%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Appeals VI disposed within 180 days/ total # of Appeals V	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	

Perf. Measure Number	Description	Base	Target	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
1.1.7	Percentage of Appeals VI disposed within internal timeframes (180 Days)	59%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Appeals V disposed within 120 days/ total # of Appeals VI	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	
1.1.8	Percentage of Inmate Appeals VII disposed within internal timeframes (120 Days)	54%	100%	Percent	Equal to or greater than	State Fiscal Year	# of Inmate Appeals VII disposed within 120 days/ total # of Inmate Appeals VII	Date is maintained in case management system, audited by the clerk and then transferred into an excel spreadsheet to formulate the percentages	Case Management and Excel spreadsheet	Prompt disposal of case	Litigants	Program 1	

# 2023

## Budget Data

as submitted for the Accountability Report by:  
**C050 - Administrative Law Court**

State Funded Program No.	State Funded Program Title	Description of State Funded Program	(Actual) General	(Actual) Other	(Actual) Federal	(Actual) Total	(Projected) General2	(Projected) Other	(Projected) Federal4	(Projected) Total
0100.000000.000	Administration		\$ 3,001,865.29	\$ 690,428.01		\$ 3,692,293.30	\$ 3,558,319.00	\$ 1,403,627.00		\$ 4,961,946.00
9500.050000.000	State Employer Contributions		\$ 1,206,289.70	\$ 230,231.65		\$ 1,436,521.35	\$ 1,480,202.00	\$ 252,359.00		\$ 1,732,561.00
9812.090000X000	PUBLIC AREA RENOVATIONS		\$ 379,035.00			\$ 379,035.00	\$ 675,288.00			\$ 675,288.00
9818.080000X000	E-FILING MODULE		\$ 119,060.50			\$ 119,060.50	\$ 845.00			\$ 845.00
9802.050000X000	STAFF ATTY/HEARING OFFICER/BUSINESS ASSOC EQUIP						\$ -			\$ -
9817.070000X000	TECH UPGRADE		\$ 254,534.18			\$ 254,534.18	\$ 243,850.82			\$ 243,850.82

# 2023

## Legal Data

as submitted for the Accountability Report by:  
C050 - Administrative Law Court

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2023
A44	State	Statute	Chronically underperforming schools and school districts	Requires a service		No Change
A85	State	Statute	Electronic Notaries Public	Requires a service		No Change
A90	State	Statute	Public Service Authority/ORS	Requires a service		No Change
Al-Shabazz v. State, etc.	State	Case Law	Administrative, non-collateral appeals from Dept. of Corrections and Dept. of Probation, Parole and Pardon Services	Requires a service	The Supreme Court issued the opinion that gives the ALC this jurisdiction. It does not fall under any of the categories provided under "Type."	No Change
Article I, Section 22	State	Constitution	Constitutional provisions regarding due process hearings	Requires a service		No Change
Chapter 61-113	State	Regulation	Dept. of Health and Environmental Control, Groundwater Use and Reporting	Requires a service		No Change
Chapter 61-57	State	Regulation	Dept. of Health and Environmental Control, Development of Subdivision Water Supply and Treatment/Disposal Systems	Requires a service		No Change
Chapter 63	State	Regulation	Contested Cases from the Dept. of Transportation	Requires a service		No Change
A8	State	Statute	Education Scholarship Trust Fund	Requires a service		Added
A75	State	Statute	Law Enforcement Death Benefits	Requires a service		Added
A22	State	Statute	Structured Settlements	Requires a service		Added
A77	State	Statute	Athletic Trainers	Requires a service		Added

2023

Services Data

as submitted for the Accountability Report by:  
C050 - Administrative Law Court

Description of Service	Description of Direct Customer	Customer Name	Others Impacted by Service	Division or major organizational unit providing the service.	Description of division or major organizational unit providing the service.	Primary negative impact if service not provided.	Changes made to services during FY2023	Summary of changes to services
Final Orders issued in all cases filed with the Court	Any person filing a request for a hearing with the ALC	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	SCALC Hearings	Contested case hearings, appeals, regulation hearings and injunctive relief hearings	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	
Final Orders issued in all cases filed with the Court	Any person filing a request for a hearing with the ALC	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	SCALC Hearings	Contested case hearings, appeals, regulation hearings and injunctive relief hearings	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	
Final Orders issued in all cases filed with the Court	Any person filing a request for a hearing with the ALC	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	SCALC Hearings	Contested case hearings, appeals, regulation hearings and injunctive relief hearings	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	
Final Orders issued in all cases filed with the Court	Legal community (attorneys)	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	SCALC Hearings	Contested case hearings, appeals, regulation hearings and injunctive relief hearings	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	
Final Orders issued in all cases filed with the OMVH	Any person filing a request for a hearing with the ALC	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	OMVH Hearings	Contested case hearings regarding driver's license suspensions	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	
Final Orders issued in all cases filed with the OMVH	Any person filing a request for a hearing with the OMVH	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	OMVH Hearings	Contested case hearings regarding driver's license suspensions	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	
Final Orders issued in all cases filed with the OMVH	Legal community (attorneys)	Citizens, State Agencies, Corporations	Citizens, State Agencies, Corporations	OMVH Hearings	Contested case hearings regarding driver's license suspensions	Due Process requires a final decision in all cases filed with the Court/OMVH	No Change	

# 2023

## Partnerships Data

as submitted for the Accountability Report by:  
**C050 - Administrative Law Court**

Type of Partner Entity	Name of Partner Entity	Description of Partnership	Change to the partnership during the past fiscal year
State Government	All state agencies that appear before the Court or OMVH	Work with the agencies to provide information for citizens who are aggrieved by agency decisions, input on Rules of Procedure	No Change
Professional Association	SC Bar	Provide speakers for continuing legal education seminars and assist in developing programs	No Change
State Government	SCPRT	The ALC and SC PRT provide and assist each other with IT support as necessary	No Change
Professional Association	South Carolina Administrative and Regulatory Law Association	Chief Judge and Clerk serve on the Board, work with partner to provide speakers and content for annual conference. Currently there is also an additional Administrative Law Judge serving on the Board	No Change
State Government	University of South Carolina, School of Law	Provide internships for the summer JOE Program	No Change

# 2023

## Reports Data

as submitted for the Accountability Report by:

C050 - Administrative Law Court

Report Name	Law Number (if applicable)	Summary of information requested in the report	Date of most recent submission DURING the past fiscal year	Reporting Frequency	Type of entity/entities	Method to access the report	Direct access hyperlink or agency contact (if not provided to LSA for posting online)	Changes to this report during the past fiscal year	Explanation why a report wasn't submitted
Fees and Fines Report		Other revenue	September of 2023	Annually	South Carolina state agency or agencies	Available on agency's website	FY 2022 - 2023 Fees and Fines Report.pdf (scalc.net)	Amend	
GAAP Reports		GAAP Reports	August of 2023	Other	South Carolina state agency or agencies			Amend	
IT/IS Plans		Data collection and survey regarding IT plans and policies	July of 2023	Annually	South Carolina state agency or agencies			Amend	
Organizational Chart		Positions, titles and classification	September of 2023	Annually	South Carolina state agency or agencies	Available on agency's website	SC Administrative Law Court - Contact (scalc.net)	Amend	
Procurement		Type of procurement	July of 2023	Quarterly	South Carolina state agency or agencies			No Change	

<b>AGENCY NAME:</b>	South Carolina Administrative Law Court		
<b>AGENCY CODE:</b>	C050	<b>SECTION:</b>	058

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**2023**  
**Accountability Report**

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**SUBMISSION FORM**

I have reviewed and approved the data submitted by the agency in the following templates:

- Data Template
  - Reorganization and Compliance
  - FY2023 Strategic Plan Results
  - FY2024 Strategic Plan Development
  - Legal
  - Services
  - Partnerships
  - Report or Review
  - Budget
- Discussion Template
- Organizational Template

I have reviewed and approved the financial report summarizing the agency’s budget and actual expenditures, as entered by the agency into the South Carolina Enterprise Information System.

The information submitted is complete and accurate to the extent of my knowledge.

<b>AGENCY DIRECTOR</b> <i>(SIGN AND DATE):</i>	<b>SIGNATURE ON FILE</b>	<b>Signature Received:</b> 9/14/2023 10:16 AM
<i>(TYPE/PRINT NAME):</i>	Ralph King Anderson III, Chief Judge	

<b>BOARD/CMSN CHAIR</b> <i>(SIGN AND DATE):</i>	<b>N/A</b>	
<i>(TYPE/PRINT NAME):</i>		