

South Carolina
House of Representatives



Legislative Oversight Committee

Monday, October 5, 2020

Room 110 - Blatt Building

10:30 a.m.

Pursuant to Committee Rule 4.9, S.C. ETV shall be allowed access for internet streaming whenever technologically feasible.

AGENDA

- I. Approval of minutes
- II. Discussion of the Ad Hoc Committee's Study of the Department of Corrections
(Click link[s] to view the [Executive Summary](#) and/or [Full Report](#))
- III. Discussion of Committee administrative matters
- IV. Adjournment

Chair Wm. Weston J. Newton

*First Vice-Chair:
Laurie Slade Funderburk*

*Micajah P. (Micah) Caskey, IV
Neal A. Collins
Patricia Moore "Pat" Henegan
William M. (Bill) Hixon
Jeffrey E. (Jeff) Johnson
Mandy Powers Norrell
Tommy M. Stringer
Bill Taylor
Robert Q. Williams*

*Jennifer L. Dobson
Research Director*

*Cathy A. Greer
Administration Coordinator*

Legislative Oversight Committee



South Carolina House of Representatives

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Room 228 Blatt Building

*Gary E. Clary
Chandra E. Dillard
Lee Hewitt
Joseph H. Jefferson, Jr.
Marvin R. Pendarvis
Robert L. Ridgeway, III
Edward R. Tallon, Sr.
John Taliaferro (Jay) West, IV
Chris Wooten*

*Charles L. Appleby, IV
Legal Counsel*

*Lewis Carter
Research Analyst/Auditor*

Legislative Oversight Committee Meeting

Wednesday, February 26, 2020
Blatt Building 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. Pursuant to Committee Rule 3.1, the meeting of the House Legislative Oversight Committee was called to order by Chairman Wm. Weston J. Newton. All members of the Committee were present for all or a portion of the meeting, except Representative Gary E. Clary, Representative Neal A. Collins, Representative Pat Henegan, Representative Jeffrey E. Johnson, and Representative Tommy M. Stringer.

Minutes

- I. Representative Edward R. Tallon, Sr., moves to approve the minutes from the meeting on December 9, 2019. A roll call vote is held, and the motion passes.

Representative Tallon’s motion to approve the minutes from the meeting on December 9, 2019.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Micajah P. “Micah” Caskey, IV	✓			
Gary E. Clary				✓
Neal A. Collins				✓
Chandra E. Dillard	✓			
Laurie Slade Funderburk	✓			
Patricia Moore “Pat” Henegan				✓
Lee Hewitt	✓			
William M. “Bill” Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffrey E. Johnson				✓
Mandy Powers Norrell	✓			
Marvin R. Pendarvis				✓
Robert L. Ridgeway, III	✓			
Tommy M. Stringer				✓
Edward R. “Eddie” Tallon, Sr.	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Christopher Sloan “Chris” Wooten	✓			
Wm. Weston J. Newton	✓			

Discussion of Agenda and Procedure

- I. Chairman Newton states the purpose of this meeting is to discuss the following items: the Healthcare and Regulatory Subcommittee’s study of the Department of Mental Health; the Economic Development, Transportation, and Natural Resources Subcommittee’s study of the Housing Finance and Development Authority; the Healthcare and Regulatory Subcommittee’s study of the Department of Alcohol and Other Drug Abuse Services; and Committee administrative matters.

Discussion of the Department of Mental Health

- I. Representative John Taliaferro (Jay) West, IV answers Representative Robert Q. Williams’s question regarding the Department of Mental Health, or “DMH,” collaborating with the South Carolina Department of Corrections.

- II. Representative West has two recommendations for the committee to consider:
- i. Clarify recommendation 27 to note that this recommendation does not address the amount of the pass-through funds.
 - ii. The addition of recommendation 28 to the full committee study that DMH provide an update in an approved format once a quarter for two years after the study is approved or the committee revisits the need for the updates.
- III. Representative West moves to approve the clarification to recommendation 27 and the addition of recommendation 28 to the full committee study. A roll call vote is held, and the motion passes.

Representative West’s motion to approve the clarification to recommendation 27 and the addition of recommendation 28 to the full committee study.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Micajah P. “Micah” Caskey, IV	✓			
Gary E. Clary				✓
Neal A. Collins				✓
Chandra E. Dillard	✓			
Laurie Slade Funderburk	✓			
Patricia Moore “Pat” Henegan				✓
Lee Hewitt	✓			
William M. “Bill” Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffrey E. Johnson				✓
Mandy Powers Norrell	✓			
Marvin R. Pendarvis	✓			
Robert L. Ridgeway, III	✓			
Tommy M. Stringer				
Edward R. “Eddie” Tallon, Sr.	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Christopher Sloan “Chris” Wooten	✓			
Wm. Weston J. Newton	✓			

- IV. Representative West moves to approve the study on DMH as amended. A roll call vote is held, and the motion passes.

Representative West’s motion to approve the study on DMH as amended.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Micajah P. “Micah” Caskey, IV	✓			
Gary E. Clary				✓
Neal A. Collins				✓
Chandra E. Dillard	✓			
Laurie Slade Funderburk	✓			
Patricia Moore “Pat” Henegan				✓
Lee Hewitt	✓			
William M. “Bill” Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffrey E. Johnson				✓
Mandy Powers Norrell	✓			
Marvin R. Pendarvis	✓			
Robert L. Ridgeway, III	✓			
Tommy M. Stringer				✓
Edward R. “Eddie” Tallon, Sr.	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Christopher Sloan “Chris” Wooten	✓			
Wm. Weston J. Newton	✓			

Discussion of the Housing Finance and Development Authority

- I. Representative William M. (Bill) Hixon provides an overview of the Economic Development, Transportation, and Natural Resources Subcommittee’s study of the Housing Finance and Development Authority, or “SC Housing.”
- II. Representative Hixon states that the subcommittee has 10 individual recommendations arising from the SC Housing study addressing the following topics:
 - i. Effectiveness;

- ii. Efficiency; and
 - iii. Transparency.
- III. Bonita Shropshire, SC Housing Executive Director, John Morrison, SC Housing Controller, Steve Clements, SC Housing Director of Home Ownership, and Brian Lamkin, South Carolina State Inspector General, under oath, answer questions from committee members regarding the SC Housing study and subcommittee recommendations.
- i. Chairman Newton swears in John Morrison, SC Housing Controller at this time.
- IV. Representative Marvin R. Pendarvis reads a written statement, which he submitted for inclusion in the subcommittee study, and asks that it also be included in the Committee’s study whenever it is approved.

Discussion of the Department of Alcohol and Other Drug Abuse Services

- I. Representative West provides an overview of the Healthcare and Regulatory Subcommittee’s study on the Department of Alcohol and Other Drug Abuse Services, or “DAODAS.”
- II. Representative West states that the subcommittee has 11 individual recommendations arising from the DAODAS study addressing the following topics:
- i. Effectiveness;
 - ii. Efficiency;
 - iii. Accountability;
 - iv. Interagency collaboration; and
 - v. Modernization of laws.
- III. Sara Goldsby, Director of DAODAS, under oath, answers Representative Williams’s questions regarding DAODAS collaborating with the Department of Natural Resources and the local county alcohol and drug abuse authorities working with school districts.
- IV. Representative West moves to approve the study on DAODAS. A roll call vote is held, and the motion passes.

Representative West’s motion to approve the study on DAODAS.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Micajah P. “Micah” Caskey, IV	✓			
Gary E. Clary				✓
Neal A. Collins				✓
Chandra E. Dillard	✓			
Laurie Slade Funderburk	✓			

Patricia Moore “Pat” Henegan				✓
Lee Hewitt	✓			
William M. “Bill” Hixon	✓			
Joseph H. Jefferson, Jr.	✓			
Jeffrey E. Johnson				✓
Mandy Powers Norrell	✓			
Marvin R. Pendarvis	✓			
Robert L. Ridgeway, III	✓			
Tommy M. Stringer				✓
Edward R. “Eddie” Tallon, Sr.	✓			
Bill Taylor	✓			
John T. West	✓			
Robert Q. Williams	✓			
Christopher Sloan “Chris” Wooten	✓			
Wm. Weston J. Newton	✓			

Discussion of Committee Administrative Matters

- I. Chairman Newton provides an overview of administrative matters, including the ability of members to submit written statements for inclusion in Committee studies pursuant to Standard Practice Rule 12.6.
- II. Chairman Newton refers to the December 9, 2019, full committee meeting regarding receiving testimony from the Department of Social Services’ new director, Michael Leach. He states the committee is working on finding a time to meet with Mr. Leach. Chairman Newton also states he has received a request for receipt of testimony from the Secretary of Transportation, Christy Hall, and Dr. Delores Dacosta, Executive Director for the Commission for Minority Affairs.
- III. Chairman Newton states the Legislative Audit Council will perform a new audit of the Department of Juvenile Justice (DJJ) in order to follow up on recommendations made to DJJ in their 2017 audit as well as various other topics.
- IV. Chairman Newton opens discussion for the prioritization of studies in each subcommittee for 2020.
 - i. Speaking on behalf of the Economic Development, Transportation, and Natural Resources Subcommittee, Representative Hixon suggests the subcommittee prioritize the study of the Department of Commerce.

- ii. Speaking on behalf of the Education and Cultural Subcommittee, Representative Joseph H. Jefferson, Jr. suggests the subcommittee prioritize the study of the Arts Commission.
 - iii. Speaking on behalf of the Executive Subcommittee, Representative Newton suggests the subcommittee prioritize the study of the Department on Aging.
 - iv. Speaking on behalf of the Healthcare and Regulatory Subcommittee, Representative West suggests the subcommittee prioritize the study of the Department of Health and Human Services.
 - v. Speaking on behalf of the Law Enforcement and Criminal Justice Subcommittee, Representative Tallon suggests the subcommittee prioritize the Department of Probation, Parole, and Pardon Services as the subcommittee has already begun the study.
- V. Chairman Newton opens discussion for questions and comments on agencies currently under study and those that were identified for prioritization.
- i. Representative West asks Representative Jefferson if the Department of Education, which is currently under study by the Cultural and Education Subcommittee, has considered providing a mechanism for behavioral development therapists, or the like, in public schools for families who may need them.
- VI. Chairman Newton notes that a survey will open in March for 30 days to allow public input about the agencies selected for study in 2020.
- VII. There being no further business, the meeting adjourns.



LEGISLATIVE OVERSIGHT COMMITTEE

Department of Corrections Ad Hoc Committee
Study of the Department of Corrections

The full report of the Department of Corrections (SCDC) Ad Hoc Committee's study, issued on September 14, 2020, is available on the House Legislative Oversight Committee's (Committee) webpage.

Full Report includes...

Oversight Impact

- Findings
- Recommendations
- Study Related Internal Changes

Oversight Process

- Agency Reports
- Public Input
- Meetings
- Member visits

Agency Details

- History
- Legal Obligations
- Governing Body
- Organizational Units
- Partners
- Revenue Sources
- Carryforward
- Age of Facilities
- Personnel Necessary for Full Operations of Some Services

Other

- Index of Additional Information Available on Committee's Website

Findings about...

- Services required and outcomes expected
- Resources available
- Progress made, but more is necessary

Recommendations for...

- SCDC
- Court Administration within the Judicial Branch
- State Human Resources, a division of the Department of Administration
- Insurance Reserve Fund, a division of the State Fiscal Accountability Authority
- Law Enforcement Training Council
- General Assembly

Internal changes made during the study by...

- SCDC
- Department of Health and Environmental Control
- Department of Administration

Oversight Purpose and Methods

PURPOSE

To determine if agency laws and programs:

- ➡ are being implemented and carried out in accordance with the intent of the General Assembly; and
- ➡ should be continued, curtailed, or eliminated.

METHODS

The Committee and Subcommittee evaluate:

- ➡ the application, administration, execution, and effectiveness of the agency’s laws and programs;
- ➡ the organization and operation of the agency; and
- ➡ any conditions or circumstances that may indicate the necessity or desirability of enacting new or additional legislation pertaining to the agency.

S.C. Code Ann. § 2-2-20(B) and (C)

Study Process



Public Input

- 712** Responses to an online public survey
- 95+** Online comments received
- 38** Constituents testify

Ad Hoc Committee Membership

DEPARTMENT OF CORRECTIONS AD HOC SUBCOMMITTEE

The Honorable Edward R. Tallon Sr. (chair)
 The Honorable Gary E. Clary
 The Honorable Jeffrey E. Johnson
 The Honorable Robert Q. Williams

The Honorable Micajah P. Caskey IV
 The Honorable Chandra E. Dillard
 The Honorable Joseph H. Jefferson Jr.

Study Milestones

MEETINGS

Full Committee	5/3/18	1/28/19		
Subcommittee	2/21/19	3/21/19		
5/14/19	5/29/19	6/4/19	6/18/19	
7/24/19	8/12/19	8/26/19	8/27/19	
9/16/19	10/1/19	10/2/19	10/23/19	
11/25/19	12/11/19	12/16/19	1/7/20	
6/22/20				

AGENCY REPORTS

March 2015	Seven-Year Plan Report
September 2018	FY 2017-18 Accountability Report and Program Evaluation Report*
September 2019	FY 2018-19 Accountability Report

*Updated Program Evaluation Report provided on January 25, 2019 and March 3, 2020

Findings

The **ad hoc committee makes ten findings**. The ad hoc committee has recommendations to address some, but not all, of these findings. However, the ad hoc committee makes the findings to note information that a member of the public, or General Assembly, may seek to know or on which they may desire to act.

Services required and outcomes expected

1. While the population of SCDC is diverse, the highest percentage of individuals housed in SCDC's facilities are convicted of homicide.
2. Incarceration at SCDC is expected to punish, contain, and rehabilitate inmates.

Resources available

3. SCDC relies on the state general fund for more than 80% of its funding to operate (e.g., facilities maintenance, employee salaries, etc.).
4. Conditions at agency facilities, which operate continuously, include varying states of disrepair and age (e.g., part of the building complex at Wateree River Correctional Institution is more than a century old and is still used for housing and programming).
5. SCDC continues to have high vacancies in key operation areas (e.g., security, medical, etc.), despite external assessments indicating SCDC's efforts to recruit and retain employees are expansive.

Progress made, but more is needed

6. In recent years, efforts have been made by the General Assembly (e.g., decreasing the number of inmates through sentencing reform; increasing pay for correctional officers; and funding additional re-entry staff) and agency (e.g., improving employee retention efforts, inmate GED passage rates, business model for prison industries; capability of responding to inmate complaints/concerns; updating inmate classification system, inmate job placement efforts; launching telehealth collaborations; and utilizing technology to assist in educating inmates, facilitating communication, and increasing safety) to improve SCDC operations, but additional resources are necessary to continue and/or expand upon these improvements.
7. Investment in technology (e.g., automated medicine dispensing; electronic cell door lock/unlock within facilities; and automated entry of sentencing sheet/inmate release information) may exponentially leverage the limited personnel available and accuracy of information necessary for operations.
8. Collaboration, among the various state agencies and their stakeholders (e.g., utilizing common information and entering into intra-agency agreements), is imperative to increase efficiencies in state government operations.
9. In addition to the recommendations made in this report, there are other changes for future consideration by the General Assembly (e.g., require SCDC and Parole Board utilize a common risk assessment tool; assist inmates in obtaining employment as commercial drivers; utilize sentencing ranges to incentivize good behavior and reform once inmates are incarcerated; provide tax credits to businesses that employ former offenders from SCDC; and review threshold approval amounts for permanent improvement projects) and SCDC (e.g., new case management system; ombudsman; acclimation to current technology as part of required re-entry programming for inmates; utilization of a central portal for sale of products from state agencies; combining statistics received electronically from local detention facilities [e.g., average daily inmate population, number of employees, number of vacant positions], with statistics about its facilities, into a searchable electronic format and publish and annually update the information online).
10. The Legislative Audit Council (LAC), as requested by the Committee, audited the Department of Corrections and presented its published report, which included 105 recommendations on various topics, to the ad hoc committee.

Recommendations

The **ad hoc committee has 75 recommendations** (38 to SCDC; 2 to Court Administration; 1 to State Human Resources; 1 to Insurance Reserve Fund; 1 to Law Enforcement Training Council; and 32 to General Assembly) that continue, curtail, and/or eliminate agency programs, and include areas for potential improvement. The ad hoc committee recognizes these recommendations will not satisfy everyone nor address every issue or potential area of improvement at the agency.

Recommendations to SCDC

- | | |
|----------------|--|
| ACCOUNTABILITY | <ol style="list-style-type: none"> 1. Resume American Correctional Association accreditation or the management review program and complete internal reviews according to the schedule outlined in the agency policy. 2. Conduct regular audits of medical services provided by SCDC employees to inmates to determine: (a) quality of medical or mental health clinical assessments, and (b) adherence to general clinical and medical guidelines. 3. Obtain an external study to determine the following: (a) impact of the new inmate classification system on staffing; and (b) how other options for improving staff to inmate ratios may impact staffing needs on a regular basis (e.g., every three or five years). 4. Provide a timeline for completion of SCDC’s program audit and creation of its “SCDC Program Book” (i.e., list of programs offered to offenders). 5. Determine a method by which the agency will evaluate success for each inmate program; utilize the method to regularly evaluate each program and objectively decide those to continue/discontinue; and post online the method for, and results of, each evaluation. 6. Review and update performance measures for the Accountability Report utilizing resources available from the Department of Administration’s Executive Budget Office. 7. Report performance data on progress toward the desired outcomes of SCDC’s new inmate classification system in its annual accountability report. 8. Update SCDC’s GED/high school diploma participation performance measure to track the number of inmates earning these credentials as a percentage of the number who were admitted to SCDC without one. |
| EFFECTIVENESS | <ol style="list-style-type: none"> 9. Continue efforts to obtain a procurement exemption for advertising open employee positions through different avenues (e.g., social media). 10. Require certain training (e.g., incident reporting, etc.) before allowing SCDC employees to interact with inmates. 11. Update policy to require random written and hands-on on testing of employee knowledge about agency policies and procedures. |

EFFECTIVENESS (CONTINUED)

12. Utilize data from the random written and hands-on on employee tests about agency policies and procedures to implement a process to continually evaluate the effectiveness of training methods and update those methods.
13. Ensure there is a written outline of the duties and standard operating procedures for each deputy director and regularly (i.e., at least every three years) review and update these outlines.
14. Track information in staff incident reports electronically, aggregate data, and utilize aggregated data in evaluating inmate issues and SCDC employee responses.
15. Utilize additional information (i.e., inmate request response time, incident reports, and scores from annual testing on agency policies and procedures) as factors when conducting annual employee evaluations, making promotion decisions, and training employees.
16. Obtain an external survey of employee morale on a regular basis (i.e., every one to three years) and, within six months of obtaining the results, post a summary online with actions the agency has, or plans, to take based on the results.
17. Increase and improve employees' ability to report concerns and provide feedback, anonymously or otherwise.
18. Create a system to allow and encourage anonymous feedback from volunteers and inmate family members.
19. Prioritize inmate complaints by type in the automated request to staff management system.
20. Research the costs to enable inmates to submit medical requests electronically (e.g., through a kiosk or tablet) so the request and response are tracked and retained for review and analysis purposes. Report these costs to the Committee along with potential benefits and drawbacks of connecting requests with an inmate's electronic medical records.
21. Investigate the cost and feasibility of providing three meals per day on the weekend and report back to the Committee within one year.
22. Increase the internal disciplinary penalties for inmates that use cell phones.
23. Increase marketing efforts for supplies and services SCDC offers for sale to state agencies and local governments (e.g., uniforms, furniture, frames, etc.).
24. Provide members of the General Assembly information about supplies and services SCDC offers for sale at least annually.
25. Provide the Committee proposed statutory language to authorize SCDC to refuse an inmate from a local facility until the local facility provides SCDC with information necessary to provide for the health, safety, and welfare of the inmate.

EFFICIENCY

- 26. Track wait time, from the initial inmate request, for medical treatment and use this analysis to prioritize staffing and purchases.
- 27. Discuss with the Criminal Justice Academy the potential of recouping costs for employees SCDC trains and certifies as law enforcement officers who leave to work for another law enforcement agency.
- 28. Request exemptions to the process for capital project approval for expediency in certain situations which currently result in the agency incurring additional costs while waiting for approval.

TRANSPARENCY

- 29. Expand online information available to families and friends of individuals entering prison (e.g., post online reception and evaluation process and materials provided in inmate orientation booklets).
- 30. Prepare and post online an annual report on the offender employment preparation program.

INTERAGENCY COLLABORATION

- 31. Convene impacted parties to discuss a voluntary program through which counties may house inmates with less than 365 day sentences and submit proposals for collecting the necessary data to report on the feasibility of such a program to the Committee within the next six months.
- 32. Seek input from impacted parties on the feasibility and potential efficiencies of mandatory remote release at each local government facility (e.g., detention center, jail, or prison camp) and provide information obtained, including recommendations, to the Committee within the next twelve months.
- 33. Convene impacted parties to discuss specific proposed statutory language addressing SCDC's conceptual recommendations for the Youthful Offender Act and provide to the Committee, including notation of any areas without agreement.
- 34. Convene impacted parties to discuss specific proposed statutory language addressing SCDC's conceptual recommendations for the Shock Incarceration Program (i.e., 90-day therapeutic alternative to traditional incarceration for young non-violent offenders) and provide to the Committee, including notation of any areas without agreement.
- 35. Reconvene the S.C. Re-entry Interagency Collaborative Team to foster collaboration on release issues (e.g., housing, treatment, employment, etc.) from multiple state agencies.
- 36. Request offender employment preparation program member agencies provide employment trends pursuant to S.C. Code Section 24-13-2130.
- 37. Work with the Department of Employment and Workforce and other stakeholders to implement a method to track the number of individuals who obtain employment immediately upon release from prison, or within a certain period, and add this as a performance measure in SCDC's annual accountability report.
- 38. Continue working with personnel from the Department of Mental Health to implement a seamless transition for inmates who are under the care of a mental health professional upon release.

Recommendations to...

Court Administration

INTERAGENCY
COLLABORATION

- 39. Convene impacted parties to discuss and identify opportunities to improve the efficiency and accuracy of transmission of information (e.g., sentencing sheets, inmates impacted by changes in case law, victim information, etc.) necessary for operation of the criminal justice system (e.g., proper care and timely release of inmates, notices to victims, etc.).
 - 40. Communicate with stakeholders to track information on recidivism between juvenile adjudications, state prisons, and local government detention facilities and regularly report this information.
-

Division of State Human Resources

INTERAGENCY
COLLABORATION

- 41. Coordinate employee morale surveys across state government on a regular basis and within three years after administering employee morale surveys, investigate the feasibility of coordinating exit and entrance interviews across state government.
-

Insurance Reserve Fund

EFFECTIVENESS

- 42. Review statutes to determine potential revisions to further protect agency directors and department heads from personal liability for involvement in all human resource decisions and provide the Committee potential language for statutory revisions within the next six months.
-

Law Enforcement Training Council

INTERAGENCY
COLLABORATION

- 43. Invite other entities from the criminal justice process (e.g., Court Administration, Prosecution Coordination Commission, Commission on Indigent Defense, Jail Administrator’s Association, etc.) to meet on a regular basis (e.g., annual meeting or more frequent topic specific meetings) to provide opportunities for collaboration on criminal justice issues.
-

Recommendations to the General Assembly

ACCOUNTABILITY

- 44. Require SCDC validate its inmate classification system on a regular basis (e.g., intervals recommended by industry experts), documenting any updates to the classification process as well as the year by which it will conduct the next validation.

EFFECTIVENESS

-
- 45. Allow inmates credit for rehabilitative programing, similar to credits existing for good behavior and work, by amending S.C. Code Section 24-13-230.*
 - 46. Make inmates with a “no parole offense” eligible for work release after serving 70% of their sentence, instead of 80% (i.e., changes when eligible to work, not when released from SCDC), by amending S.C. Code Section 24-13-125.*
 - 47. Require appointment of board members for the Palmetto Unified School District, the school district for SCDC inmates, by regions.
 - 48. Allow SCDC to apply for court orders, and allow courts to issue orders, requiring cellular service providers immediately suspend or discontinue the cellular service provided to a contraband cell phone identified by a supervisor of any law enforcement agency in South Carolina.*
 - 49. Clarify what constitutes notice to leave to a trespasser/loiterer on prison property by amending S.C. Code Section 24-1-270.*
 - 50. Increase the criminal penalty for contacting crime victims while in prison by amending S.C. Code Section 24-3-970.*
 - 51. Add SCDC to the list of state agencies exempt from monetary liability for certain acts, such as review of patient medical and health records, by amending S.C. Code Sections 40-71-10 and 40-71-20.*
 - 52. Place sole jurisdiction over SCDC contraband charges with general session courts instead of with magistrate courts by amending S.C. Code Section 24-3-965.*
 - 53. Increase criminal penalties for SCDC employees convicted of violating statutes related to contraband by amending S.C. Code Section 24-3-950.*
-

EFFICIENCY

- 54. Lower the minimum age for certification of correctional officers from 21 to 18.*
- 55. Raise the salary cap for retired state employees who return to covered employment with SCDC.*
- 56. Allow SCDC to collect monies owed from inmates after release from prison by amending S.C. Code Section 24-13-80.*
- 57. Allow SCDC to apply to a court for authorization to file for Medicaid on behalf of an inmate without an inmate's consent.
- 58. Assist SCDC in avoiding sentencing calculation errors related to jail time credit by amending S.C. Code Section 24-13-40.*
- 59. Assist SCDC in avoiding sentencing calculation errors related to third degree offenders by amending S.C. Code Sections 44-53-370 and 44-53-375.*

MODERNIZATION OF LAWS

- 60. Update references to types of early releases as some references are no longer applicable, by amending S.C. Code Sections 24-13-150(A) and 24-21-560.*
- 61. Update grounds for which inmates are granted furlough, as SCDC only allows furloughs for medical reasons, by amending S.C. Code Section 24-3-210.*
- 62. Update responsibility for day reporting centers to make them solely the responsibility of the Department of Probation, Parole, and Pardon (PPP), as agreed upon by SCDC and PPP, by amending S.C. Code Sections 24-21-1310 and 24-21-1320.*
- 63. Update pre-trial detainment authorizations to ensure pre-trial detainees receive due process prior to being housed at SCDC by amending S.C. Code Section 24-3-80.*
- 64. Eliminate outdated requirement of agency director and other personnel to execute bonds by repealing S.C. Code Section 24-1-120.
- 65. Eliminate an outdated requirement to establish the classification system and adult criminal offender management system by repealing S.C. Code Title 24, Chapter 22.*
- 66. Eliminate an outdated requirement to develop plans for the statewide case classification system and community-based correctional programs by repealing S.C. Code Section 24-23-10.*
- 67. Eliminate references to statute subsections that no longer exist, in particular S.C. Code Section 59-20-60(3)(a) and (4)(e) and (f), by amending S.C. Code Section 24-25-35.

68. Eliminate supervised furlough since supervised re-entry has replaced it, by repealing S.C. Code Sections 24-13-710 and 24-13-720.*
69. Eliminate reference to “centers” for alcohol and drug rehabilitation at SCDC since these were never funded nor created, and clarify SCDC is responsible for providing alcohol and drug rehabilitation through its general duty to provide physical and behavioral health care, by amending S.C. Code Sections 24-13-1910 through 24-13-1950.
70. Eliminate the requirement that the State Fiscal Accountability Authority’s Division of State Procurement monitor cooperation of state agencies in purchasing products and services from SCDC by repealing S.C. Code Section 24-3-330(b).#
71. Remove reference to SCDC retaining fees associated with the pastoral training program since the program is no longer utilized, by repealing S.C. Code Section 24-1-260.*
72. Remove references to inmates constructing work camps or buildings on county property, since SCDC no longer utilizes inmates for this work, by repealing S.C. Code Section 24-3-13(c).*
73. Remove references to SCDC utilizing citizens in the suppression of riots since SCDC does not utilize citizens for this function, by repealing S.C. Code Sections 24-3-720 through 24-3-750.*
74. Repeal S.C. Code Sections 24-19-60, -80, and -90, which relates to evaluations for youthful offenders, since SCDC and Vocational Rehabilitation Department do not currently, and have no record of, maintaining a cooperative agreement involving the operation of the SCDC Reception and Evaluation Center.*
75. Repeal S.C. Code Section 24-19-140, which relates to use of volunteer supervisory agents and sponsors to supervise released youthful offenders since SCDC does not currently, and has no record of, using volunteer groups to serve as supervisory agents or sponsors.*

Table Note: An asterisk () indicates the recommendation was proposed by SCDC. A number symbol (#) indicates the recommendation was proposed by the State Fiscal Accountability Authority.*



Legislative Oversight Committee

<https://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php>
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Legislative Oversight Subcommittees and Status of Studies

Updated September 15, 2020

Economic Development, Transportation, and Natural Resources	Education and Cultural	Executive	Healthcare and Regulatory	Law Enforcement and Criminal Justice
Rep. Hixon, Chair Rep. Hewitt Rep. Norrell Rep. Pendarvis	Rep. Jefferson, Chair Rep. Collins Rep. Henegan Rep. Stringer	Rep. Clary, Chair Rep. Dillard Rep. Funderburk Rep. Newton	Rep. West, Chair Rep. Ridgeway Rep. Taylor Rep. Wooten	Rep. Tallon, Chair Rep. Caskey Rep. Johnson Rep. Williams
T O S T U D Y				
<ol style="list-style-type: none"> 1. Conservation Bank 2. Employment and Workforce, Dept. of 3. Forestry Commission 4. Sea Grants Consortium 	<ol style="list-style-type: none"> 1. Higher Education Commission 2. Museum Commission and Confederate Relic Room 3. Technical and Comprehensive Education Board 4. Tuition Grants Commission 	<ol style="list-style-type: none"> 1. Financial Institutions, Board of 	<ol style="list-style-type: none"> 1. Consumer Affairs, Dept. of 2. Insurance, Dept. of 3. Patients' Compensation Fund 4. Vocational Rehabilitation, Department of 5. Workers' Compensation Commission 	<ol style="list-style-type: none"> 1. Administrative Law Court 2. State Law Enforcement Division
I N P R O G R E S S				
<ol style="list-style-type: none"> 1. Commerce, Dept. of 2. Housing Finance and Development Authority 3. Jobs Economic Development Authority 	<ol style="list-style-type: none"> 1. Arts Commission 2. Education, Dept. of 3. Library, State 	<ol style="list-style-type: none"> 1. Aging, Department on 2. Ethics Commission 3. Secretary of State's Office 4. Retirement System Investment Commission <i>(on hold)</i> 	<ol style="list-style-type: none"> 1. Health and Human Services, Department of 2. State Accident Fund 	<ol style="list-style-type: none"> 1. Attorney General's Office 2. Corrections, Dept. of <i>This study is being conducted by an ad hoc committee that also includes Reps. Clary, Dillard, and Jefferson</i> 3. Probation, Parole and Pardon, Dept. of
C O M P L E T E D				
<ol style="list-style-type: none"> 1. Agriculture, Dept. of 2. Human Affairs Commission 3. Labor, Licensing and Regulation, Dept. of 4. Minority Affairs, Commission for 4. Motor Vehicles, Dept. of 5. Revenue, Dept. of 6. Rural Infrastructure Authority 7. Transportation, Dept. of 8. Transportation Infrastructure Bank 	<ol style="list-style-type: none"> 1. Archives and History, Dept. of 2. ETV Commission 3. First Steps 4. John de la Howe School 5. Patriots Point Authority 6. School for the Deaf and the Blind 7. Wil Lou Gray Opportunity School 	<ol style="list-style-type: none"> 1. Adjutant General 2. Aeronautics Commission 3. Comptroller General's Office 4. Election Commission 5. Parks, Recreation and Tourism, Dept. of 6. Treasurer's Office 	<ol style="list-style-type: none"> 1. Alcohol and Drug Abuse, Dept. of 2. Blind, Commission for the 3. Disabilities and Special Needs, Dept. of 4. Health and Environmental Control, Department of 5. Mental Health, Dept. of 6. Social Services, Dept. of 	<ol style="list-style-type: none"> 1. Indigent Defense 2. Juvenile Justice, Dept. of 3. Law Enforcement Training Council 4. Natural Resources, Dept. of 5. Prosecution Coordination Comm. 6. Public Safety, Dept. of

Additional agencies may be assigned to these subcommittees, pursuant to the Legislative Oversight Committee's Rule 6, as the Legislative Oversight Committee determines its interpretation of the definition of the term agency as set forth in S.C. Code Section 2-2-10(1).

Legislative Oversight Committee



South Carolina House of Representatives

Committee Mission

Determine if agency laws and programs are being implemented and carried out in accordance with the intent of the General Assembly and whether they should be continued, curtailed or eliminated. Inform the public about state agencies.

Website: <http://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php>

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Location: Blatt Building, Room 228