

Educational and Cultural Subcommittee Meeting

Tuesday, June 5, 2018

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AGENDA

South Carolina House of Representatives



Legislative Oversight Committee

EDUCATION AND CULTURAL SUBCOMMITTEE

Chairman Joseph H. Jefferson, Jr.

The Honorable Chandra E. Dillard

The Honorable Tommy M. Stringer

The Honorable John Taliaferro "Jay" West, IV

Tuesday, June 5, 2018

11:00 a.m.

Room 108 -Blatt Building

Pursuant to Committee Rule 6.8, S.C. ETV shall be allowed access for internet streaming whenever technologically feasible.

AGENDA

- I. Approval of Minutes
- II. Discussion of study of the Educational Television Commission
- III. Adjournment

MEETING MINUTES

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*



South Carolina House of Representatives

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Gary E. Clary
Chandra E. Dillard
Phyllis J. Henderson
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Education and Cultural Subcommittee

Thursday, April 5, 2018
Room 321 Blatt Building

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 Education and Cultural Subcommittee meeting was called to order by Chairman Joseph H. Jefferson, Jr., Thursday, April 5, 2018, in Room 321 of the Blatt Building. All members were present for some or all of the meeting except Representative Tommy M. Stringer.

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 meeting.

- II. Representative Chandra E. Dillard moves to approve the minutes from the Subcommittee’s meeting on February 8, 2018. A roll call vote is held, and the motions pass.

Representative Dillard’s motion to approve the minutes from the February 8, 2018, meeting:	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Discussion of John de la Howe School (“John de la Howe”)

- I. Chairman Jefferson calls the meeting to order and states that this is the subcommittee’s fifth meeting with John de la Howe School. Further, he explains the purpose of today’s meeting is to take what Subcommittee has learned about the agency, and determine if there are any recommendations, either to the agency itself or for changes to the law. Dr. Franklin will not be giving a presentation, but he is available for questions.
- II. Chairman Jefferson reminds those sworn in during previous meetings that they remain under oath.
- III. Representative Jay West makes a motion, to accept as information only, to develop and operate a Magnet School for Agricultural Education for girls and boys in grades 11-12.
- a. Different Subcommittee members ask questions regarding the motion, which Mr. Dan Shonka, chair of the Board of Trustees, answers.
 - b. A roll call vote is held, and the motion passes.

Rep. West, IV, moves the Subcommittee study include a recommendation to develop and operate a Magnet School for Agricultural Education for girls and boys in grades 11-12, as information only.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓

John Taliaferro (Jay) West, IV	✓			
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IV. Subcommittee members make various motions. A roll call vote is held for the various motions, and the various motions pass.

Rep. Chandra Dillard moves the Subcommittee study include a recommendation to continue operating the Wilderness Program for at-risk boys in grades 6-8.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. Chandra Dillard moves the Subcommittee study accept as information only, a recommendation to amend SC Code of Laws Section 59-49-100, related to the purpose of the school, to delete “for some urgent reason need to be separated from their home or community” and add “wish to focus on agricultural and mechanical studies prior to high school graduation.”	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept as information only, a recommendation to amend SC Code of Laws Section 59-49-150, related to the expenses of students, to specify that it applies to students “in full-time residence at the school.”	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept as information only, a recommendation to amend SC Code of Laws Section 59-49-80, related to the superintendent and president, to change any occurrence of the word “superintendent” to “president.”	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept a recommendation to amend SC Code of Laws Section 59-49-90, related to the oath of the trustees and bond of the superintendent, to change any occurrence of the word “superintendent” to “president.”	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. Dillard moves the Subcommittee study accept a recommendation to amend SC Code §59-49-40, to require board members to attend, in person, at least half of the regularly scheduled John de la Howe board meetings per year AND to amend SC Code §59-49-30 to read, “The members of the board may at any time be removed by the Governor for good cause. The failure of any member of the board to attend at least one meeting half of the regularly scheduled board of trustees meetings thereof in any year, unless excused by formal vote of the board, may be construed by the Governor as the resignation of such non-attending member.”	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			

Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept a recommendation that the John de la Howe School amplify its measurement of the wilderness program by tracking and monitoring students who leave the program for any reason in the following areas: (1) Completion of the grades following departure from the wilderness program; (2) High school graduation; (3) Higher education application and acceptance rates; and (4) Military service.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept a recommendation that (1) the John de la Howe board consider and approve the marketing plan and that the school include an update on the implementation of the plan in its annual report to the Governor and General Assembly (accountability report) AND (2) in the event the purpose of John de la Howe does not change, John de la Howe staff should include communication with the Department of Juvenile Justice's juvenile arbitration program in its list of marketing targets.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept a recommendation that (1) staff include any subcommittee member written statements, pursuant to Standard Practice 12.4, which staff receives prior to 5:00 p.m. on Friday, April 27, 2018 with the Subcommittee Study; and unless I receive an alternative request by 5:00 p.m. on Friday,	Yea	Nay	Not Voting: Present	Not Voting: Absent
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April 27, 2018, I provide notice pursuant to Standard Practice 12.5, that a study is available for consideration by the full committee.				
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Brief Recess

- I. The meeting was called to a brief recess.

Discussion of John de la Howe School (“John de la Howe”)

- I. Chairman Jefferson calls the meeting back to order and notes that there a few more recommendations related to the study of John de la Howe.
- II. Representative Jefferson makes two motions. Roll call votes are held, and the motions pass.

Rep. Jefferson moves the Subcommittee study include a recommendation that (1) the John de la Howe School board consider and approve the marketing plan, and that the school include an update on implementation of the plan in its annual report to the Governor and General Assembly (accountability report); and (2) in the event the purpose of John de la Howe does not change, John de la Howe staff should include communication with the Department of Juvenile Justice’s juvenile arbitration program in its list of marketing targets.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. Jefferson moves the Subcommittee study include a recommendation that John de la Howe School staff contact the Department of Archives and History and do the following: (1) Seek advice on creating an updated records retention plan; (2)	Yea	Nay	Not Voting: Present	Not Voting: Absent
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Determine what is required of an agency to remain active; and (3) Implement a compliant state records retention policy.				
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Brief Recess

- I. The meeting was called to a brief recess.

Discussion of Patriots Point Development Authority (“Patriots Point”)

- I. Chairman Jefferson states this is the subcommittee’s fourth meeting with Patriots Point. Further, he explains the purpose of today’s meeting is to discuss the draft report of the Subcommittee study and to address issues at the Subcommittee level before it reaches the full committee.
- II. Subcommittee members make various motions. A roll call vote is held for the various motions, and the various motions pass.

Rep. West, IV, moves the Subcommittee study accept a recommendation to reverse the adoption of Recommendation #1 in the Subcommittee Study Report.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. West, IV, moves the Subcommittee study accept a recommendation that pursuant to the requirement in SC Code Section 1-30-10 (E), the Patriots Point Development Authority should submit an Annual Restructuring Report, whether it is in the form of a separate report or the combined accountability report.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			

Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Rep. Dillard moves the Subcommittee study accept a recommendation to include a finding regarding Patriots Point's educational programming.	Yea	Nay	Not Voting: Present	Not Voting: Absent
Chandra E. Dillard	✓			
Joseph H. Jefferson, Jr.	✓			
Tommy Stringer				✓
John Taliaferro (Jay) West, IV	✓			

Adjournment

- I. There being no further business the meeting is adjourned.

DRAFT

STUDY TIMELINE

Study Timeline - Educational Television Commission

- February 2015 - Agency submits its **Annual Restructuring and Seven-Year Plan Report**, which is available online.
- January 12, 2016 - Agency submits its **2016 Annual Restructuring Report**, which is available online.
- December 19, 2017 - **Full committee votes to schedule the Educational Television Commission (SCETV) for study.** Video of the meeting is available online.
- January 23, 2018-March 1, 2018 - Committee solicits input from the public about the agency in the form of an **online public survey.** The results of the public survey are available online.
- April 26, 2018 - Committee holds **public input meeting** about SCETV; Commission on Indigent Defense; and Commission for Prosecution Coordination. Video of the meeting is available online.
- April 18, 2018 - Agency submits its **Program Evaluation Report**, which is available online.
- Ongoing - Public may submit written comments on the Oversight Committee's webpage on the General Assembly's website (www.scstatehouse.gov).

AGENCY OVERVIEW

Snapshot

Educational Television Commission

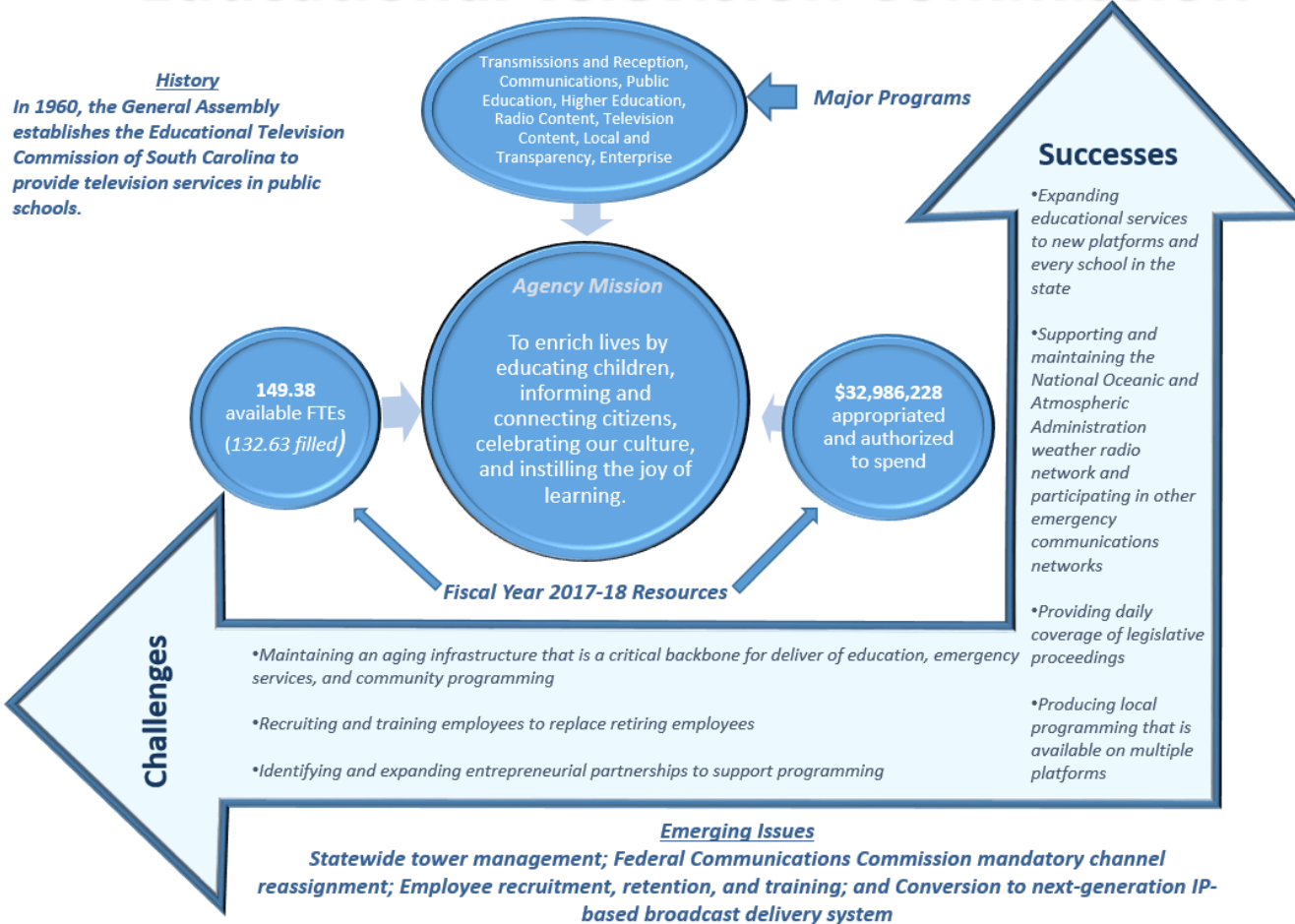


Figure 1. Snapshot of agency that includes its history, mission, resources, successes, challenges, and emerging issues

History

SCETV has provided the Committee with an overview of the agency's history.¹ In addition, Committee staff will confirm the accuracy of any assertion of legislative action.

- 1957
 - In 1957, South Carolina's General Assembly passes a concurrent resolution calling for a study of the use of television in public schools. The study committee recommends a pilot project be funded.
- 1958
 - A studio is built at Dreher High School in Columbia and the first telecast is transmitted via closed-circuit September 8, 1958. R. Lynn Kalmbach is selected as project director and Henry J. Cauthen is selected as technical director. Both would later serve as an ETV president.
- 1960
 - The General Assembly establishes the Educational Television Commission of South Carolina. R. Lynn Kalmbach serves as General Manager of the new state agency. Dr. George E. Bair serves as Education Director, and Henry J. Cauthen serves as Director of Production and Engineering. An empty grocery store at 2712 Millwood Avenue in Columbia is turned into the ETV studio and broadcast center. The agency will remain there, expanding into 23+ buildings up and down the street, until 1996. Classes, though still live, are now also recorded using a four-year-old technology called "videotape."
- 1961
 - ETV reaches into 31 schools in 11 counties.
- 1962
 - Expansion of the closed-circuit system allows state agencies and public school teachers to use ETV for continuing professional education and post-graduate medical education. The closed-circuit network is extended to all counties, reaching 155 public high schools, 36 elementary schools, most state colleges, university extension centers and 10 hospitals.
- 1963
 - WNTV-TV 29 in Greenville signs on, making ETV a broadcast entity.
- 1964
 - WITV-TV 7 in Charleston signs on.
- 1965
 - Henry J. Cauthen is named Director of Administration and Dr. George Bair is named Director of Education after the death of R. Lynn Kalmbach. *Crime to Court*, a monthly training video and booklet for judges and law enforcement officers, begins production. It will last for nearly three decades and, at its height, train 6,500 police officers, judges, and magistrates nationally.
- 1966

- WRLK-TV 35 in Columbia, named for R. Lynn Kalmbach, signs on. The first ETV program magazine (*ETV Guide*) is published, providing the broadcast schedule for NET (National Educational Television) from New York City as well as local productions and classes. ETV's first weekly public affairs program *Off the Cuff* is broadcast.
- 1967
 - The Public Broadcasting Act is signed into law, paving the way for the Corporation for Public Broadcasting, PBS, and NPR. ETV is given one of the pens used by President Lyndon Johnson to sign the act into law. It is a difficult year for ETV funding, and the *ETV Guide* is temporarily discontinued. Color broadcasting is delayed. Despite the setbacks, WJPM in Florence (named for James Pierce Mozingo III) and WEBA in Allendale (named for Edgar Allen Brown) begin broadcasting.
- 1970
 - Cable television begins to expand ETV's reach into homes. New ETV television courses allow students to earn their MBA via USC at their local technical college. During the courses, the students can talk back to the TV presenter via telephone.
- 1971
 - ETV becomes the presenting station for William F. Buckley's *Firing Line*, which moves from ABC. The series runs until 1999. Color studio production begins. The General Assembly approves \$3.6 million in bonds to extend ETV broadcasts to the entire state. Henry Cauthen is elected to the PBS Board of Directors.
- 1972
 - The South Carolina Educational Radio Network (SCERN, later ETV Radio and then SC Public Radio) is born. WEPR-FM 90.1 in Greenville (via Clemson studios) goes on the air, broadcasting the NPR Classical News format. *All Things Considered* is the first program aired. The service includes specialized "radio for the blind" broadcasts. Transmitted on a special sub-frequency to those with special radio receivers, the service includes volunteers reading local newspapers aloud.
- 1974
 - WSCI-FM 89.3 in Charleston joins SCERN.
- 1975
 - WRJA in Sumter (TV and radio) and WJWJ (TV) in Beaufort begin transmitting. WRJA is named for legislator R. J. Aycock, WJWJ for legislator W. James Waddell, Jr. Educational Radio for the Blind moves to SCERN's Columbia studios.
- 1976
 - WLTR-FM 91.3 in Columbia signs on. Because of ETV's tower network, South Carolina becomes the second state in the nation to use NOAA's new weather radio system.
- 1977
 - The ETV Endowment is created as the non-profit entity that supports the educational programs of ETV and SCERN. Elaine Freeman serves as the founding executive director of the Endowment. As a part of a seven-nation live broadcast, ETV originates the U.S.

portion of *Christmas Around the World* from Columbia Mall. ETV's *Spoletto: Festival of Two Worlds* airs on PBS.

- 1978
 - WNSC in Rock Hill signs on with radio and TV service. In a special *Firing Line* produced in Columbia, William F. Buckley is joined by Ronald Reagan. The ETV production of Spoletto Festival opera *The Consul* is presented on PBS' *Great Performances*. ETV provides nightly coverage of the Spoletto Festival from Charleston. ETV joins the PBS satellite system.
- 1980
 - WRTS-TV 49 in Spartanburg signs on. It is later renamed WRET-TV for Rickard E. Tukey. Radio service is added to TV service in Beaufort as WJWJ-FM 89.9. SCERN's first instructional radio series, *Catch On*, debuts. Closed captioning begins.
- 1981
 - WHMC-FM 90.1 in Conway signs on. ETV is selected as the National Center for Instructional Television to transmit programming by satellite to public schools nationwide. ETV receives the Verner Award for Government Body.
- 1984
 - WNEH in Greenwood signs on.
- 1986
 - *NatureScene* is broadcast nationally.
- 1988
 - ETV broadcasts *The Black History Teleconference*, connecting South Carolina with communities in Detroit, Atlanta and Washington, DC. The teleconference becomes a yearly event for nearly a quarter of a century. The 18-state Satellite Educational Resources Consortium, under ETV President Cauthen's leadership, receives a \$5.6 million grant from the US Department of Education to implement the Star Schools project, providing live, interactive instruction via satellite in math, foreign language and science.
- 1989
 - WLJK-FM in Aiken signs on.
- 1990
 - The Charleston TV service is restored after it was destroyed by Hurricane Hugo. *Windswept Hearts*, a live call-in simulcast for radio and TV, helps South Carolinians deal with the emotional aftermath of the storm. Via the Star Schools project, ETV transmits teachers live to over 10,000 classrooms, teaching Russian (with native Russian teachers), A.P. Economics, and A.P. Calculus. President Henry Cauthen is nominated to the Corporation for Public Broadcasting board by President George H. Bush.
- 1992
 - With a 2.4 million dollar grant, ETV launches The Early Childhood Professional Development Network, a national initiative that delivers live interactive training seminars to over 1,000 Head Start teachers in isolated rural areas across the United States. The staff begins the move to the new ETV office headquarters on George Rogers Boulevard, previously the home of *The State* and *The Columbia Record* newspapers. In a first, The

Corporation for Public Broadcasting holds its annual meeting at ETV. ETV's mascot Lindsay the Leopard makes a dramatic transformation into Smart Cat.

- 1993
 - ETV upgrades to a digital satellite system that allows 20 channels of two-way video and audio to schools, state government, and higher education institutions, including the Medical University of South Carolina and Richland Memorial Hospital.
- 1994
 - ETV begins construction of a new studio building at George Rogers Boulevard across the street from the ETV office building. The ETV Endowment raises in excess of four million dollars to purchase the property, which it will later sell to the state for one dollar.
- 1995
 - ETV installs satellite dishes on every middle, high, and vocational school in the state, begins Teacher Training Institutes statewide on new technologies and teaching, and introduces its first World Wide Web site. ETV's Learning Link begins internet service to middle school teachers. Budget cuts release the staff of Charleston radio station WSCI, which remains only as a transmitter.
- 1996
 - Community advisory committees around the state are created to involve more communities with ETV.
- 1997
 - ETV begins broadcasting and producing from its new studio facilities at 1041 George Rogers Boulevard. President Henry Cauthen announces his retirement, and is given the Lifetime Achievement Award from the Corporation for Public Broadcasting. It is only the second time the award has been given.
- 1998
 - Paul Amos takes the helm as ETV's third president. ETV launches the *READY TO LEARN* service to help meet the state's challenge of preparing South Carolina's children for first grade.
- 2000
 - SCERN starts broadcasting multiple formats, using either NPR News or NPR Classical/News formats. President Paul Amos unexpectedly passes away.
- 2001
 - Maurice "Moss" Bresnahan joins ETV as the new president. *KnowItAll.org* is launched, ETV's web-based instructional service to schools.
- 2003
 - The South Carolina Channel, ETV's first digital channel, launches at the State Fair. The agency consisted of the following eight divisions reporting to the ETV President: Broadcasting, Development, Administrative Services, School Services, Engineering, Production, Communications & Government Relations, and Continuing Education.
- 2004

- ETV launches *StreamlineSC*, an educational technology resource that makes over 10,000 educational videos and corresponding lesson plans and quizzes available to every public, private and home school in the Palmetto State. In just over a year, it receives its one-millionth page view.
- 2006
 - *StreamlineSC* reaches its one millionth hit.
- 2008
 - David Crouch becomes interim president of ETV. ETV Endowment Founding Executive Director Elaine Freeman retires. The agency consisted of the following seven divisions reporting to the ETV President: Administrative Services, Engineering, Education, Content, Radio and Programming, Development, and Communications and Legislative Relations.
- 2009
 - ETV ends its analog television broadcasting service. Coby Hennecy is named the Executive Director of the ETV Endowment. The agency consisted of the following seven divisions reporting to the ETV President: National Development/Radio, Engineering, Education, Content, Fundraising and Programming, HR and Administration, and Financial Operations.
- 2010
 - Linda O'Bryon is named President and Chief Executive Officer of ETV. The agency consisted of the following seven divisions reporting to the ETV President: National Programming/Radio, Engineering, Education, Content, Development and Programming, Administration/HR, and Financial Operations.
- 2011
 - Following a successful ETV Endowment capital campaign, ETV Radio moves into new 1.5 million dollar facility funded by corporate underwriters and over 1,000 ETV Endowment donors. The agency consisted of the following seven divisions reporting to the ETV President: ETV Radio and TV Programming, Engineering, Education, Content, Underwriting and Business Enterprises, Administration/HR, and Financial Operations.
- 2012
 - Linda O'Bryon is named to the PBS board. ETV's Administration Building is sold to USC; the proceeds will be used to renovate and build-out unfinished areas of ETV's Telecommunications Center. ETV's Rapid Response Studio begins operation. This special studio links local newsworthy guests to national TV news programs with long interview formats. ETV Radio marks its 40th anniversary. Rowland Alston retires as host of *Making It Grow!* and receives The Order of the Palmetto, the State's highest award. Regular contributor Amanda McNulty becomes the new host.
- 2015
 - ETV Radio is renamed SC Public Radio. The agency consisted of the following eight divisions reporting to the ETV President: Radio and TV Programming, Engineering, Education, Content, Communications, Underwriting, Administration/HR/IT, and Financial & Procurement.
- 2016

- ETV and SC Public Radio launch their own app. President and CEO Linda O’Byron announces her retirement.
- 2017
 - Anthony Padgett is selected as ETV’s President and CEO. The ETV Endowment celebrates 40 years. Smart Cat turns 25. The 2017 solar eclipse passes directly over Columbia (and the State Museum’s telescope), which provides a perfect vantage point for a live national program and webcast for homes and schools during the event. SC Public Radio launches its first HD radio signal in Charleston.

Legal Directives

Operation of SCETV is governed by state and federal laws, both of which are addressed here. The federal statute establishing the Corporation of Public Broadcasting, 47 U.S.C. Section 396 and Federal Communication Commission (FCC) regulations, 47 C.F.R Chapter 1, are available upon request.

State Statutes

The Educational Television Commission is primarily governed by Title 59, Chapter 7 of the SC Code of Laws. Title 59, Chapter 7 is included in its entirety below. In addition, other areas of the code directing specific activities of SCETV or partnerships with SCETV are as follows:

- Cable television (Title 58, Chapter 12);
- Hunley Commission (Title 54, Chapter 7);
- Lottery funds (Title 59, Chapter 150);
- Professional development courses with the Read to Succeed Office (Title 59, Chapter 155);
- University of South Carolina football parking revenue (Title 10, Chapter 1);
- Beach/dune system programming (Title 48, Chapter 39);
- Educator professional development initiatives (Title 59, Chapter 18); and
- Comprehensive health education programming (Chapter 59, Title 32).

CHAPTER 7

Educational Television Commission

SECTION 59-7-10. Educational Television Commission created; appointment and terms of members.

There is hereby created the South Carolina Educational Television Commission, which shall be composed of the Superintendent of Education, who shall be a member of the commission, ex officio, and in addition the commission shall be composed of eight members to be appointed by the Governor as follows: One shall be appointed from each of the congressional districts, and one shall be appointed from the State at large, who shall be named by the Governor as chairman of the commission. The term of the member who serves ex officio shall be coterminous with the term of the office to which he was elected, and the terms of the members appointed by the Governor shall be for six years, except that of those first appointed two shall serve for terms of two years, two shall serve for terms of four years and three shall serve for terms of six years, after which the terms of all members shall be for six years.

HISTORY: 1962 Code Section 21-60; 1960 (51) 1779; 1991 Act No. 248, Section 6; 2012 Act No. 176, Section 1, eff May 25, 2012.

Editor's Note

2012 Act No. 176, Sections 18 and 19, provide as follows:

"SECTION 18. Notwithstanding any other provision of law to the contrary, any person elected or appointed to serve, or serving, as a member of any board or commission to represent a Congressional district, whose residency is transferred to another district by a change in the composition of the district, may serve, or continue to serve, the term of office for which he was elected or appointed; however, the appointing or electing authority shall appoint or elect an additional member on that board or commission from the district which loses a resident member as a result of the transfer to serve until the term of the transferred

member expires. When a vacancy occurs in the district to which a member has been transferred, the vacancy must not be filled until the full term of the transferred member expires.

“SECTION 19. In the event that elections for incumbent university board of trustees’ seats whose terms are expiring this year are not held prior to June 30, 2012, current board members will retain their seats until the General Assembly reconvenes and holds elections.”

Effect of Amendment

The 2012 amendment substituted “eight” for “seven”; removed the word “six” preceding the phrase “congressional districts”.

CROSS REFERENCES

Committee members, rather than chairmen, may be elected to serve ex officio on boards and commissions, see Section 2-1-90.

LIBRARY REFERENCES

States 45 to 51.

Westlaw Key Number Searches: 360k45 to 360k51.

C.J.S. States Sections 61, 79 to 80, 82 to 85, 87, 91 to 92, 102 to 103, 123, 136.

RESEARCH REFERENCES

Encyclopedias

S.C. Jur. Telecommunications Section 31, Education Television Commission.

Attorney General’s Opinions

Meeting of South Carolina Educational Television Commission, conducted without quorum, is not illegal, but any action taken at meeting, is void. Ex officio member must be counted to determine whether quorum is present. Commission member must vote in person and cannot send proxy, absent statutory authorization. Commission members who are ex officio by virtue of chairing specified legislative committee cannot appoint another committee member to attend in his place. Committee itself can elect another member to serve in chairman’s place. 1984 Op Atty Gen, No. 84-54, p. 136.

Commission is instrumentality of State and exempt from Federal and State income taxes. Op Atty Gen, February 14, 1963.

SECTION 59-7-20. Advisory committees.

The Commission shall appoint an advisory committee of educators and an advisory committee of technical experts, each of which shall consist of such numbers as the Commission may deem advisable, and the terms of the members of the committee of educators and committee of technical experts shall be for such length and under such conditions as the Commission may decide.

HISTORY: 1962 Code Section 21-60.1; 1960 (51) 1779.

SECTION 59-7-30. Compensation.

The members of the Commission and each of the advisory committees shall receive such per diem and mileage as authorized by law for other boards and commissions of the State.

HISTORY: 1962 Code Section 21-60.2; 1960 (51) 1779.

SECTION 59-7-40. Studies and reports; cooperation of State agencies; acquisition of property.

The Commission shall make a complete study of the use of educational television and its adaptation for instructional purposes in all of the public schools of the State. The State Department of Education and any other State agency shall render such assistance, advice and cooperation as may be within their means upon the request of the Commission. The Commission shall make such report with recommendations as may be desirable to the Governor and the General Assembly from time to time. The Commission may purchase,

lease or otherwise acquire and operate such educational television, radio, and related equipment and facilities as are required to develop, promote and extend educational programs to meet the needs of the State and its citizens.

HISTORY: 1962 Code Section 21-60.3; 1960 (51) 1779; 1971 (57) 484.

RESEARCH REFERENCES

Encyclopedias

S.C. Jur. Telecommunications Section 31, Education Television Commission.

SECTION 59-7-50. Contributions; lease or sale of use of facilities, equipment and other program related materials.

The Commission shall have the power to accept contributions from all persons, firms and corporations who may wish to contribute to the program, provided, that both the acceptance and use of any such contributions shall be subject to express approval by the State Budget and Control Board. The Commission may lease or sell the use of its facilities, equipment, programs, publications and other program related materials on such terms as the Commission deems advantageous, and funds received therefrom shall be used for Commission purposes.

HISTORY: 1962 Code Section 21-60.4; 1960 (51) 1779; 1971 (57) 484.

Code Commissioner's Note

At the direction of the Code Commissioner, reference in this section to the former Budget and Control Board has not been changed pursuant to the directive of the South Carolina Restructuring Act, 2014 Act No. 121, Section 5(D)(1), until further action by the General Assembly.

LIBRARY REFERENCES

Telecommunications 400.

Westlaw Key Number Search: 372k400.

C.J.S. Telegraphs, Telephones, Radio, and Television Section 153.

SECTION 59-7-60. Textbooks and curricula in educational television.

The textbooks and curricula in educational television shall be in conformity with the general policies of the State Department of Education.

HISTORY: 1962 Code Section 21-60.5; 1962 (52) 1741.

LIBRARY REFERENCES

Schools 166.

Westlaw Key Number Search: 345k166.

C.J.S. Schools and School Districts Sections 786, 788.

State Regulations

SCETV is included in one state regulation related to production of a comprehensive documentary about coastal processes.

SECTION 8 - H670 - EDUCATIONAL TELEVISION COMMISSION

8.1. (ETV: Grants/Contributions Carry Forward) The Educational Television Commission shall be permitted to carry forward any funds derived from grant awards or designated contributions and any state funds necessary to match such funds, provided that these funds be expended for the programs which they were originally designated.

8.2. (ETV: Spectrum Auction) The Educational Television Commission shall be authorized to receive and retain up to \$35,000,000 of the proceeds from the Federal Communication Commission TV Auction and place them in a segregated, restricted account. These proceeds shall be used to fund capital needs, including broadcast industry standards changes, existing equipment repair, maintenance and replacement needs, and operational costs. Any proceeds received above \$35,000,000 must be placed into a segregated account and transferred to the Department of Education to be used as follows: \$5,000,000 for the Education Foundation Supplement and any remaining proceeds for school bus purchases. Unexpended funds shall be carried forward from the prior fiscal year into the current fiscal year and used for the same purpose. No later than June 30th of the current fiscal year, ETV must report to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee the amount of money expended from the fund and the balance of the fund.

8.3. (ETV: Antenna and Tower Placement) All leases for antenna and tower operations within institutions of higher learning campuses must conform to master plans for such property, as determined solely by the institution of higher learning.

8.4. (ETV: Wireless Communications Tower) The Educational Television Commission is directed to coordinate tower and antenna operations within South Carolina state government. The commission shall (1) approve all leases regarding antenna placement on state-owned towers and buildings, (2) coordinate all new tower construction on state-owned property, (3) promote and market excess capacity on the State's wireless communications infrastructure, (4) generate revenue by leasing, licensing, or selling excess capacity on the State's wireless communications infrastructure, and (5) construct new communications assets on appropriate state-owned property for the purpose of generating revenue pursuant to this proviso. The commission shall retain and expend such funds for agency operations. The commission shall be authorized to carry forward unexpended funds from the prior fiscal year into the current fiscal year. The commission shall annually report to the Chairmen of the Senate Finance and House Ways and Means Committees by October first of each year all revenue collected and disbursed.

117.27. (GP: School Technology Initiative) From the funds appropriated/authorized for the K-12 technology initiative, the Department of Education, in consultation with the Department of Administration, the State Library, the Educational Television Commission, and a representative from the Education Oversight Committee, shall administer the K-12 technology initiative funds. These funds are intended to provide technology, encourage effective use of technology in K-12 public schools throughout the state, conduct cost/benefit analyses of the various technologies, and should, to the maximum extent possible, involve public-private sector collaborative efforts. Funds may also be used to establish pilot projects for new technologies with selected school districts as part of the evaluation process. K-12 technology initiative funds shall be retained and carried forward to be used for the same purpose.

117.79. (GP: Broadband Spectrum Lease) The General Assembly must approve any exercise of the Middle Band Segment Channel recapture provisions contained in the Educational Broadband Service Spectrum Lease Agreements if the exercise of the recapture provisions would result in a decrease in

payments received by the State. The Educational Television Commission assumes management and administration of the lease and receives lease payments directly. The Educational Television Commission shall retain and expend funds received pursuant to the lease for agency operations. The commission shall be authorized to carry forward unexpended funds from the prior fiscal year into the current fiscal year. In the event of a default by the current lease holder, the Educational Television Commission is authorized to use contingent funds up until such time as a new lease can be negotiated by the State and the Educational Television Commission.

117.89. (GP: Funds Transfer to ETV) In the current fiscal year funds appropriated in Part IA to the Department of Administration Section 93 for Legislative and Public Affairs Coverage and Emergency Communications Backbone and to the Law Enforcement Training Council in Section 64 for State and Local Training of Law Enforcement, City and County municipal training services must be transferred to the Educational Television Commission (ETV) during July 2017 for the continuation of services as provided in the prior fiscal year.

93.20. (DOA: Sale of Surplus Real Property) Up to fifty percent of the proceeds, net of selling expenses, from the sale of surplus real properties shall be retained by the Department of Administration and used for the deferred maintenance of state-owned buildings. The remaining fifty percent of the net proceeds shall be returned to the agency that the property is owned by, under the control of, or assigned to and shall be used by that agency for nonrecurring purposes. This provision applies to all state agencies and departments except: institutions of higher learning; the Public Service Authority; the Ports Authority; the MUSC Hospital Authority; the Myrtle Beach Air Force Redevelopment Authority; the Department of Transportation; the Columbia State Farmers Market; the Department of Agriculture's Columbia Metrology Lab building and property; the Charleston Naval Complex Redevelopment Authority; the Department of Commerce's Division of Public Railways; the Midlands Technical College Enterprise Campus Authority; the Trident Technical College Enterprise Campus Authority; the Commissioners residence at the Department of Corrections and the Educational Television Commission's Key Road property.

The Educational Television Commission shall be authorized to retain the net proceeds from the sale of its property on Key Road, and such proceeds may be used for the renovation of the ETV Telecommunications Center and other maintenance and operating expenses. If it is determined that sufficient net proceeds are not to be derived from the sale of its property on Key Road to cover the cost of all renovations of the Telecommunications Center, the property on Key Road shall not be sold. Any proposed sale hereunder shall, prior to said sale, be submitted to the Department of Administration for approval as being in compliance with the requirements of this subsection. [Continues]

1A.23. (SDE-EIA: Reading) Of the funds appropriated for reading/literacy, the Department of Education, schools, and districts shall ensure that resources are utilized to improve student achievement in reading/literacy. To focus on the importance of early reading and writing skills and to ensure that all students acquire reading/literacy skills by the end of grade three, fifty percent of the appropriation shall be directed toward acquisition of reading proficiency to include, but not be limited to, strategies in phonemic awareness, phonics, fluency, vocabulary, and comprehension. Forty percent of the appropriation shall be directed toward classroom instruction and intervention to focus on struggling readers and writers in grades four through eight. Ten percent of the appropriation should be directed toward acceleration to provide additional opportunities for deepening and refinement of literacy skills.

Fifty percent of the funds shall be allocated to school districts based on the number of weighted pupil units in each school district in proportion to the statewide weighted pupil units using the one hundred thirty-five day count of the prior school year. Fifty percent of the funds shall be allocated to the Department of Education to provide districts with research-based strategies and professional development and to work directly with schools and districts to assist with implementation of research-based strategies. When providing professional development the department and school districts must use the most cost effective method and when able utilize ETV to provide such services throughout the

state. The department shall provide for an evaluation to review first year implementation activities and to establish measurements for monitoring impact on student achievement.

1A.36. (SDE-EIA: ETV Teacher Training/Support) Of the funds appropriated in Part IA, Section 1, VIII.E. South Carolina Educational Television must provide training and technical support on the educational resources available to teachers and school districts.

1A.43. (SDE-EIA: EOC Partnerships for Innovation) Of the funds appropriated or carried forward from the prior fiscal year, the Education Oversight Committee is directed to participate in public-private partnerships to promote innovative ways to transform the assessment of public education in South Carolina that support increased student achievement in reading and college and career readiness. The Education Oversight Committee may provide financial support to districts and to public-private partnerships for planning and support to implement, sustain and evaluate the innovation and to develop a matrix and measurements of student academic success based on evidence-based models. These funds may also be used to support the innovative delivery of science, technology, and genetic education and exposure to career opportunities in science, including mobile science laboratory programs, to students enrolled in the Abbeville equity school districts and students in high poverty schools. These funds may also focus on creating public-private literacy partnerships utilizing a 2:1 matching funds provision when the initiative employs research-based methods, has demonstrated success in increasing reading proficiency of struggling readers, and works directly with high poverty schools and districts. The committee will work to expand the engagement of stakeholders including state agencies and boards like the Educational Television Commission, businesses, and higher education institutions. The committee shall annually report to the General Assembly on the measurement results.

The Education Oversight Committee and the Department of Education shall recommend to the Senate Finance Committee and to the House Ways and Means Committee a plan to develop and implement a strategic grants process for reviewing, awarding, and monitoring innovative education strategies in schools and districts. The plan would identify the process and priority areas for funding that address the educational needs of the state. The plan must be submitted by January 15, 2018.

Agency Deliverables

In its PER, the agency provides the Committee with a list of deliverables. They are included in Table 1 below.

Table 1. Agency deliverables..

Deliverable	Applicable Laws	Deliverable is provided because...	Associated Organizational Unit	Does the agency evaluate the outcome obtained by customers / individuals who receive the service or product (on an annual basis)?	Does the agency know the annual # of potential customers?	Does the agency know the annual # of customers served?	Does the agency evaluate customer satisfaction?	Does the agency know the cost it incurs, per unit, to provide the service or product?	Does the law allow the agency to charge for the service or product?	Greatest potential harm to the public if deliverable is not provided	1-3 recommendations to the General Assembly, for how the General Assembly can help avoid the potential harm	Other state agencies whose mission the deliverable may fit within
Various reporting/compliance requirements	47 U.S.C. Section 396	Require	All units	Yes	Yes	Yes	No	No	No		1. 2. 3.	
Various reporting/compliance requirements	Title 47 C.F.R. Chapter I	Require	All units	No	No	No	No	No	Yes	Less funding available to promote and support public broadcasting; less access to non-commercial high quality content and telecommunications	1. n/a 2. 3.	Department of Administration
Study of the use of educational television for instructional purposes in	Section 59-7-40	Require	President's Office and Education	Yes	Yes	Yes	Yes		Yes	Compromised regulation of interstate communications to include broadband,	1. n/a 2. 3.	Department of Administration

Deliverable	Applicable Laws	Deliverable is provided because...	Associated Organizational Unit	Does the agency evaluate the outcome obtained by customers / individuals who receive the service or product (on an annual basis)?	Does the agency know the annual # of potential customers?	Does the agency know the annual # of customers served?	Does the agency evaluate customer satisfaction?	Does the agency know the cost it incurs, per unit, to provide the service or product?	Does the law allow the agency to charge for the service or product?	Greatest potential harm to the public if deliverable is not provided	1-3 recommendations to the General Assembly, for how the General Assembly can help avoid the potential harm	Other state agencies whose mission the deliverable may fit within
public schools statewide										competition, spectrum, media, public safety, security, and modernization		
Report to General Assembly	Proviso 8.2	Require	President's Office, and Engineering	Yes	Yes	Yes	Yes	No	No	Lack of quality resource options for public school	1. n/a 2. 3.	Education Oversight Committee Department of Education First Steps to School Readiness
Report to General Assembly	Proviso 8.4	Require	President's Office, Engineering, and Administration/HR	Yes	Yes	Yes	Yes	No	No	Restricted use to much needed to fund capital needs (i.e., broadcast industry standards changes, existing equipment repair, maintenance and replacement needs, and operational costs)	1. n/a 2. 3.	Department of Administration
School Technology Initiative	Proviso 117.27	Require	President's Office, Engineering	Yes	Yes	Yes	Yes	No	No	Restricted use of revenue generated from	1. n/a 2. 3.	Department of Administration

Deliverable	Applicable Laws	Deliverable is provided because...	Associated Organizational Unit	Does the agency evaluate the outcome obtained by customers / individuals who receive the service or product (on an annual basis)?	Does the agency know the annual # of potential customers?	Does the agency know the annual # of customers served?	Does the agency evaluate customer satisfaction?	Does the agency know the cost it incurs, per unit, to provide the service or product?	Does the law allow the agency to charge for the service or	Greatest potential harm to the public if deliverable is not provided	1-3 recommendations to the General Assembly, for how the General Assembly can help avoid the greatest potential	Other state agencies whose mission the deliverable may fit within
			g, and Education							coordinating tower and antenna operations within state government		
SDE-EIA: Reading	Proviso 1A.23	Require	President's Office and Education	Yes	Yes	Yes	Yes	No	No			
SDE-EIA: ETV Teacher Training/Support	Proviso 1A.36	Require	President's Office and Education	Yes	Yes	Yes	Yes	No	No			

Agency Customers

In its 2016-2017 Annual Accountability Report, the agency provides the Committee with a list of deliverables. They are included in Table 2 below.

Table 2. SCETV Services/Products and Customer Segments

Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Emergency preparedness alerts and infrastructure to deliver messages	Executive Branch/State Agencies
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Content for Television and Web	Legislative Branch
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Streaming web coverage of the S.C. Supreme Court hearings; http://www.judicial.state.sc.us/SCvideo/	Judicial Branch
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Pre-K 12 Content and teacher professional development	School Districts
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Statewide awareness of industry initiatives	Industry - Examples include S.C. Chamber of Commerce, community development organizations, new and expanded services (including the S.C. Ports Authority and S.C. Telehealth Alliance)
Internal Administration	Citizens of SC who watch or listen to ETV for educational media (i.e., TV, radio, or web), entertainment and/or learning	TV and Radio Content	General Public - Age: All ; Gender: All; Economic Requirements: All Incomes; Required Conditions: Access
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Awareness and outreach	Professional Organization - Examples include S.C. Association of School Administrators, TransformSC, and S.C. Afterschool Alliance

Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
Internal Administration	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Web, television, and radio features on initiatives impacting local governments and public education	Local Govts.
Transmissions & Reception	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Statewide infrastructure to support the Governor's Office and agencies that provide emergency preparedness	Executive Branch/State Agencies
Transmissions & Reception	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Television and radio broadcast and web support for emergency preparedness and transparency	Industry - Examples include tourism, transportation, and small businesses
Transmissions & Reception	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Television and radio broadcast and web support for emergency preparedness and transparency	Professional Organization - Examples include SC HEART, S.C. Broadcasters Association, and S.C. Law Enforcement Officers Association
Communications	Citizens of SC who watch or listen to ETV for educational media (i.e., TV, radio, or web), entertainment and/or learning	TV and Radio Content	General Public - Age: All ; Gender: All; Economic Requirements: All Incomes; Required Conditions: Access
Public Education	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Pre-K 12 Content (including K-12 educational modules that meet S.C. curriculum standards) and teacher professional development	School Districts
Public Education	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Web, television, and radio features on initiatives	Local Govts.
Public Education	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Web, television, and radio features on initiatives	Professional Organization - Examples include SCASA, SC Palmetto Teachers Association, and SC Home-School Association
Higher Education	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Web, television, and radio features on initiatives	Professional Organization - Examples include SC Association of Independent Colleges, SC Technical

Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
			Education System, and 4-year public colleges and universities throughout the state
Higher Education	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Web, television, and radio features on initiatives	Executive Branch/State Agencies
Radio Content	Citizens of SC who watch or listen to ETV for educational media (i.e., TV, radio, or web), entertainment and/or learning	TV and Radio Content	General Public - Age: All ; Gender: All; Economic Requirements: All Incomes; Required Conditions: Access
Radio Content	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	S.C. Business Review	Industry - Small and large businesses that impact economic development including but not limited to education, economic development, and arts/cultural
Television Content	Citizens of SC who watch or listen to ETV for educational media (i.e., TV, radio, or web), entertainment and/or learning	Content for Television and Web	General Public - Age: All ; Gender: All; Economic Requirements: All Incomes; Required Conditions: Access
Television Content	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Streaming and television broadcast and web coverage	Executive Branch/State Agencies
Television Content	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Online training	Executive Branch/State Agencies
Television Content	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Content for Television and Web	School Districts
Local & Transparency	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Streaming services/Web distribution	Executive Branch/State Agencies

Divisions or Major Programs	Description	Service/Product Provided to Customers	Customer Segments
Local & Transparency	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Television Broadcast and Web Streaming	Legislative Branch
Local & Transparency	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Streaming and television broadcast and web coverage	Judicial Branch
Enterprise	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Diverse Educational Platforms Content Development; Work Force Development projects that support statewide employment initiatives	Industry - Small and large businesses that impact economic development including but not limited to education, economic development, and arts/cultural
Enterprise	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Live News Shots; Informational Video; Transparency-Local Government; Television Broadcast Programming; Image Videos; Television Broadcast Segments; Public Awareness Videos and Broadcast Segments	Executive Branch/State Agencies
Enterprise	Businesses, organizations, or agencies using ETV's digital infrastructure and technical expertise for training, to support emergency preparedness, or transparency	Public Information and Community Engagement	Professional Organization - Small and large professional organizations that impact economic development including but not limited to education, economic development, and arts/cultural

ORGANIZATION

Governing Body (i.e. director, commissioners, trustees, etc.)

The South Carolina ETV Commission was created in 1960 in Section 21-60 (now Section 59-7-10) of the Code of Laws of South Carolina. The Commission is charged with developing a statewide educational communications system to serve the needs of the people of South Carolina. The Commission transmits ETV programs to the public schools, institutions of higher education, other state agencies, and the general public through a statewide system, including broadcast transmitters and the Internet. The Commission also assists state schools and agencies with other communications needs and with the development of instructional and educational technology materials such as educational radio programs, online resources, and printed materials. ETV serves as an emergency communications backbone for the State.

The current Commission is comprised of nine members (one member from each Congressional District, a chairman from the state-at-large, and the State Superintendent of Education) who are reimbursed mileage and a \$35 per day per diem.

There are currently no term limits for members of the Commission. Members are appointed by the Governor and serve six-year, staggered terms. Commission membership also includes the Superintendent of Education who is elected. A member continues to serve at the end of his/her term until he/she is either replaced, reappointed, or resigns.

The Commission meets at the call of the Chair and typically meets every other month.

Table 3. Agency board members, and date term expires.

Position	Current Members	Appointed By	Appointed Date	Expiration Date
1 st Congressional District	Parker Harrington	Governor Nikki R. Haley	3/28/2014	6/23/2020
2 nd Congressional District	Elise Bidwell	Governor	10/11/2012	6/23/2018
3 rd Congressional District	Craig Kinley	Governor Nikki R. Haley	3/25/2014	6/30/2020
4 th Congressional District	Karen Martin	Governor Nikki R. Haley	9/25/2012	6/23/2016
5 th Congressional District	David Viperman	Governor Nikki R. Haley	3/31/2014	6/30/2020
6 th Congressional District	Nicole Holland	Governor Nikki R. Haley	1/20/2017	6/23/2022
7 th Congressional District	Jill Kelso Holt	Governor Nikki R. Haley	3/31/2014	6/23/2020
At-Large	Brent Nelson, Chair	Governor Nikki R. Haley	3/28/2014	6/23/2020
Superintendent of Education	Molly Spearman			

Organizational Units

The agency's Program Evaluation Report (PER) includes information about its organizational units.² Every agency has some type of organization and hierarchy. Within the organization are separate units. An agency may refer to these units as departments, divisions, functional areas, cost centers, etc. Each unit is responsible for contributing to the agency's ability to provide services and products.

To ensure agency employees understand how their work contributes to the agency's overall ability to provide effective services and products in an efficient manner, each organizational unit has at least one (and in most cases multiple), objectives, strategies, or goals for which it is solely responsible.

SCETV is comprised of nine organizational units: (1) Office of the President/CEO; (2) Administration/HR; (3) SC Public Radio and SCETV Programming; (4) Education; (5) Content; (6) Engineering; (7) Communications; (8) Underwriting; and (9) Finance/Procurement.

The **Office of the President/CEO** organizational unit provides strategic direction and vision for the organization to include managing agency resources and providing services for education, government, business, and viewers. Table 4 provides additional information about the unit.

Table 4. SCETV Organizational Unit: Office of the President/CEO

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	0%	0%	0%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	No		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	N/A		

The **Administration/Human Resources** organizational unit is responsible for human resources, information technology, and facilities/fleet. Table 5 provides additional information about the unit.

Table 5. SCETV Organizational Unit: Administration/Human Resources

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	4.7%	1%	0%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	Yes		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	Some		

The **SC Public Radio and SCETV Programming** organizational unit focusses on public radio and television programming. Table 6 provides additional information about the unit.

Table 6. SCETV Organizational Unit: SC Public Radio and SCETV Programming

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	26.7%	10%	31.8%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	No		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	N/A		

The **Education** organizational unit manages initiatives pertaining to Pre-K-12 and law enforcement and public services (including professional development, instructional content, web services, public awareness and communications). Table 7 provides additional information about the unit.

Table 7. SCETV Organizational Unit: Education

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	4.1%	8.3%	8.3%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	No		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	N/A		

The **Engineering** organizational unit is responsible for broadcast operations, studio operations, educational technology, and transmissions. Table 8 provides additional information about the unit.

Table 8. SCETV Organizational Unit: Engineering

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	0%	4.9%	7.1%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	Yes		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	Some		

The **Communications** organizational unit is responsible for agency and on-air communications as well as public events. Table 9 provides additional information about the unit.

Table 9. SCETV Organizational Unit: Communications

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	0%	0%	0%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	No		

Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	N/A
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The **Underwriting** organizational unit manages the corporate sponsorship program. Table 10 provides additional information about the unit.

Table 10. SCETV Organizational Unit: Underwriting

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	20%	25%	0%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	No		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	N/A		

The **Finance/Procurement** organizational unit manages the corporate sponsorship program. Table 11 provides additional information about the unit.

Table 11. SCETV Organizational Unit: Finance/Procurement

Details:	2014-15	2015-16	2016-17
What is the turnover rate?	0%	40%	40%
Is employee satisfaction evaluated?	No		
Is anonymous employee feedback allowed?	Yes		
Do any positions require a certification (e.g., teaching, medical, accounting, etc.)	Yes		
Did the agency pay for, or provide classes/instruction needed to maintain all, some, or none of required certifications?	Some		

Organizational Chart

Figure 2 includes an organizational chart, current as of April 23, 2018. Detail about the organization of each unit can be found in the agency's program evaluation report.

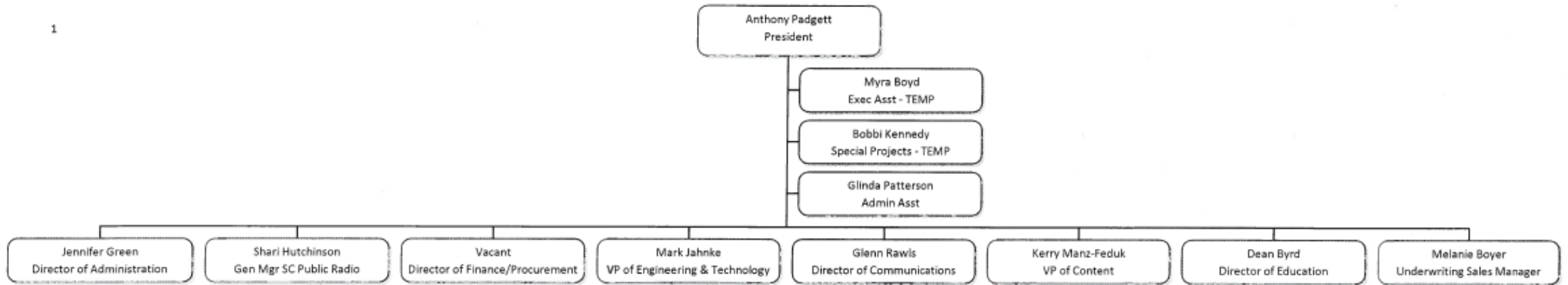


Figure 2. SCETV major units organizational chart.

Internal Audits

In the Program Evaluation Report, the Committee asks the agency to provide information about internal audit process, if it has one. The agency **does not currently have an internal audit process**.

Records Management

In the Program Evaluation Report, the Committee asks the agency if it is current with transferring records, including electronic ones, the Department of Archives and History. The Committee also requests a copy of the agency's records management policy. SCETV's response is below.

Currently, we do not transfer records to the Department of Archives and History. We have had several conversations with Department staff particularly as it relates to electronic records storage. We are also reviewing the Department's State Record Center criteria for records storage to determine the appropriateness of such transfers in the future. We do not have a records management policy but we do adhere to general records retention schedules that apply to state agencies. There are plans to develop a policy in the future.

COMMITTEE CONTACT INFORMATION



- Website - <http://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee.php>
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¹ SC House of Representatives, House Legislative Oversight Committee, "Program Evaluation Report April 18, 2018)," under "Committee Postings and Reports," under "House Legislative Oversight Committee," and under "ETV Commission"
https://www.scstatehouse.gov/CommitteeInfo/HouseLegislativeOversightCommittee/AgencyWebpages/ETV/PER_PDF42318.PDF. Hereinafter, "Agency PER."