

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

TO	DATE
Roberts/FOIA	1-16-14

DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER 000237	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR CC: <i>Lee, Larimore</i> <i>Cleared 1/21/14, letter attached.</i>	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____ <input checked="" type="checkbox"/> FOIA DATE DUE <i>1-31-14</i> <input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.			
2.			
3.			
4.			

## Brenda James

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**From:** Patty H Larimore  
**Sent:** Wednesday, January 15, 2014 10:12 AM  
**To:** Brenda James  
**Cc:** Vicki Johnson  
**Subject:** FW: [Secure] RE: Request for Copy of Winning Bid for RFP-012-10-PL

Good morning Brenda,

Vicki Johnson requested I forward you the below email to begin the FOIA process. Byron and Vicki are reviewing the report to determine if it can be released.

Please let me know if you have questions.

Thanks

Patty

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**Patty H Larimore**  
*Procurement Manager II*  
[LARIMPH@scdhhs.gov](mailto:LARIMPH@scdhhs.gov)  
803.898.2667  
[www.scdhhs.gov](http://www.scdhhs.gov)



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**From:** Tina Rourk [<mailto:trourk@meillerassociates.com>]  
**Sent:** Thursday, January 09, 2014 11:18 AM  
**To:** Patty H Larimore  
**Subject:** RE: [Secure] RE: Request for Copy of Winning Bid for RFP-012-10-PL

Patty,

Hope this email finds you well and that you had a great holiday!

Is the final risk assessment report that was provided as a deliverable for RFP-012-10-PL to South Carolina Health and Human Services available under the Freedom of Information Act? If so I would like to request a copy of it.

Best regards,  
Tina Rourk

***Tina Rourk***

*Practice Leader  
IT Optimization & Planning*

**DM&A** *Diane Meiller and Associates, Inc.*  
*Performance Excellence Consulting*

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**From:** Patty H Larimore [<mailto:LARIMPH@scdhhs.gov>]

**Sent:** Thursday, December 12, 2013 10:27 AM

**To:** Tina Rourk

**Subject:** [Secure] RE: Request for Copy of Winning Bid for RFP-012-10-PL



**This is a secure message.**

**Click here by 2013-12-12 09:27 CST to read your message.**  
**After that, open the attachment.**

[More Info](#)

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TO:

FROM:

SUBJECT: Cost of Processing FOIA Request #

The South Carolina Department of Health and Human Services has received and processed your FOIA request. The cost for processing this information is as follows:

Staff processing time at \$10.00 per hour \_\_\_\_\_ Hours \$ \_\_\_\_\_

Pages copied at \$.10 per page \_\_\_\_\_ Pages \$ \_\_\_\_\_

Pages faxed at \$.20 per page \_\_\_\_\_ Pages \$ \_\_\_\_\_

Shipping and Handling Costs \$ \_\_\_\_\_

Other costs associated with the FOIA request: \_\_\_\_\_ \$ \_\_\_\_\_

**Total Amount Due SCDHHS:** \$ \_\_\_\_\_

Please remit the above amount to the following address:

**Bureau of Fiscal Affairs**  
South Carolina Department of Health and Human Services  
Post Office Box 8297  
Columbia, South Carolina 29202-8297

Please contact \_\_\_\_\_ should you have any questions.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date:

Log #237



Nikki Haley GOVERNOR  
Anthony Keck DIRECTOR  
P.O. Box 8206 Columbia, SC 29202  
[www.scdhhs.gov](http://www.scdhhs.gov)

January 21, 2014

Tina Rourk  
Diane Meiller and Associates, Inc.  
255 South Orange Avenue, Suite 1510  
Orlando, FL 32801

Dear Ms. Rourk:

Your Freedom of Information Act request dated January 9, 2014 was referred to me for handling. You asked whether the final risk assessment report provided as a deliverable to RFP-012-10-PL is available under the Freedom of Information Act. Under S.C. Code Ann. §30-4-20(c), the definition of "Public Record" specifically states, "[i]nformation relating to security plans and devices proposed, adopted, installed, or utilized by a public body,... is required to be closed to the public and is not considered to be made open to the public under the provisions of this act." Thus, the risk assessment requested is not a public record under the Freedom of Information Act, as it relates to security plans of the Department of Health and Human Services, and will not be provided.

If you have any additional questions, please feel free to contact me at (803) 898-2648.

Sincerely,

A handwritten signature in blue ink, appearing to read "Vicki Johnson", with a long horizontal flourish extending to the right.

Vicki Johnson  
Assistant General Counsel

VJ/lb