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CC: Broome, Darryldbroom@aging.sc.gov
Date: 11/2/2017 2:48:50 PM
Subject: Santee-Lynches Contract for Legal Services

(So thought I sent this yesterday but I apparently never hit send)

Good Morning Danny,

Per your request here is a short briefing on the Legal Services Contract Review Process and the situation with the Santee-Lynches AAA (Clarendon, Kershaw, Lee and Sumter Counties) should any member of the legislature reach out to the Lieutenant Governor.

Pursuant to the LGOA Policies and Procedures Manual that the AAAs are required to follow there should have been a contract in place for Legal Services as of the end of the FY on June 30, 2017. There is an automatic 90 day grace period giving AAAs until September 30th to enter into these contracts/ allowing them to operate under the old one until they do. As of this time several AAAs have still not submitted a contract for the 2017-2018 year and many of the contracts include a deficiency that makes for an inappropriate contract. The LGOA does not have prior approval on AAA contracts but they do have the authority to review them for appropriateness after they are submitted. The primary target of this review is to ensure that contracts meet the requirements for assurances in the Older Americans Act. As an example: Some contracts have provisions that may be appropriate for other programs but are in direct conflict with the Older Americans Act when applied to the legal services program.

We have given AAAs until November 3rd to submit a completed contract, this is more than 120 days after their contracts should have been in place. Failure to submit a completed contract at all will result in immediate notice of noncompliance. Those that submit completed contracts will have their contracts reviewed and be issued a specific notice of deficiencies (should they exist) by November 17th. After November 17th, the AAA will have until January 15th, 2018 to submit an appropriate contract.

Currently, any units earned by legal services through October 31st will be reimbursed, however units earned in November will not be reimbursed until a back-dated appropriate contract is submitted. (Again this only applies to AAAs that submit a completed contract by November 3rd, those who fail to submit a completed contract by November 3rd are subject to immediate action).

As to Santee-Lynches AAA:

On Friday, October 27, 2017, the Director of SLRCOG/AAA emailed the LGOA to inform the LGOA they would not accept or reimburse units from SC Legal Services until they received notice that they were in compliance. SLRCOG/AAA has submitted a completed contract and thus falls under the above structure for review and correction, should correction be necessary.

Best Regards,
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