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Subject: LAC Nominating Committee

Senators, thank you for serving as Lt. Governor Bryant's appointees to the LAC nominating committee. LAC Executive Director, Earle Powell, informs us that in the last iteration of this the House members led the organization, and so now it's the turn of the Senate. Please see below the statute that covers your committee, and you'll see that it leaves a lot of discretion.

SECTION 2-15-20. Nominating committee.

The nominating committee must be composed of six members, three of whom must be appointed by the President of the South Carolina Senate and three of whom must be appointed by the Speaker of the South Carolina House of Representatives. The nominating committee shall present not more than three nominees for each vacancy. When a vacancy occurs, the director shall immediately notify those charged with appointing the nominating committee. If the General Assembly is in session at the time notice is given, a nominating committee must be appointed within fifteen days of the notification and the election must be held within forty-five days of the notification and no later than sine die adjournment of the General Assembly. If the General Assembly is not in session and a vacancy exists in the non ex officio members of the council, the Speaker and President of the Senate, acting jointly, shall fill the vacancy until an election can be held.

HISTORY: 1962 Code Section 30-112; 1974 (58) 2608; 1975 (59) 178; 1995 Act No. 8, Section 2.

SECTION 2-15-30. Terms of office; prohibition of membership to members of General Assembly; chairman.

The terms of office of the members of the Council shall be for six years and until their successors are appointed and qualify, except that of the initial members, one shall be elected for the term of two years, one for a term of four years and one for a term of six years. No person who is either a member of the General Assembly or has served in the General Assembly during the preceding two years shall be elected to the Council. Any member may succeed himself on the Council. The Council shall elect its own chairman.

HISTORY: 1962 Code Section 30-113; 1974 (58) 2608; 1975 (59) 178.

I believe that the DEW Appellate Panel screening committee is most analogous, but it also is quite explicit in the operation and duties of the committee. Please see 41-27-700 et. seq for that information. You might find the recent work of the DEW committee helpful, and Ms. Lisa Widener should have information to share. Below you can see video of a 2012 Appellate Panel screening committee hearing. Your hearings hopefully will be less eventful.

<https://www.youtube.com/watch?v=3-NM79A-zOM>

Please let me know if we can be more helpful, and thank you for your service.

Danny

