

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Roberts/FOIA</i>	DATE <i>8-28-12</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>100062</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>CC: Singleton, Root, Stensland</i> <i>Cox</i> <i>closed 8/7/12, letter attached.</i>	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____
	<input checked="" type="checkbox"/> Necessary Action DATE DUE <i>9-12-12</i>

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

From: Jeff Stensland
Sent: Tuesday, August 28, 2012 12:58 PM
To: Brenda James
Subject: FW: FOIA - July 1, 2006 version of Medicaid Provider Manual for Children's Behavioral

RECEIVED

AUG 28 2012

Please log

From: Robert Butcher [<mailto:RButcher@camdensc-law.com>]
Sent: Friday, August 24, 2012 5:18 PM
To: Jeff Stensland
Subject: RE: FOIA - July 1, 2006 version of Medicaid Provider Manual for Children's Behavioral

Department of Health & Human Services
OFFICE OF THE DIRECTOR

The Freedom of Information Act, S.C. Code Ann. 30-4-20 et. seq., as amended, gives private individuals the right to copy and inspect public records of public bodies. Specifically, 30-4-20(a) defines a public body as any department of the State, any State board commission, agency and authority, any public or governmental body or political subdivision of the State. Your agency clearly falls within this definition of a public body.

Section 30-4-20(c) of the Act defines a public record as all books, papers, maps, photographs, cards, tapes, recordings or other documentary materials regardless of physical form or characteristics prepared, owned, used, in the possession of, or retained by a public body. The requested records fall within this definition of public record.

The exceptions to the broad disclosure provisions of the Freedom of Information Act concerning disclosure of records which constitute trade secrets, information of a personal nature, records of law enforcement agencies, and the other exceptions set forth in the Act are inapplicable to this request. If, however, you believe that any of the public records subject to this request are exempt from production under the Act, please identify all such documents in order that I may evaluate the claimed exemptions.

Please note that the Act provides that the person requesting the public records may copy them. See S.C. Code Ann. 30-4-30(c). We are prepared to pay for the costs of copying the materials.

Pursuant to Section 30-4-30(c) of the Act, please either grant or deny this request for the inspection and copying of all of the requested public records within fifteen (15) days after the receipt of this request. The requests are as follows:

The July 1, 2006 version of the Medicaid Provider Manual for Children's Behavioral Services; or
The provider manual in effect during April and May 2010.*

An update was made on June 1, 2010 and I have downloaded that manual.

Thank you and have a great weekend.

Robert J. Butcher
The Camden Law Firm, PA

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Camden, South Carolina 29020
Post Office Box 610
Camden, South Carolina 29021

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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:



September 7, 2012

Robert J. Butcher, Esquire
The Camden Law Firm, PA
1029 Broad Street
Camden, SC 29021

Re: Medicaid Provider Manual for Children's Behavioral

Dear Mr. Butcher:

Your e-mail to Jeff Stensland of August 28, 2012 was forwarded to us for a response. Enclosed is a copy of the updated cds for Children's Behavioral Health Manual that was in effect as of April and May 2010. The manual is overwritten with each update. However, if you would like a copy of the original July 1, 2006 manual, let us know and it can be provided.

Our expense for reproducing this information is thirteen and 40/100 dollars (\$13.40). These cds are true and accurate information directly from computerized information kept in the normal course of Department business. Please make the check payable to the Department of Health and Human Services and send it to:

Department of Health and Human Services
Department of Receivables
Post Office Box 8297
Columbia, SC 29202-8297

I hope this information is helpful to you. Please contact me if you need additional information.

Sincerely,

Richard G. Hepfer
Deputy General Counsel

RGH/h
Enclosures

cc: Lynette D. Wilson, Receivables (w/o enclosures)