

**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR**

**ACTION REFERRAL**

<b>TO</b> <i>Mells</i>	<b>DATE</b> <i>3-25-09</i>
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<b>DIRECTOR'S USE ONLY</b>		<b>ACTION REQUESTED</b>	
1. LOG NUMBER  <i>100525</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____  <input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE <i>4-1-09</i>  <input type="checkbox"/> FOIA DATE DUE _____  <input type="checkbox"/> Necessary Action		
2. DATE SIGNED BY DIRECTOR  <i>cc: Mrs. Forlmer</i> <i>cleared 3/24/09, e-mail</i> <i>response attached.</i>			

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

**RECEIVED**

MAR 24 2009

Department of Health & Human Services  
OFFICE OF THE DIRECTOR



## State of South Carolina

8

### Office of the Governor

MARK SANFORD  
GOVERNOR

Post Office Box 12267  
COLUMBIA 29211

March 20, 2009

Dear Agency Head,

As you are aware, Congress and President Obama recently enacted the American Recovery and Reinvestment Act of 2009 (ARRA), which will allow approximately \$2.8 billion in borrowed federal dollars to flow to South Carolina in the next two years. Most of these dollars will come in the form of increased formula funding through various programs already administered in our state.

Since the beginning of our administration, we have adhered to the notion that government should treat the taxpayers' dollars as if they were their own. That is why we asked Comptroller General Richard Eckstrom to work with us on establishing a transparency website – which has been operating for the last year – for all state dollars. We have once again asked General Eckstrom to spearhead the state's efforts to provide full accountability and transparency for the funds provided in ARRA. In concert with those efforts, we have created the South Carolina Task Force on Accountability and Transparency, chaired by the Comptroller General and working with the State Auditor, the South Carolina Budget Office, and your respective agency. Please see Executive Order 2009-03 attached.

The Task Force's main purpose will be to oversee and account for the stimulus funds spent by state agencies in South Carolina. The group will also be asked to coordinate efforts between state and local government entities to ensure that taxpayer money is spent with efficiency and integrity.

To assist the Task Force, and our office, we are asking you to designate one person to be the point person to follow the impact of stimulus funds on your agency. Please provide their name and contact information to Bob Frisina at (803)734-5223 or [bfrisina@gov.sc.gov](mailto:bfrisina@gov.sc.gov). Your designate will be asked to report all funds that your agency receives from the stimulus bill – either through existing formulas or grant applications. We would also ask that your agency inform the Task Force before it applies for grants funded by the ARRA.

Thank you for the hard work that you do for our state and please call my staff with any questions. Take care.

Sincerely,

A handwritten signature in dark ink, appearing to read "Mark Sanford".

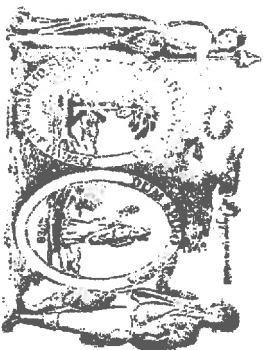
Mark Sanford

MS/js

Attachment

State of South Carolina  
Executive Department

FILED  
MAR 20 2009  
Mark W. Hines  
SECRETARY OF STATE 8



Office of the Governor

EXECUTIVE ORDER No.

2009-03

WHEREAS, the Congress and President of the United States enacted the American Recovery and Reinvestment Act of 2009 ("the Act"), which provides for the expenditure of \$500 billion in federal funds for infrastructure investment, health care and welfare programs, and other public works; and

WHEREAS, the Act entitles the State of South Carolina to \$2.84 billion in federal funds for various public projects and programs; and

WHEREAS, the Act directs much of the stimulus funds programmatically to state and local governmental entities without requiring the approval or oversight of either the Governor or the General Assembly; and

WHEREAS, the expenditure of massive amounts of stimulus funds without oversight creates the possibility of government waste and fraud; and

WHEREAS, a coordinated effort to oversee and account for the expenditure of stimulus funds is fundamental to ensuring that taxpayer money is spent with efficiency and integrity; and

WHEREAS, pursuant to S.C. Code Ann. § 1-3-10, public officers have a duty to "immediately furnish to the Governor, in such form as he may require, any information desired by him in relation to their respective affairs or activities," a directive that is consistent with the constitutional authority found in Article IV, Section 17, of the South Carolina Constitution, which provides that "[a]ll state officers, agencies, and institutions within the Executive Branch shall, when required by the Governor, give him information in writing upon any subject relating to the duties and functions of their respective offices."

NOW, THEREFORE, I hereby establish the South Carolina Stimulus Oversight, Accountability, and Coordination Task Force ("Task Force"). The Task Force shall coordinate efforts among state and local governmental entities to maintain transparency, accountability, efficiency, and consistency with the Act in the spending of stimulus funds. In addition, the Task Force shall consult with the Senate Finance Committee and the House Ways and Means Committee to prevent annualizations and ensure that stimulus funds are not used to fund

existing obligations or programs that are currently funded in the Annual Appropriations Act. The Task Force shall be comprised of the following officials or their designee:

- (1) South Carolina Comptroller General, who shall serve as the Chair of the Task Force;
- (2) South Carolina State Auditor, who shall exercise all powers provided pursuant to Title 11, Chapter 7, of the South Carolina Code of Laws to ensure that the accounting of all stimulus funds complies with state and federal law and other applicable government accounting standards and who shall assist the Comptroller General in his role as Chair of the Task Force; provided, however, that the State Auditor shall not perform any task which would jeopardize his independence as required by S.C. Code Ann. § 11-7-45;
- (3) South Carolina Treasurer;
- (4) South Carolina Superintendent of Education;
- (5) Secretary of the South Carolina Department of Transportation;
- (6) Director of the South Carolina Department of Health and Human Services;
- (7) Director of the Department of Social Services;
- (8) Secretary of the South Carolina Department of Commerce;
- (9) Chief of the State Law Enforcement Division;
- (10) Director of the Department of Public Safety;
- (11) Director of the Department of Natural Resources;
- (12) Commissioner of the Department of Health and Environmental Control;
- (13) Director of the Office of Economic Opportunity;
- (14) Executive Director of the Budget and Control Board;
- (15) Director of the South Carolina Energy Office;
- (16) Executive Director of the South Carolina State Housing Finance and Development Authority;
- (17) Director of the Budget and Control Board's Office of State Budget; and
- (18) Other public officials receiving or applying for stimulus funds, as hereafter appointed by the Governor.

**FURTHER**, pursuant to Article IV, Section 17, of the South Carolina Constitution and S.C. Code Ann. § 1-3-10, I hereby order that all State and local governmental entities that apply for, receive, or otherwise administer programs receiving funds from the Act provide the Task Force with such documents as it deems necessary to ensure that stimulus funds are expended, awarded, or otherwise distributed prudently, ethically, efficiently, and consistent with state and federal law.

This Order shall take effect immediately.



GIVEN UNDER MY HAND AND THE  
THE GREAT SEAL OF THE STATE OF  
SOUTH CAROLINA, THIS 20<sup>th</sup> DAY  
OF MARCH, 2009

Mark Sanford  
MARK SANFORD  
Governor

Attest:

Mark Hammond  
MARK HAMMOND  
SECRETARY OF STATE

**From:** Emma Forkner  
**To:** bftisina@gov.sc.gov  
**CC:** William Wells  
**Date:** 3/24/2009 12:21 PM  
**Subject:** Executive Order

Bob,

We appreciate the opportunity to be part of the task force established to over see and account for the stimulus funds provided by the ARRA.

Mr. William Wells, Deputy for Finance and Administration is my designee to follow the impact of stimulus funds on DHHS. His email is [Wells@scdhhs.gov](mailto:Wells@scdhhs.gov) and telephone is 898-2503.

I do plan to attend the meetings as my schedule allows. Let me know if you have questions.

Thanks,  
Emma

Emma Forkner  
Director  
Department of Health and Human Services  
1801 Main Street  
Columbia, South Carolina 29201  
(803) 898-2504  
(803) 255-8338 fax