

From: Taylor, Richele
To: Philpott, Katie <KatiePhilpott@gov.sc.gov>
Date: 11/3/2016 3:31:26 PM
Subject: RE: Sorry I missed you...

Here is what you can say –

Our legal counsel, Richele Taylor, has put a hold on board appointments where one candidate is submitted instead of the “list” as required by statute. The recent FTC v. Dental case held that decision makers on a state licensing board must be subject to active supervision by the state, and one of these factors is how they are appointed. By providing “one” person instead of a list, this could be construed as a lack of supervision by the state. Also, past case law indicates that a board must submit a list. We have asked multiple boards who provided one member to submit a list to allow the Governor to exercise her authority. For those who have not done so, we have put on hold their appointments while we determine how best to work through this issue. We should resolve this before session, however we are being careful to ensure we maintain the requisite supervision.

From: Philpott, Katie
Sent: Thursday, November 03, 2016 1:46 PM
To: Taylor, Richele
Subject: FW: Sorry I missed you...

Can you get me that response for the Engineers and Surveyors Board issue (need a “list of candidates”) so that I can send it to Lisa?

Sorry, I know you’re busy.

Katie R. Philpott
Director of Boards and Commissions
Office of Governor Nikki R. Haley
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803.734.8051 (fax)

From: Lisa M. Widener [<mailto:LisaWidener@scsenate.gov>]
Sent: Tuesday, November 01, 2016 4:02 PM
To: Philpott, Katie
Subject: RE: Sorry I missed you...

You rock and roll ! Thanks for the update.



Lisa Manini Widener
Director of Research
Senate Labor, Commerce & Industry Committee
Office of Senator Thomas Alexander, Chairman
Post Office Box 142

Columbia, South Carolina 29202
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From: Philpott, Katie [<mailto:KatiePhilpott@gov.sc.gov>]
Sent: Tuesday, November 01, 2016 2:50 PM
To: Lisa M. Widener <LisaWidener@scsenate.gov>
Subject: RE: Sorry I missed you...

I will have an email response for you on this today or tomorrow.

Katie R. Philpott
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From: Lisa M. Widener [<mailto:LisaWidener@scsenate.gov>]
Sent: Friday, October 14, 2016 11:08 AM
To: Philpott, Katie
Subject: RE: Sorry I missed you...

No worries....I will catch up with you next week. Thanks for all you do!



Lisa Manini Widener
Director of Research
Senate Labor, Commerce & Industry Committee
Office of Senator Thomas Alexander, Chairman
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From: Philpott, Katie [<mailto:KatiePhilpott@gov.sc.gov>]
Sent: Friday, October 14, 2016 9:44 AM
To: Lisa M. Widener <LisaWidener@scsenate.gov>
Subject: Sorry I missed you...

I'm on an EMD executive call for the next hour.

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