

**Minutes
Legal Committee
South Carolina Education Lottery Commission
September 26, 2007
10 a.m.**

The Legal Committee of the South Carolina Education Lottery Commission met on Wednesday, September 26, 2007, at 10:00 a.m. in the Third Floor Conference Room at 1333 Main Street, Columbia, South Carolina.

The following Legal Committee members participated via teleconference:

Marvin Quattlebaum, Chair
Jimmy Bailey, Jr.
Lisa Stevens
Boykin Rose
Timothy Madden, Ex-Officio

An invitation was extended to the members of the Executive Committee who do not serve on the Legal Committee. Commissioners Ashley Landess, Commission Secretary, and Moffatt Burriss, Commission Treasurer, attended via teleconference.

The Chair called the meeting to order. The only agenda item related to personnel policies.

Hogan Brown, Director of Legal Services, explained that staff is seeking direction from the Committee concerning the adoption of personnel policies. The Board of Commissioners adopted certain employment policies in April of 2002. Staff would like to provide an employee handbook as a resource document for employees. Staff asked the Committee to determine whether the Commission or the Executive Director should issue the employee handbook.

Mr. Brown further explained that SCEL's Human Resources and legal staff coordinated with outside employment law counsel in developing a draft handbook and a political activity policy. Although more concise and flexible, the handbook provisions are generally consistent with state personnel policies and past Board actions.

The Executive Director recommends a more restrictive political activity policy than the one previously adopted by the Board. This proposed policy was presented because it is more restrictive than other similar policies applicable to other state employees.

Several questions were asked concerning the handbook and the Political Activity Policy.

Motion Adopted

Commissioner Rose made a motion that the Legal Committee recommend that the full Commission delegate to the Executive Director the responsibility to establish and implement personnel policies (by way of a handbook) as the Executive Director deems appropriate and to rescind the current policies adopted by the Board once the handbook is released. Chairman Madden seconded the motion, which was unanimously approved.

Other Business

Mr. Brown mentioned that the responses for the online gaming contract Request for Proposals (RFP) are due Monday, October 1, 2007. Members of an evaluation panel have been selected by the Executive Director and their review will begin as soon as possible after the proposals are received. He also highlighted the timeline of events leading up to an award and a timeline for a protest of an award, should that occur. The current online gaming contract is scheduled to expire on November 15, 2008. Chairman Madden asked Mr. Brown to provide the Commission with a written overview of the procurement process as it relates to the online contract.

Adjournment

There being no further business, the meeting was adjourned.

_____/s/_____
Marvin Quattlebaum, Jr., Chair

Date

As required by Section 30-4-80, notification for this meeting was posted at SCEL headquarters, 1333 Main Street in Columbia. As provided in the Commission bylaws, the meeting notice and agenda were also posted on the SCEL website, sceducationlottery.com, and sent via facsimile transmission pursuant to requests made by media outlets and other organizations. These notifications included the time, date, place and agenda of the meeting.