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Title of Document: South Carolina Department of Disabilities and Special Needs Commission Staff Linkage Delegation

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The South Carolina Department of Disabilities and Special Needs (DDSN) Commission authority delegated to staff is delegated through the State Director so that all authority and accountability of staff - so far as the Commission is concerned - is considered to be the authority and accountability of the State Director.

Accordingly:

1. The Commission requires the State Director to achieve certain results for certain recipients at a certain cost through the establishment of "Ends Policy," and limits the latitude the State Director may exercise in all "means" through the establishment of "Executive Limitations Policy."
2. As long as the State Director uses any reasonable interpretation of the Commission's "Ends and Executive Limitations" policies, the State Director is authorized to establish all directives, make all decisions, take all actions, establish all practices, and develop all activities.
3. As long as a particular delegation is in place, it will be respected by the Commission. Any unresolved concerns with interpretation of policies will be addressed through clarifying amendment of those policies.

DISTRICT I

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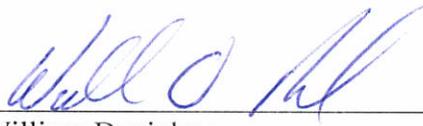
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4. Only decisions of the Commission acting as a body are binding upon the State Director. Decisions, instructions or requests of individuals are not binding on the State Director, except as specifically authorized by the Commission.
5. The Commission, in delegating its authority to promulgate directives that accurately express and apply federal and state laws and regulations, and Commission policies, retains its responsibility to govern the Department. Of particular concern to the Commission are directives regarding:
 - a. Department responsiveness in person-centered services as expressed in a money-follows-the-individual concept/practice and consumer choice of provider;
 - b. Establishment of family/consumer advisory councils by county DSN boards and private service providers, and regional and local human rights advisory groups;
 - c. Quality management of administration, finances, program and service delivery functions such as standards, licensing/certification and reviews, independent quality review, consumer/family surveys, annual independent financial audits, periodic compliance audits, special audits, critical incident reporting/tracking, abuse/neglect/exploitation reporting/follow-up;
 - d. Inclusion in appropriate directives those statements listed in rescinded Commission policies 106-03-CP: Commission Policies Relative to County DSN Boards/Private Agencies; 107-01-CP: Organization and General Duties of the S.C. Commission on Disabilities and Special Needs; 108-01-CP: General Duties of the Office of the State Director; 509-01-CP: Commission Policies Relative to Disabilities and Special Needs Services and Programs; and 400-13-CP: Private Practice or Employment by Employees of the Department, but not listed specifically in commission policies adopted to establish Policy Governance on January 18, 2007, but determined by the Commission to be appropriate "means" to be addressed by department directive.
6. Directives promulgated pursuant to this policy govern:
 - a. Contract Providers;
 - b. DSN Boards;
 - c. SC DDSN staff.

No directive is to be interpreted to limit Commission members' rights as citizens or hinder their fiduciary duties.



Fred Lynn
Vice Chairman
(Originator)



William Danielson
Chairman
(Approved)