

STATE ETHICS COMMISSION  
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STATE OF SOUTH CAROLINA  
STATE ETHICS COMMISSION

FOR COMMISSION USE ONLY:  
CASE NUMBER

c 2022 - 114

COMPLAINT FORM

**COMPLAINANT:** State Ethics Commission  
**ADDRESS:** 201 Executive Center Drive, Ste. 150,  
Suite 150, Columbia, SC 29210  
**TELEPHONE NUMBER:** 803.253.4192  
**TITLE:**

**RESPONDENT:** Daniel Edgar Miller  
**ADDRESS:** [REDACTED]  
**TELEPHONE NUMBER:** [REDACTED]  
**TITLE:** Winnsboro Town Council Member

*Set forth in detail specific facts upon which you based your complaint against above-named respondent (only detailed, clear factual allegations will be considered. If additional space is needed, attach supplemental sheets).*

Commission staff received information that Daniel Edgar Miller participated in a Town Council discussion regarding bonuses for employees. Additional information indicated at a council meeting on November 3, 2020, council members discussed and voted to award a \$4,000.00 bonus to councilmembers in executive session. Financial records received from the Town of Winnsboro revealed payroll deposits were made on November 20, 2020, to all councilmembers for a \$4,000.00 "BONUS." Daniel Edgar Miller received a net bonus of \$3,071.87. A review of the November 3, 2020 Town Council Meeting minutes revealed Daniel Edgar Miller was present during the executive session discussion and subsequent vote.

Additionally, Commission a staff also received information that on November 16, 2021, Town Council voted and approved at first reading an ordinance for town employees to receive a \$4,000 bonus. Daniel Edgar Miller inquired if the bonus would be processed before Thanksgiving and was advised it would be processed immediately after second reading on December 7, 2021.

On December 7, 2021, Town Council voted and approved at second and final reading to award the employee bonus.

On December 8, 2021, Miller contacted the Town Manager, Jason Taylor, regarding councilmembers receiving the \$4,000.00 bonus. Mr. Taylor informed Miller that council could not legally receive a bonus. Mr. Taylor also informed Miller that council could not direct Taylor or his staff to "do something that we knew to be illegal or prohibited by State law." Miller then accused Mr. Taylor of being insubordinate for refusing to follow the decision and vote made by council. Miller instructed Mr. Taylor that Taylor "had to do exactly what was done last year [2020], which included council members in the bonus." Miller advised Mr. Taylor if he continued to be insubordinate by not issuing council the bonus, "I [Miller] will get you fired."

Additional information indicated council's vote was for the town employees to receive the bonus and not councilmembers. A review of the November 16 and December 7, 2021 Town Council meeting minutes revealed Daniel Edgar Miller was present.

**If there is a finding of probable cause, the following documents become public record: the complaint, the response (if any) by respondent, and the notice of hearing. If a hearing is to be held, the final order and all exhibits become public record. If no hearing is held following a finding of probable cause, the final disposition of the matter becomes public record.**

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

Personally appeared before me Meghan L. Walker who, first being duly sworn, says that he/she has read and knows the contents of the above complaint and that the allegations contained therein, are true and correct to the best of his/her own knowledge, except for those matters therein based upon information and belief, and as to those he/she believes them to be true.

Sworn to and subscribed before me this  
27~~th~~ day of September 2022

  
Complainant Signature



Notary Public for South Carolina  
My Commission expires 01/27/26

SEC-7 (Revised 3/2022)

**REPLY TO: 201 Executive Center Drive, Suite 150, Columbia, South Carolina 29210 (803)253-4192**  
**ELECTRONIC COPIES WILL NOT BE ACCEPTED**

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STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

BEFORE THE STATE ETHICS COMMISSION

IN THE MATTER OF: )

Complaint C2022-114 )

State Ethics Commission )  
Complainant. )

**NOTICE OF HEARING**

Daniel Edgar Miller )  
Respondent. )

The State Ethics Commission has determined that there is probable cause pursuant to Section 8-13-320(10)(i), Code of Laws, South Carolina, 1976, as amended, in the above-captioned complaint. The State Ethics Commission will, therefore, convene a formal hearing into the matters, in accordance with Section 8-13-320(10)(i) & (j), Code of Laws, South Carolina, 1976, as amended, and State Ethics Commission Regulations, S.C. Code Ann. Regs. 52-707 (1997 Cum. Supp.) on Thursday, February 20, 2025 at 9:30 a.m. at the State Ethics Commission Hearing Room located at: 201 Executive Center Drive, Suite 150, Columbia, South Carolina 29210.

The following allegations will be heard:

**COUNT ONE**  
**FAILURE TO RECUSE FROM A GOVERNMENTAL DECISION IN WHICH**  
**RESPONDENT HAD AN ECONOMIC INTEREST**  
**SECTION 8-13-700(B), S.C. CODE ANN., 1976, AS AMENDED**

That Daniel Edgar Miller, Winnsboro Town Councilmember, did in Richland County, participate in discussion and voting to receive a \$4,000 bonus at a November 3, 2020 council meeting, in violation of Section 8-13-700(B).

**COUNT TWO**  
**FAILURE TO RECUSE FROM A GOVERNMENTAL DECISION IN WHICH**  
**RESPONDENT HAD AN ECONOMIC INTEREST**  
**SECTION 8-13-700(B), S.C. CODE ANN., 1976, AS AMENDED**

That Daniel Edgar Miller, Winnsboro Town Councilmember, did in Richland County, participate in discussion and voting to receive a \$4,000 bonus at a November 2, 2021, November 16, 2021, and December 7, 2021 council meetings, in violation of Section 8-13-700(B).

You have the right to be represented by counsel, the right to call and examine witnesses, the right to introduce exhibits, and the right to cross-examine opposing witnesses. This hearing will be open to the public as required by Section 8-13-320(10)(j), Code of Laws, South Carolina, 1976, as amended. The procedures to be followed are set forth in the Administrative Procedures Act, Section 1-23-10, et seq., Code of Laws, South Carolina, 1976, as amended, the State Ethics Act, Section 8-13-100, et seq., Code of Laws, South Carolina, 1976, as amended, and State Ethics Commission Regulations S.C. Code Ann. Regs. 52-707 (1997 Cum. Supp.).

A pre-hearing conference may be scheduled prior to the hearing to allow exchange of witness lists and evidence, marking of exhibits, and disposition of motions or pleadings. In the event you fail to appear, judgment by default will be rendered against you. If there are any questions concerning the above notice or hearing times, please contact the State Ethics Commission.



Meghan L. Walker, Executive Director  
State Ethics Commission

Dated this 12<sup>th</sup> day,  
of January 2024.

**Certificate of Service by Certified Mail**

I hereby certify that a copy of this **NOTICE OF HEARING** was duly served on Daniel Edgar Miller, 427 Alexander Circle, Winnsboro, SC 29180 by depositing said **NOTICE OF HEARING** in the United States mail, Columbia, South Carolina on this 20<sup>th</sup> day of January 2024, by **CERTIFIED MAIL, E-RETURN RECEIPT REQUESTED**, appropriate postage affixed, and a return address clearly indicated on said envelope.



**Rachael O'Bryan, Administrative Assistant**

Columbia, South Carolina

State Ethics Commission

(803) 253-4192

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )  
IN THE MATTER OF: )  
COMPLAINT C2022-114 )  
State Ethics Commission, )  
Complainant, )  
Daniel Edgar Miller, )  
Respondent. )

BEFORE THE STATE ETHICS COMMISSION

**CONSENT ORDER**

This matter comes before the South Carolina State Ethics Commission (Commission) by way of a complaint filed on September 22, 2022. Pursuant to Section 8-13-320(10)(i) of the South Carolina Ethics, Government Accountability, and Campaign Reform Act (Ethics Act), the Complaint against Daniel Edgar Miller (Respondent) was considered by the Commission and probable cause was found to warrant an evidentiary hearing. Prior to the call of the case, Respondent agreed to the following:

**STATEMENTS OF FACT**

1. Respondent has served on the Winnsboro Town (Town) Council (Council) since 2019.
2. At a November 3, 2020 Council meeting, Council voted unanimously to approve a \$4,000.00 "Staff Appreciation" bonus for Town employees. Respondent participated in the discussion and the vote.
3. The Commission's investigation revealed that Town councilmembers also received the "Staff Appreciation" bonus. More specifically, Respondent received a total of \$3,071.87 after deductions.
4. A member of the Municipal Association of South Carolina (MASC) subsequently contacted Council in 2021 and advised that the bonus was improper.
5. Following receipt of this information from MASC, Town Mayor John McMeekin contacted Respondent and advised him to return the bonus.
6. Respondent has not repaid the bonus to the Town.

*JM #1*

**CONCLUSIONS OF LAW**

Based upon the Statements of Facts, the Commission concludes, as a matter of law:

1. At all times relevant, Respondent was a public official, as defined by Section 8-13-100(27).

Therefore, the Commission has personal and subject matter jurisdiction.

2. Section 8-13-700(B) provides, in relevant part:

No [public official] may make, participate in making, or in any way attempt to use his [public office] to influence a governmental decision in which he, a family member, an individual with whom he is associated, or a business with which he is associated has an economic interest. A [public official] who, in the discharge of his official responsibilities, is required to take an action or make a decision which affects an economic interest of himself, a family member, an individual with whom he is associated, or a business with which he is associated shall:

- (1) prepare a written statement describing the matter requiring action or decisions and the nature of his potential conflict of interest with respect to the action or decision;

...

- (4) if he is a public official, other than a member of the General Assembly, he shall furnish a copy of the statement to the presiding officer of the governing body of an agency, commission, board, or of a county, municipality, or a political subdivision thereof, on which he serves, who shall cause the statement to be printed in the minutes and require that the member be excused from any votes, deliberations, and other actions on the matter on which the potential conflict of interest exists and shall cause the disqualification and the reasons for it to be noted in the minutes.

3. Section 8-13-130 allows the Commission to “levy an enforcement or administrative fee on a person who is in violation of any provision of the Ethics Act.”
4. Section 8-13-320(10)(1)(i) allows the Commission to require payment of a civil penalty of up to two thousand dollars for each violation of the Ethics Act.
5. Section 8-13-320(10)(1)(ii) allows the Commission to require a “forfeiture of gifts, receipts, or profits, or the value thereof” obtained in violation of the Ethics Act.

**DISCUSSION**

The Commission found probable cause to charge Respondent with one (1) count of violating

*JA #2*

Section 8-13-700(B) for voting to award himself a bonus on November 3, 2020.<sup>1</sup> Through this Consent Order, Respondent acknowledges that he violated the Ethics Act in this regard. In mitigation, Respondent states he has served on Town Council for approximately thirty (30) years. Respondent states that he was unaware that his participation and vote on November 3, 2020 were problematic until he received a call from Mayor McMeekin informing him that he needed to return the bonus money. Respondent states that he was initially hesitant to return the money, believing that doing so would be an admission of wrongdoing. However, Respondent states he is now willing to return the money as outlined herein.

**DISPOSITION**

1. The Commission hereby finds Respondent in violation of one (1) count of Section 8-13-700(B).
2. The Commission hereby adopts the Statements of Fact, Conclusions of Law, Discussion, and Disposition as agreed upon by the Respondent.

THEREFORE, the Commission hereby issues this Public Reprimand to Respondent for violation of the Ethics Act;

AND orders Respondent to pay to the Commission, within eighteen (18) months from receipt of this Order, a reduced civil penalty of \$300.00 and an administrative fee of \$200.00, for a total of \$500.00.

The Commission further orders Respondent to pay \$3,071.87, the net amount of the bonus he received, to the Town and to provide proof of such payment to the Commission within eighteen (18) months from receipt of this Order. Should the Respondent fail to remit proof of payment as described herein, the Commission shall assess the maximum penalty of \$2,000.00 for his violation of Section 8-

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<sup>1</sup> The Commission also found probable cause to believe Respondent violated Section 8-13-700(B) by subsequently participating in several discussions related to Town Ordinance 111621-B, which dealt with additional bonuses for Town employees. However, it does not appear that these bonuses included Respondent or Town Council. Moreover, no funds were disbursed to Councilmembers as a result of the Ordinance. Accordingly, the Commission declines to proceed on this charge.

Handwritten signature and the number #3.

13-700(B).

By executing this Consent Order, Respondent understands that he is not only admitting to violations of the Act, but also confessing to a judgment of \$5,071.87 (less any money paid to the Commission) in the event he does not make full and timely payment or action as provided in this Order. In that event, the Commission shall file a Judgment against Respondent in the County of Respondent's last known residence. Upon said filing, the Clerk of Court shall enter this Order in the amount of \$5,071.87 (less any money paid to the Commission) in its Judgment Rolls, without cost to the Commission.

AND IT IS ORDERED THIS 23<sup>rd</sup> DAY OF January, 2024. 

STATE ETHICS COMMISSION

  
F. XAVIER STARKES, CHAIR

  
DANIEL EDGAR MILLER  
RESPONDENT