



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: H. 3791 Introduced on February 16, 2017
Author: Erickson
Subject: Kellie Rynn’s Law
Requestor: House Medical, Military, Public, and Municipal Affairs
RFA Analyst(s): Gardner
Impact Date: April 11, 2017

Estimate of Fiscal Impact

	FY 2017-18	FY 2018-19
State Expenditure		
General Fund	\$0	\$0
Other and Federal	\$0	\$0
Full-Time Equivalent Position(s)	0.00	0.00
State Revenue		
General Fund	\$0	\$0
Other and Federal	\$0	\$0
Local Expenditure	\$0	\$0
Local Revenue	\$0	\$0

Fiscal Impact Summary

The implementation of this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds. Revenue generated from fines, assessments, and surcharges are expected to have an insignificant impact on the General Fund, Other Funds, and local government.

Explanation of Fiscal Impact

Introduced on February 16, 2017

State Expenditure

This bill establishes Kellie Rynn’s Law, which makes knowingly operating certain childcare facilities without the requisite license, registration, statement of standard conformity, or approval a felony punishable by a fine of not more than \$1,500, or imprisonment for not less than 2 years or more than 5 years, or both.

Department of Social Services. The department indicates this bill does not create additional work for its childcare licensing staff, and therefore, will have no expenditure impact on the General Fund, Other Funds, or Federal Funds.

Commission on Prosecution Coordination. The commission indicates that any additional expenditures can be managed within existing resources. The implementation of this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds.

Commission on Indigent Defense. The commission indicates that any additional expenditures can be managed within existing resources. The implementation of this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds.

Judicial Department. The department indicates the new criminal offense created by this bill may result in additional hearings and trials in general sessions court, which the department expects to manage without an expenditure impact. In FY 2014-15, there were three charges and two convictions in general sessions courts related to childcare facility operation violations. In FY 2015-16, no charges were heard for such violations. Should this bill result in a significant number of additional hearings and trials, the department indicates the backlog of cases in circuit court could increase.

Department of Corrections. The department indicates the bill may increase admissions to the department, increasing the inmate population. However, the department does not anticipate a significant increase and expects to manage any additional expenditures within its existing resources.

State Revenue

This bill makes knowingly operating certain childcare facilities without the requisite license, registration, statement of standard conformity, or approval a felony punishable by a fine of not more than \$1,500, or imprisonment for not less than 2 years or more than 5 years, or both. Fines, assessments on fines, and surcharges on convictions would be distributed in accordance with existing law among the General fund, specified state agencies and programs, and local government. Although data is not available to estimate the number of convictions and specific fines that may be imposed as a result of this bill, the revenue impact on the General Fund and Other Funds is not expected to be significant.

Local Expenditure

N/A

Local Revenue

This bill makes knowingly operating certain childcare facilities without the requisite license, registration, statement of standard conformity, or approval a felony punishable by a fine of not more than \$1,500, or imprisonment for not less than 2 years or more than 5 years, or both. Fines, assessments on fines, and surcharges on convictions would be distributed in accordance with existing law among the General fund, specified state agencies and programs, and local government. Although data is not available to estimate the number of convictions and specific fines that may be imposed as a result of this bill, the revenue impact on local government is not expected to be significant.



Frank A. Rainwater, Executive Director