



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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This fiscal impact statement is produced in compliance with the South Carolina Code of Laws and House and Senate rules. The focus of the analysis is on governmental expenditure and revenue impacts and may not provide a comprehensive summary of the legislation.

Bill Number:	S. 0802	Introduced on May 11, 2023
Author:	Corbin	
Subject:	Public Health	
Requestor:	Senate Medical Affairs	
RFA Analyst(s):	Griffith	
Impact Date:	January 10, 2024	

Fiscal Impact Summary

This bill limits the scope of the purpose of the South Carolina Homeland Security Act by limiting the authority of the Department of Health and Environmental Control (DHEC) in relation to: powers over dangerous facilities and materials; the use of health care facilities or services; the conducting of physical examinations or tests; the vaccination, treatment, isolation, or quarantine of persons; the access of protected health information; and the licensing of health personnel and emergency medical examiners or coroners, among other changes.

The fiscal and operational impact of the bill on DHEC is undetermined due to the unknown nature of future public health emergencies. DHEC is concerned that limiting the ability of the agency to respond to public health emergencies may result in costs to the state, as well as a loss of federal funds that could potentially aid the state in an emergency. However, there has not been a recent event with which to estimate the scope of such costs, and, as such, DHEC is unable to provide an estimate of the potential impact to the General Fund and Federal Funds.

This bill will have no fiscal impact on the Department of Labor, Licensing and Regulation (LLR) or the Boards that license health care providers since the repeal of certain health powers does not operationally or fiscally affect the agency.

Explanation of Fiscal Impact

Introduced on May 11, 2023

State Expenditure

This bill limits the scope of the purpose of the South Carolina Homeland Security Act by limiting DHEC's authority in relation to: powers over dangerous facilities and materials; the use of health care facilities or services; the conducting of physical examinations or tests; the vaccination, treatment, isolation, or quarantine of persons; the access of protected health information; and the licensing of health personnel and emergency medical examiners or coroners, among other changes.

Department of Health and Environmental Control. The fiscal and operational impact of the repeal of certain health powers cannot be estimated due to the unknown nature of future public health emergencies. DHEC is concerned that limiting the ability of the agency to respond

to a public health emergency may likely result in costs to the state, as well as a loss of federal funds that could potentially aid the state in an emergency. However, there has not been a recent event with which to estimate the scope of such costs, and, as such, DHEC is unable to provide an estimate of the potential impact to the General Fund and Federal Funds.

Department of Labor, Licensing and Regulation. LLR is the licensing authority for health care providers, who can be required to assist in the performance of vaccination, treatment, examination or testing of any individual as a condition of licensure, authorization, or the ability to continue to function as a health care provider in the state. This bill would eliminate DHEC's authority to compel these health care providers to act. Therefore, the bill does not have a fiscal impact on LLR or the Boards that license health care providers.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director