



**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.*

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**Bill Number:** S. 1034    Introduced on February 7, 2024  
**Author:** M. Johnson  
**Subject:** Law Enforcement and Judicial Privacy Protection  
**Requestor:** Senate Judiciary  
**RFA Analyst(s):** Tipton  
**Impact Date:** February 15, 2024

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### **Fiscal Impact Summary**

This bill amends the Law Enforcement Personal Privacy Protection Act and Judicial Personal Privacy Protection Act by expanding the definition of personal contact information and requires a state or local government entity to remove and redact personal contact information at the request of a judge or law enforcement officer from their database or from an image or copy of an official record that will be on a publicly available website. The bill tasks the Criminal Justice Academy (CJA) and Court Administration with creating a form for law enforcement officers and judges in the state to use to request a state agency or local government entity to remove or redact personal contact information.

This bill will have no impact on the CJA or Judicial, as both entities indicate the form has been created and any updates to comply with this bill will be completed with existing staff and current appropriations.

The Revenue and Fiscal Affairs Office (RFA) previously contacted all state agencies, counties, and the Municipal Association of South Carolina (MASC) regarding the classification of personal information at the request of an eligible party. Based on the significant number of responses received, RFA anticipates this bill will have no state or local expenditure impact because all agencies and governing entities will be able to confidentially maintain any law enforcement officer or judge's personal information protected by the bill using existing resources.

### **Explanation of Fiscal Impact**

#### **Introduced on February 7, 2024**

#### **State Expenditure**

This bill amends the Law Enforcement Personal Privacy Protection Act and Judicial Personal Privacy Protection Act by expanding the definition of personal contact information and requires a state or local government entity to remove and redact personal contact information at the request of a judge or law enforcement officer from their database or from an image or copy of an official record that will be on a publicly available website. The bill provides that law enforcement officers or judges may petition the court for an order directing compliance with the

law, and that liability may not accrue to a state or local government employee for claims or damages that arise from personal contact information on the public record.

This bill requires CJA and Court Administration to create a form for law enforcement officers and judges to use to request that a state or local government entity remove or redact personal contact information from an image or copy of an official record available on a public website and provides various requirements for the form. CJA and Judicial report that the form has been created and that the updates needed to comply with this bill will be completed by existing staff with current appropriations of both entities. Therefore, this bill will have no impact on CJA or Judicial.

RFA previously contacted all state agencies, counties, and MASC regarding the classification of personal information at the request of an eligible party. Based on the significant number of responses received, RFA anticipates this bill will have no state expenditure impact because all agencies will be able to confidentially maintain any law enforcement officer or judge's personal information protected by this bill using existing resources.

**State Revenue**

N/A

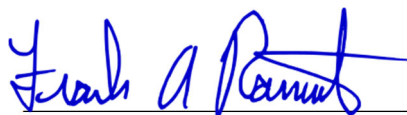
**Local Expenditure**

This bill amends the Law Enforcement Personal Privacy Protection Act and Judicial Personal Privacy Protection Act by expanding the definition of personal contact information and requires a state or local government entity to remove and redact personal contact information at the request of a judge or law enforcement officer from their database or from an image or copy of an official record that will be on a publicly available website.

RFA previously contacted all state agencies, counties, and MASC regarding the classification of personal information at the request of an eligible party. Based on the significant number of responses received, RFA anticipates this bill will have no local expenditure impact because all governing entities will be able to confidentially maintain any law enforcement officer or judge's personal information protected by this bill using existing resources.

**Local Revenue**

N/A



Frank A. Rainwater, Executive Director