



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: H. 3114
 Author: Nanney
 Requestor: Senate Medical Affairs
 Date: March 5, 2015
 Subject: SC Pain-Capable Unborn Child Protection Act
 RFA Analyst(s): Stein, Shealy, Gardner

Estimate of Fiscal Impact

	FY 2015-16	FY 2016-17
State Expenditure		
General Fund	\$125,000	\$75,000
Other and Federal	minimal	N/A
Full-Time Equivalent Position(s)	0.00	0.00
State Revenue		
General Fund	N/A	N/A
Other and Federal	N/A	N/A
Local Expenditure	N/A	N/A
Local Revenue	N/A	N/A

Fiscal Impact Summary

This bill increase General Fund expenditures by \$125,000 in the first year and \$75,000 each year thereafter. This bill would have no expenditure impact on Federal Funds and minimal expenditure impact on Other Funds.

Explanation of Fiscal Impact

State Expenditure

House Bill 3114 enacts the “Pain-Capable Unborn Child Protection Act.” The bill prohibits abortions on fetuses over 20 weeks old but allows for certain exceptions. The bill requires all physicians performing an abortion to report the procedure to the Department of Health and Environmental Control (DHEC); provides reporting guidelines for maintaining the confidentiality of the individuals; and provides penalties for violations. The bill requires DHEC to publish an annual report providing statistics on abortions performed in the state. The bill requires the Department of Health and Human Services to adopt forms and promulgate regulations to assist with compliance. The bill provides for civil rights-of-action, injunctive relief, fines, and criminal penalties.

Department of Health and Environmental Control. The department estimates that this bill would require an additional 1.40 FTE positions and would cost the agency approximately \$75,000 for salaries and fringes annually. In addition, a one-time cost of approximately \$50,000 would be needed in the first year to modify the agency’s information systems software to capture the required information. The bill requires the agency to monitor the system to insure complete

and timely reporting, collect late fees, and bring legal action against non-compliant physicians. Since the number of non-compliant physicians is unknown, it is not possible to estimate the cost of bringing legal action.

Other Agencies. The Judicial Department, Department of Corrections, Office of the Attorney General, Prosecution Coordination Commission, and the Department of Health and Human Services all report that this bill would have a minimal impact on their agencies, which can be absorbed within their current level of funding.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director