



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. 0040	Introduced on January 14, 2025
Subject:	In Vitro Fertilization Protection Act	
Requestor:	Senate Medical Affairs	
RFA Analyst(s):	Boggs	
Impact Date:	January 16, 2025	

Fiscal Impact Summary

This bill enacts the “In Vitro Fertilization Act.” This bill defines assistive reproductive technologies and provides protections to access these technologies. Further, this bill specifies that any fertilized human egg or human embryo that exist in any form outside of the uterus of a human body is not considered an unborn child, a minor child, an unborn person, an unborn fetus, a natural person, or any other term that connotes a human being for any purposes under state law.

Currently, fertilized human eggs or human embryos located outside of the uterus are not considered human beings for any purpose under state law. As this bill codifies current legal practice, Judicial and the Office of the Attorney General anticipate that this bill will not result in additional hearings or causes of action. Therefore, this bill will result in no expenditure impact for Judicial or the Attorney General’s Office.

The Department of Public Health (DPH), the Department of Health and Human Services (DHHS), the Medical University of South Carolina (MUSC) are continuing to analyze the impact of this bill. This fiscal impact is pending, contingent upon a response from these agencies.

Explanation of Fiscal Impact

Introduced on January 14, 2025

State Expenditure

This bill enacts the “In Vitro Fertilization Act.” This bill defines assistive reproductive technologies and provides protections to access these technologies. Further, this bill specifies that any fertilized human egg or human embryo that exist in any form outside of the uterus of a human body is not considered an unborn child, a minor child, an unborn person, an unborn fetus, a natural person, or any other term that connotes a human being for any purpose under state law.

Currently, fertilized human eggs or human embryos located outside of the uterus are not considered human beings for any purpose under state law. As this bill codifies current legal practice, Judicial and the Office of the Attorney General anticipate that this bill will not result in additional hearings or causes of action. Therefore, this bill will result in no expenditure impact for Judicial or the Attorney General’s Office.

The fiscal impact of this bill is pending, contingent upon a response from DPH, DHHS, and MUSC.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director