



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. 0526	Introduced on April 1, 2025
Subject:	Appeals of Agency Determinations	
Requestor:	Senate Agriculture and Natural Resources	
RFA Analyst(s):	Griffith	
Impact Date:	April 22, 2025	

Fiscal Impact Summary

This bill stays any enforcement action during the pendency of an appeal related to beach preservation. Additionally, if an administrative law judge issues an order reversing the decision of the Department of Environmental Services (DES), the agency may be solely responsible for the attorney's fees and costs.

DES indicates that attorney's fees and costs may vary widely, depending on each case. While the agency may have funds to cover smaller amounts for a limited number of cases, DES indicates that it does not have funds for larger fees and costs and will need to request funding on a case-by-case basis. Therefore, the expenditure impact to DES is undetermined.

The Administrative Law Court (ALC) reports that this bill will have no expenditure impact on the ALC, as any orders from an administrative law judge will be issued within the normal course of business.

Explanation of Fiscal Impact

Introduced on April 1, 2025

State Expenditure

This bill stays any enforcement action during the pendency of an appeal related to beach preservation. Additionally, if an administrative law judge issues an order reversing the decision of DES, the agency may be solely responsible for the attorney's fees and costs.

Department of Environmental Services. DES indicates that appeals related to this bill will coincide with each review cycle, which is every seven to ten years. During the last review, one appeal was sent to the ALC, and the agency's decision was upheld. However, future review cycles could result in more appeals to the ALC. DES reports that attorney's fees and costs may vary widely, depending on each case. While the agency may have funds to cover smaller amounts for a limited number of cases, DES indicates that it does not have funds for larger fees and costs and will need to request funding on a case-by-case basis. Therefore, the expenditure impact to DES is undetermined.

Administrative Law Court. ALC reports that this bill will have no expenditure impact on the ALC, as any orders from an administrative law judge will be issued within the normal course of business.

State Revenue

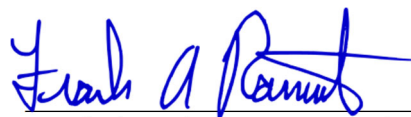
N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director