



**SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE**  
**STATEMENT OF ESTIMATED FISCAL IMPACT**  
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**Bill Number:** H. 4122  
**Author:** Williams  
**Subject:** Facilitate additions to controlled substance schedules  
**Requestor:** House Medical, Military, Public, and Municipal Affairs  
**RFA Analyst(s):** Stein  
**Impact Date:** February 19, 2016

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**Estimate of Fiscal Impact**

|                                  | <b>FY 2016-17</b> | <b>FY 2017-18</b> |
|----------------------------------|-------------------|-------------------|
| <b>State Expenditure</b>         |                   |                   |
| General Fund                     | See Below         | \$0               |
| Other and Federal                | \$0               | \$0               |
| Full-Time Equivalent Position(s) | 0.00              | 0.00              |
| <b>State Revenue</b>             |                   |                   |
| General Fund                     | \$0               | \$0               |
| Other and Federal                | \$0               | \$0               |
| <b>Local Expenditure</b>         | \$0               | \$0               |
| <b>Local Revenue</b>             | \$0               | \$0               |

**Fiscal Impact Summary**

The bill would increase General Fund expenditures for the Department of Labor, Licensing and Regulation by an undetermined amount for additional staff needed to perform these new duties.

This bill assigns responsibilities to the Board of Pharmacy administered by the Department of Labor, Licensing and Regulation (LLR) that have historically been performed by the Department of Health and Environmental Control's Drug Control Division (DHEC). If the bill is amended to allow the Department of Health and Environmental Control to retain these responsibilities, there would be no additional expenditure impact to the General Fund, Federal Funds, or Other Funds.

**Explanation of Fiscal Impact**

**State Expenditure**

This bill amends Section 44-53-160 relating to the manner in which changes to the controlled substances schedules are made. The bill provides that every ninety days the Board of Pharmacy, in consultation with the State Law Enforcement Division, shall provide a written report to the Governor, Attorney General and the General Assembly identifying new synthetic cannabinoids or cathinones with a high potential for abuse that should be added to the list of illegal controlled substances. The bill also provides that the Board of Pharmacy is authorized to adopt emergency rules regarding the placement of an identified synthetic drug on a controlled substance schedule.

This bill assigns responsibilities to the Board of Pharmacy administered by the Department of Labor, Licensing and Regulation (LLR) that have historically been performed by the Department of Health and Environmental Control's Drug Control Division (DHEC). If the bill is amended to

allow the Department of Health and Environmental Control to retain these responsibilities, there would be no additional expenditure impact on either agency.

**Department of Health and Environmental Control.** If the bill is amended to confer these additional duties on the Drug Control Division at DHEC, the department reports that this bill would have no expenditure impact on the General Fund, Federal Funds, or Other Funds.

**Department of Labor, Licensing and Regulation.** As drafted, the bill would increase General Fund expenditures for the Department of Labor, Licensing and Regulation for additional staff needed to perform these new duties by an undetermined amount. If the bill is amended to confer these additional duties on DHEC's Drug Control Division, LLR reports that this bill would have no expenditure impact on the General Fund, Federal Funds, or Other Funds.

**State Law Enforcement Division (SLED).** The department reports that this bill would have no expenditure impact on the General Fund, Federal Funds, or Other Funds.

**State Revenue**

N/A

**Local Expenditure**

N/A

**Local Revenue**

N/A



Frank A. Rainwater, Executive Director