



**SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE**  
**STATEMENT OF ESTIMATED FISCAL IMPACT**  
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Bill Number: S. 0016  
 Author: Gregory  
 Requestor: Senate Judiciary  
 Date: January 30, 2015  
 Subject: Workers' Compensation Exemptions  
 RFA Analyst(s): Wren

**Estimate of Fiscal Impact**

	FY 2015-16	FY 2016-17
<b>State Expenditure</b>		
General Fund	N/A	N/A
Other and Federal	N/A	N/A
Full-Time Equivalent Position(s)	0.00	0.00
<b>State Revenue</b>		
General Fund	N/A	N/A
Other and Federal	N/A	N/A
<b>Local Expenditure</b>	N/A	N/A
<b>Local Revenue</b>	N/A	N/A

**Fiscal Impact Summary**

The Workers' Compensation Commission anticipates no significant expenditure or revenue impact to the General Fund, Federal Funds, or Other Funds.

**Explanation of Fiscal Impact**

**State Expenditure**

This bill adds Section 42-1-378, which provides that an employee covered by the Longshore and Harbor Workers' Compensation Act, or any of its extensions, or the Merchant Marine Act is exempt from workers' compensation laws.

The Workers' Compensation Commission reports that qualifying injured individuals may file either under the SC Workers' Compensation Act or the Federal Longshoreman and Harbor Workers' Compensation Act, or both. In cases where an individual files under both, the carrier is entitled to a dollar for dollar offset for benefits paid, so the individual only recovers once for an injury. The Workers' Compensation Commission indicates this bill will have no impact to the General Fund, Federal Funds, or Other Funds.

**State Revenue**

This bill proposes that an employee covered by the Longshore and Harbor Workers' Compensation Act, or any of its extensions, or the Merchant Marine Act is exempt from workers' compensation laws. Based on information provided by the Workers' Compensation Commission, accidents subject to the Acts listed above would no longer be filed with the

Workers' Compensation Commission, which would result in fewer individuals requesting a hearing with the Workers' Compensation Commission. Further, the Workers' Compensation Commission reports that any filing fees lost as a result of individuals not being able to request a hearing would be negligible.

**Local Expenditure**

N/A

**Local Revenue**

N/A

  
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Frank A. Rainwater, Executive Director