



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: H. 3595 Introduced on January 25, 2017
Author: Thayer
Subject: Motor Vehicles
Requestor: House Education and Public Works
RFA Analyst(s): Wren
Impact Date: February 14, 2018 - Updated for Additional Agency Response

Estimate of Fiscal Impact

	FY 2018-19	FY 2019-20
State Expenditure		
General Fund	\$0	\$0
Other and Federal	\$0	\$0
Full-Time Equivalent Position(s)	0.00	0.00
State Revenue		
General Fund	\$0	\$0
Other and Federal	\$0	\$0
Local Expenditure	\$0	\$0
Local Revenue	\$0	\$0

Fiscal Impact Summary

This bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds since the bill specifies that the violations stated in the bill must not be included in the offender’s motor vehicle records or reported to their insurance. This bill will have no expenditure or revenue impact on local governments. This impact statement has been updated to include a response from the Department of Motor Vehicles (DMV).

Explanation of Fiscal Impact

Updated for Additional Agency Response on February 14, 2018
Introduced on January 25, 2017

State Expenditure

This bill requires the driver of a motor vehicle to yield the right of way by making a lane change, slowing the vehicle, proceeding at a safe speed, or preparing to stop upon approaching a vehicle stopped for the sole purpose of collecting solid waste or recovered materials as provided in Section 56-5-2510(C). A person who is adjudicated to be in violation of the provisions of this section must be fined no more than \$25, no part of which may be suspended. Court costs, assessments, or surcharges may not be assessed. A person may not be fined more than \$50 for any one incident of one or more violations of the provisions of this bill. A violation of this bill does not constitute a criminal offense. Additionally, violations of this bill may not be included in the offender’s motor vehicle records maintained by DMV, included in criminal records maintained by the State Law Enforcement Division, or reported to the offender’s motor vehicle insurer. During the first 180 days after this section’s effective date, law enforcement officers

must issue only warnings for violations of this section. This bill takes effect upon approval by the Governor.

DMV indicates that this bill specifies that violations stated in the bill must not be included in the offender's motor vehicle records or reported to their insurance. Therefore, the bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds. This section of the impact statement has been updated to include a response from DMV.

State Revenue

This bill imposes a \$25 fine for individuals who fail to yield the right of way upon approaching a vehicle stopped for the sole purpose of collecting solid waste or recovered materials. Existing law distributes revenue generated from fines among the General Fund, specified state agencies and programs, and local governments. Data is not available to estimate the number of fines that may result from this bill. However, we expect the increase in revenue to the General Fund and Other Funds as a result of this bill will be minimal.

Local Expenditure

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The expenditure impact of this bill is pending, contingent upon a response from DMV.

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Frank A. Rainwater, Executive Director