



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: H. 4426 Prefiled on November 9, 2017
Author: Henderson
Subject: Body Piercing Facilities
Requestor: House Medical, Military, Public, and Municipal Affairs
RFA Analyst(s): Powell
Impact Date: December 21, 2017

Estimate of Fiscal Impact

	FY 2018-19	FY 2019-2020
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 not have an expenditure or revenue impact on the General Fund, Other Funds, or Federal Funds. This bill requires the Department of Health and Environmental Control (DHEC) to perform activities that would be conducted in the normal course of agency business. Any additional revenues collected from enforcement actions will be minimal and will vary from year to year.

Explanation of Fiscal Impact

Prefiled on November 9, 2017

State Expenditure

This bill allows DHEC to revoke, suspend, refuse to issue a new permit, and to impose a monetary penalty on a facility or person that violates the provisions of Chapter 32 of Title 44, Body Piercing. Currently, such penalties are imposed upon the permittee of the body piercing facility. This bill allows the penalty to be imposed upon either the permittee of the body piercing facility or the person responsible for the violation. This bill allows further that penalties may be imposed on a body piercing facility or person that operates a body piercing facility without a license as required by this chapter.

Before a monetary penalty could be assessed, DHEC would be required to promulgate regulations regarding how the person responsible would be determined in an enforcement action and to assign a violation classification to the new offense. DHEC currently permits facilities and imposes penalties under this statute. It retains the revenue from these penalties to support regulatory activities related to body piercing pursuant to Section 44-32-120 (G). DHEC

anticipates the additional work can be managed within existing resources and appropriations. If an unexpectedly large number of violations were to occur, the additional costs would be offset by the penalty revenues.

State Revenue

DHEC currently permits 42 body piercing facilities. DHEC has taken one enforcement actions against body piercing facilities in the past three years. This action resulted in probation and no monetary penalties. DHEC estimates that additional monetary penalties collected from persons or unlicensed facilities would be minimal and varying. Any monetary penalties collected would be deposited in an account designated for the regulation of body piercing and retained by DHEC.

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director