



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: S. 323 Introduced on January 31, 2017
Author: Campbell
Subject: Housing and Redevelopment
Requestor: Senate Labor, Commerce, and Industry
RFA Analyst(s): Heineman
Impact Date: February 17, 2017

Estimate of Fiscal Impact

	FY 2017-18	FY 2018-19
State Expenditure		
General Fund	Undetermined	\$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	Undetermined	\$0
Local Revenue	\$0	\$0

Fiscal Impact Summary

The bill’s impact on General Fund expenditures for the Judicial Department is undetermined as the number of nuisance lawsuits is unavailable. There is no expenditure impact on Other Funds or Federal Funds.

The impact on local government expenditures is undetermined due to lack of responses from counties and municipalities and lack of data regarding nuisance lawsuits and complaints statewide.

Explanation of Fiscal Impact

Introduced on January 31, 2017

State Expenditure

This bill creates a new chapter in Title 31 regarding nuisance suits for manufacturing and industrial property. The bill lists criteria for when a facility cannot be found a nuisance, details protected status for manufacturing and industrial facilities, and prohibits localities from adopting ordinances or resolutions defining a facility as a nuisance. Further, the bill creates a limit on the circumstances under which a manufacturing or industrial facility may be deemed to be a nuisance. This bill does not apply to any nuisance complaint or lawsuit commenced within one year of the effective date of this bill.

South Carolina Judicial Department. The department indicates the curtailing of nuisance lawsuits may lead to fewer nuisance lawsuits being filed in Common Pleas court. However, there is no data readily available on the number of nuisance lawsuits filed. Therefore, the bill’s

expenditure impact on General Fund expenditures for the Judicial Department is undetermined. There is no expenditure impact on Other Funds or Federal Funds.

State Revenue

N/A

Local Expenditure

The Revenue and Fiscal Affairs Office contacted twenty-three county governments and the Municipal Association of South Carolina regarding the impact of the bill. Three counties and two municipalities responded. Clarendon and Lancaster Counties reported this bill will have no fiscal impact since they received only a few nuisance complaints against manufacturing and industrial facilities combined. Florence County stated they have not received nuisance complaints related to manufacturing or industrial sites, and this bill will have no fiscal impact. Bluffton and Hartsville stated there would be no fiscal impact.

The bill is not expected to impact local government expenditures for the three counties and two municipalities who responded. However, the overall impact statewide is undetermined given the limited number of responses and lack of data regarding nuisance lawsuits and complaints statewide.

Local Revenue

N/A



Frank A. Rainwater, Executive Director