



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: S. 0996 Introduced on February 13, 2018
Author: Cromer
Subject: Telemarketing
Requestor: Senate Banking and Insurance
RFA Analyst(s): Heineman
Impact Date: March 12, 2018

Estimate of Fiscal Impact

	FY 2018-19	FY 2019-20
State Expenditure		
General Fund	Undetermined	\$0
Other and Federal	Undetermined	\$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 an undetermined expenditure impact on the General Fund and Other Funds. The Department of Consumer Affairs (DCA) is unable to estimate the number of complaints that will fall within the parameters of this bill, and actions by DCA will depend upon available resources.

Explanation of Fiscal Impact

Introduced on February 13, 2018

State Expenditure

This bill prohibits a telemarketer or a telephone solicitor from making, placing, or initiating a consumer telephone call with a spoofed telephone number that displays a South Carolina area code on the recipient's caller identification system unless the telemarketer or telephone solicitor maintains a physical presence in the state of South Carolina. In addition, the proper issuing authority may revoke the business license of a telemarketer or telephone solicitor who violates the provisions of this bill.

A person who suffers damages or losses due to a telemarketer or a telephone solicitor making or initiating a spoofed call may bring a civil action against the offending telemarketer for compensatory damages and injunctive relief or other equitable relief. The provisions of this bill do not apply to the legitimate law enforcement use of this procedure or calls made on behalf of an authorized entity.

The Department of Consumer Affairs. The department receives complaints regarding telemarketers currently; however, they are unable to estimate which complaints will fall within the parameters of this bill. In addition, it is difficult to estimate the number of business licenses that could be revoked by DCA. Other regulatory bodies may take action against licensees who violate the provisions of this bill, preventing the need for DCA to respond. As enforcement is permissive, actions by DCA in response to complaints will depend upon available resources. Therefore, the expenditure impact of this bill on the General Fund and Other Funds is undetermined.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director