



**SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE**  
**STATEMENT OF ESTIMATED FISCAL IMPACT**  
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<b>Bill Number:</b>	S.0871	Introduced on January 14, 2020
<b>Author:</b>	Hutto	
<b>Subject:</b>	Child Death Investigations	
<b>Requestor:</b>	Senate Judiciary	
<b>RFA Analyst(s):</b>	Gardner	
<b>Impact Date:</b>	January 27, 2020	

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### **Fiscal Impact Summary**

The expenditure impact of this bill is pending, contingent upon a response from the State Law Enforcement Division.

The Judicial Department anticipates that any impact from the increased caseload in general sessions will be absorbed by the department. Therefore, this bill will have no expenditure impact to the General Fund, Other Funds, or Federal Funds of the Judicial Department.

### **Explanation of Fiscal Impact**

#### **Introduced on January 14, 2020**

##### **State Expenditure**

This bill amends provisions related to child death investigations. Currently, a coroner or medical examiner may petition the local magistrate for a warrant to inspect the home or premises formerly inhabited by the deceased child if there is probable cause that events in the home or premises may have contributed to the child's death. The bill adds a provision that grants a coroner, medical examiner, or law enforcement officer the right to petition the court for a warrant to obtain blood and urine samples of the caregiver of a deceased child four years of age or younger if there is evidence of the intoxication or impairment of the caregiver at or near the child's time of death. The local magistrate must issue the warrant based on probable cause, and any samples obtained must be managed in accordance with procedures approved by the State Law Enforcement Division.

**Judicial Department.** The bill would allow a coroner or law enforcement officer, while investigating the death of a child four years old or younger, to petition a magistrate, municipal judge, or circuit court judge for a warrant for evidence of intoxication or impairment of the caregiver. The agency anticipates that any impact from the increased caseload in general sessions would be absorbed by the Judicial Department. Therefore, this bill will have no expenditure impact to the General Fund, Other Funds, or Federal Funds.

**State Law Enforcement Division.** The expenditure impact of this bill is pending, contingent upon a response from the agency.

##### **State Revenue**

N/A

**Local Expenditure**

N/A

**Local Revenue**

N/A



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Frank A. Rainwater, Executive Director