



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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This fiscal impact statement is produced in compliance with the South Carolina Code of Laws and House and Senate rules. The focus of the analysis is on governmental expenditure and revenue impacts and may not provide a comprehensive summary of the legislation.

Bill Number: S. 0183 Introduced on January 12, 2021
Author: Hembree
Subject: Community Pool COVID-19 Liability
Requestor: Senate Judiciary
RFA Analyst(s): Miller
Impact Date: January 21, 2021

Fiscal Impact Summary

This bill will have no fiscal impact as it does not operationally or fiscally impact state agencies.

Explanation of Fiscal Impact

Introduced on January 12, 2021

State Expenditure

This bill creates a liability exemption for owners and operators of community pools for actions brought related to the transmission of COVID-19 due to the reopening of a community pool unless the claim results from gross negligence, wanton conduct, or intentional wrongdoing. This applies to all relevant claims arising on or after January 1, 2020. This bill defines community pool as a private swimming pool that is open to members of a defined community such as a multiunit apartment complex or homeowners association. This bill does not operationally or fiscally impact state agencies. Therefore, this bill has no fiscal impact.

This bill definition of community pools may encompass Type B and Type E pools which are licensed for operation through the Department of Health and Environmental Control (DHEC). However, DHEC stated this bill does not fiscally or operationally impact the agency. Therefore, this bill will have no expenditure impact for DHEC.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A

Frank A. Rainwater, Executive Director