



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:	H. 3890	Introduced on February 7, 2023
Author:	Rose	
Subject:	Expungement of Records	
Requestor:	House Judiciary	
RFA Analyst(s):	Gardner	
Impact Date:	February 28, 2023	

Fiscal Impact Summary

This bill enables certain youthful offenders to apply for expungement of records related to arrest and conviction for a driving under suspension offense.

Judicial reports there will be no expenditure impact from the bill, as existing General Fund appropriations will be used to manage any increase in caseloads.

As this bill may result in more expungement requests being heard in circuit courts, it could increase the amount of fees collected and distributed to the General Fund, Other Funds, and local funds. However, as the number of expungement requests that may be petitioned is unknown, the amount of General Fund revenue, Other Funds revenue, and local revenue that may be generated is undetermined.

Explanation of Fiscal Impact

Introduced on February 7, 2023

State Expenditure

This bill enables certain youthful offenders to, under the provisions of the Youthful Offender Act, apply to the circuit court for an order expunging records of their arrest and conviction for a driving under suspension offense.

Judicial anticipates expects any increase in caseloads can be managed within current resources. Therefore, this bill will have no expenditure impact for Judicial.

State Revenue

This bill may result in more expungement requests being heard in circuit courts, which could increase the amount of fees collected by these courts. Fees required for an expungement request through the solicitor's office consist of a \$250 administrative fee paid to the local solicitor, a \$25 fee paid to SLED, and a \$35 fee paid to the Clerk of Court. Court fees are distributed to the General Fund, Other Funds, and local funds. As the number of expungement requests that may be petitioned is unknown, the amount of General Fund revenue and Other Funds revenue that may be generated due to this bill is undetermined.

Local Expenditure

N/A

Local Revenue

This bill may result in more expungement requests being heard in circuit courts, which could increase the amount of fees collected by these courts. As the number of expungement requests that may be petitioned is unknown, the amount of local revenue that may be generated due to this bill is undetermined.



Frank A. Rainwater, Executive Director