



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. 4289 Introduced on April 6, 2023
Author: McGinnis
Subject: Public Institutions of Higher Learning
Requestor: House Education and Public Works
RFA Analyst(s): Tipton
Impact Date: February 26, 2024

Fiscal Impact Summary

This bill specifies that a public institution of higher learning may not promote differential treatment or promise any other benefit to an applicant for admission or the hiring or promotion of a faculty member upon the applicant or faculty member's commitment or declaration of personal support or disagreement with a political ideology or movement, including a statement regarding diversity, equity, and inclusion.

This bill will have no expenditure impact on institutions of higher learning based on responses received from the University of South Carolina (USC), Coastal Carolina University (CCU), Lander University (Lander), and Francis Marion University (FMU). Any expenses related to compliance with this bill can be managed under existing institution budgets. These institutions did not indicate that this bill would reduce expenditures related to diversity, equity, and inclusion initiatives.

This bill will have no expenditure impact on the Commission on Higher Education (CHE) or the Technical College System (Tech System). CHE anticipates no additional requirements of the agency as a result of the bill, and the Tech System anticipates any additional expenses for state technical colleges as a result of compliance with the bill will be managed with existing resources.

This bill may impact federal grant programs administered by the Medical University of South Carolina (MUSC). We have requested additional information from MUSC and will update this impact statement when the information is available.

Explanation of Fiscal Impact

Introduced on April 6, 2023

State Expenditure

This bill specifies that a public institution of higher learning may not promote differential treatment or promise any other benefit to an applicant for admission or the hiring or promotion of a faculty member upon the applicant or faculty member's commitment or declaration of personal support or disagreement with a political ideology or movement, including a statement regarding diversity, equity, and inclusion. The bill further states that if any such declaration or statement is received, the institution may not promote differential treatment as a result. Nothing in the bill

may prohibit an institution of higher learning from complying with federal or state law, including antidiscrimination laws.

Institutions of Higher Learning. Based on responses received from USC, CCU, Lander, and FMU, state institutions of higher learning expect to manage any expenses related to compliance with the bill under the institutions' existing budgets. The institutions that provided a response did not indicate that this bill would reduce expenditures related to diversity, equity, and inclusion initiatives. Therefore, this bill will have no impact on state institutions of higher learning.

Commission on Higher Education. CHE indicates that this bill includes no additional requirements of the agency in its higher education oversight or regulatory capacity. Therefore, this bill will have no expenditure impact on CHE.

Technical College System. The Tech System indicates that requirements of this bill for state technical colleges will be managed with existing resources, and therefore, this bill will have no expenditure impact on the Tech System.

State Revenue

This bill states that a public institution of higher learning may not promote differential treatment or promise any other benefit to an applicant for admission or the hiring or promotion of a faculty member upon the applicant or faculty member's commitment or declaration of personal support or disagreement with a political ideology or movement, including a statement regarding diversity, equity, and inclusion.

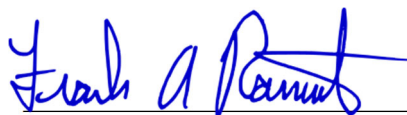
This bill may impact federal grant programs administered by MUSC. We have requested additional information from MUSC and will update this impact statement when the information is available.

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director