



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. 0233	Introduced on January 10, 2023
Author:	Loftis	
Subject:	In State Tuition	
Requestor:	Senate Education	
RFA Analyst(s):	Tipton	
Impact Date:	February 13, 2023	

Fiscal Impact Summary

This bill amends the statutory definition of a prospective student's domicile for the determination of in-state tuition eligibility by state institutions of higher learning, to include certain additional considerations, and further specifies that temporary absence from a domiciliary state due to employment does not affect a change of domicile within the section.

This bill will have no expenditure impact on the Commission on Higher Education (CHE), the State Board for Technical and Comprehensive Education (Tech Board), or the state colleges and universities, as the requirements of this bill will be managed by these entities within existing resources and appropriations. Further, the institutions indicate that the expanded definition of domicile will not significantly change the number of students considered residents and non-residents of South Carolina.

Explanation of Fiscal Impact

Introduced on January 10, 2023

State Expenditure

This bill amends the statutory definition of domicile for the determination of in-state tuition eligibility by state institutions of higher learning. Under this bill, state institutions must consider the following when determining a person's domicile:

- A person's address reported on income tax returns;
- A person's real estate interests, including the address for which the legal residence tax assessment ratio is claimed pursuant to §12-43-220(c);
- A person's physical mailing address;
- A person's address on driver's license or other identification issued by the Department of Motor Vehicles (DMV);
- A person's address on legal and financial documents;
- A person's address on an automobile registration;
- A person's address utilized for membership in clubs and organizations;
- The location of a voter's personal property; and
- Whether a person temporarily relocated due to medical care for himself or for a member of his immediate family.

The bill further specifies that temporary absence from one's domiciliary state solely because of employment does not affect a change of domicile within this section.

Under this bill, CHE would be required to update regulations to conform with the added considerations for determining a prospective student's domicile. The agency indicates that this will be managed within existing resources and will have no expenditure impact. Similarly, the Tech Board indicates that any requirement of the bill will be managed within existing resources and will have no expenditure impact.

Based on a survey of state colleges and universities, the additional consideration for determining a person's domicile under this bill will be managed within existing resources and will have no expenditure impact. Further, the institutions indicate that the expanded definition will not significantly change the number of students considered residents and non-residents of South Carolina.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director