



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. 0256 Introduced on January 10, 2023
Author: Johnson, M.
Subject: Sunscreen at School
Requestor: Senate Education
RFA Analyst(s): Bryant
Impact Date: February 14, 2023

Fiscal Impact Summary

This bill provides that a public school or day camp regulated by the State Department of Social Services (DSS) may allow students or campers, with parental consent, to possess and use certain sunscreen on school or camp property and at school or camp sponsored events or activities. A public school or day camp may also adopt policies allowing students or campers to use articles of sun protective clothing. Further, school or camp personnel may assist a student or camper in applying sunscreen if the school or camp has written consent from the student's or camper's parent or guardian. The bill specifies that a public school or day camp and its personnel are immune from civil liability for any actions taken in good faith compliance with the provisions of the bill. The bill also specifies that the S.C. Department of Education (SCDE) and DSS must provide assistance and guidance to public schools and day camps concerning the administration of the provisions of the bill.

SCDE indicates that the agency can manage any costs associated with providing assistance and guidance to schools on the use of sunscreen within its current operating budget. Therefore, this bill will have no expenditure impact on SCDE.

The expenditure impact of this bill on DSS is pending, contingent upon a response.

The overall expenditure impact of this bill on local school districts is undetermined due to the limited number and varying responses received from the districts. SCDE surveyed the seventy-three regular school districts and the three charter districts regarding the expenditure impact of this bill and received responses from thirty-one districts. Of the responding districts, thirty indicate that the bill will have no expenditure impact, as any expenses will be minimal and can be managed with existing resources and staff. However, several of the districts note that this estimate could change if a significant number of students require assistance applying sunscreen. One responding district indicates that the bill could increase expenses by approximately \$5,000 for additional staff to keep track of which students have permission to use sunscreen and monitor students to ensure they do not share sunscreen with others that do not have parental consent.

Explanation of Fiscal Impact

Introduced on January 10, 2023

State Expenditure

This bill provides that a public school or day camp regulated by DSS may allow students or campers, with parental consent, to possess and use certain sunscreen on school or camp property and at school or camp sponsored events or activities. Students and campers may possess and use sunscreen without being required to have a physician's note or prescription and without having to store the sunscreen at a particular location on school or camp property. A public school or day camp may also adopt policies to allow for the outdoor use of articles of sun protective clothing, including hats, sunglasses, and other articles of clothing the school or camp considers appropriate. Further, school or camp personnel may assist a student or camper in applying sunscreen if the school or camp has written consent from the student's or camper's parent or guardian. The bill specifies that a public school or day camp and its personnel are immune from civil liability for any actions taken in good faith compliance with the provisions of the bill. The bill further specifies that SCDE and DSS must provide assistance and guidance to public schools and day camps concerning the administration of the provisions of the bill.

S.C. Department of Education. This bill will have no expenditure impact on SCDE. The agency indicates that it can manage any costs associated with providing assistance and guidance to schools on the use of sunscreen within its current operating budget.

Department of Social Services. The expenditure impact of this bill on DSS is pending, contingent upon a response.

State Revenue

N/A

Local Expenditure

This bill provides that a public school or day camp regulated by DSS may allow students or campers, with parental consent, to possess and use certain sunscreen on school or camp property and at school or camp sponsored events or activities. Students and campers may possess and use sunscreen without being required to have a physician's note or prescription and without having to store the sunscreen at a particular location on school or camp property. A public school or day camp may also adopt policies to allow for the outdoor use of articles of sun protective clothing, including hats, sunglasses, and other articles of clothing the school or camp considers appropriate. Further, school or camp personnel may assist a student or camper in applying sunscreen if the school or camp has written consent from the student's or camper's parent or guardian. The bill specifies that a public school or day camp and its personnel are immune from civil liability for any actions taken in good faith compliance with the provisions of the bill.

The overall expenditure impact of this bill on the local school districts is undetermined due to the limited number and varying responses received from the district. SCDE surveyed the seventy-three regular school districts and the three charter districts regarding the expenditure impact of this bill and received responses from thirty-one districts. Of the responding districts, thirty

indicate that the bill will have no expenditure impact, as any expenses will be minimal and can be managed with existing resources and staff. However, several districts note that this estimate could change if a significant number of students require assistance applying sunscreen. One responding district indicates that the bill could increase expenses by approximately \$5,000 for additional staff to keep track of which students have permission to use sunscreen and monitor students to ensure they do not share sunscreen with others that do not have parental consent.

Local Revenue

N/A



Frank A. Rainwater, Executive Director