



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: S. 0107 Amended by House Judiciary on April 26, 2017
Author: Campsen
Subject: Governor and Lieutenant Governor
Requestor: House of Representatives
RFA Analyst(s): Kokolis and Gable
Impact Date: May 3, 2017

Estimate of Fiscal Impact

	FY 2017-18	FY 2018-19
State Expenditure		
General Fund	\$80,000	\$0
Other and Federal	\$0	\$0
Full-Time Equivalent Position(s)	0.00	0.00
State Revenue		
General Fund	Undetermined	\$0
Other and Federal	\$0	\$0
Local Expenditure	\$0	\$0
Local Revenue	\$0	\$0

Fiscal Impact Summary

The bill will have an expenditure impact to the General Fund of \$80,000, \$50,000 for the State Election Commission to update their software and online ballots and \$30,000 for the State Fiscal Accountability Authority to contract with a vendor to complete the Constitutional Officer Salary Study. There is no expenditure impact to Other Funds or Federal Funds. The General Fund revenue impact is undetermined due to unknown Election Commission filing fees that are based upon a constitutional officer's salaries, which the bill as amended may change.

Explanation of Fiscal Impact

Amended by House Judiciary on April 26, 2017

State Expenditure

This bill establishes the procedure by which a person nominated as Governor selects a Lieutenant Governor as a joint ticket running mate and requires the State Election Commission to ensure they are elected jointly beginning with the 2018 general election. The bill provides for the substitution of candidates for Lieutenant Governor, when the designated Lieutenant Governor dies, becomes disqualified, or resigns before the election. The bill also provides for the appointment of a successor beginning with the 2018 general election, when the Lieutenant Governor is impeached, dies, resigns, becomes disabled or disqualified while in office. The bill revises statutory references to the Lieutenant Governor, President Pro Tempore of the Senate, and the Office on Aging to conform to the constitutional amendment providing for a member of the Senate to serve as the body's presiding officer and the Lieutenant Governor to serve pursuant to election as the Governor's running mate.

This bill as amended bill gives the Agency Head Salary Commission authority, beginning in 2018 and every four years thereafter, to commission a study to recommend a salary range for each state constitutional officer based on their job duties and responsibilities, as well as the pay of other state constitutional officers in other states. The commission shall then determine a salary for each state constitutional officer within the recommended pay range, subject to funding in the annual appropriations act. Individuals appointed to the Agency Head Salary Commission must recuse themselves from the deliberation and vote regarding their appointer's salary.

Within an election cycle, this bill as amended sets the contribution limit to \$3,500 for statewide candidates jointly elected. Further, the bill transfers the Lieutenant Governor's Office to the Governor's Office, and creates the Department on Aging from the Lieutenant Governor's Office's Division on Aging.

Department of Administration. The department indicates this bill as amended will have no expenditure impact to the General Fund, Other Funds, or Federal Funds.

State Fiscal Accountability Authority. The agency expects the bill as amended will increase General Fund expenditures by \$30,000 in FY 2017-18 to contract for the Constitutional Officer Salary Study. This bill as amended will have no expenditure impact to Federal Funds or Other Funds.

Lieutenant Governor's Office. This bill as amended is not anticipated to have an expenditure impact to the General Fund, Federal Funds, or Other Funds. Any changes to the website and printed materials can be handled with current resources. The bill does not add any additional duties or responsibilities to the Lieutenant Governor's Office.

Election Commission. The bill as amended will have a General Fund expenditure impact of \$50,000 for election management software testing, regression testing, and for programming changes to online sample ballots and the absentee ballot access system. The expenditure impact is unchanged from the impact as introduced.

Ethics Commission. The commission indicates this bill as amended will have no expenditure impact to the General Fund, Other Funds, or Federal Funds.

Senate. This bill as amended is not anticipated to have an expenditure impact to the General Fund, Other Funds, or Federal Funds. In recognition of the 2014 amendment to Article III of the South Carolina Constitution, which takes effect in 2018, this bill updates the title of the leader of the Senate from President pro tempore of the Senate to the President of the Senate in various sections of the state's code of laws.

State Revenue

The Election Commission indicates the bill as amended may change filing fees to run for office, which are based upon the salaries of the office. Due to the unknown future salaries based upon the Agency Head Salary Commission study recommendations, the revenue impact is undetermined.

Local Expenditure

N/A

Local Revenue

N/A

Introduced on January 10, 2017

State Expenditure

This bill establishes the procedure by which a person nominated as Governor selects a Lieutenant Governor as a joint ticket running mate and requires the State Election Commission to ensure they are elected jointly beginning with the 2018 general election. The bill provides for the substitution of candidates for Lieutenant Governor, when the designated Lieutenant Governor dies, becomes disqualified, or resigns before the election. The bill also provides for the appointment of a successor beginning with the 2018 general election, when the Lieutenant Governor is impeached, dies, resigns, becomes disabled or disqualified while in office. The bill revises statutory references to the Lieutenant Governor, President Pro Tempore of the Senate, and the Office on Aging to conform to the constitutional amendment providing for a member of the Senate to serve as the body's presiding officer and the Lieutenant Governor to serve pursuant to election as the Governor's running mate.

The bill extends the period for filing to run as a candidate in the general election when the last day of filing falls on a Saturday, Sunday or legal holiday and amends campaign contribution limits. Within an election cycle, the bill increases the contribution limit for statewide candidates from \$3,500 to \$5,000 per donor, sets the limit as \$5,000 for jointly elected candidates, and increases the contribution limit for candidates for other offices from \$1,000 to \$2,000. The State Ethics Commission is required to increase the contribution limits each odd numbered year based on the Consumer Price Index. The State Ethics Commission is required to announce publicly and on its website any resulting increase in contribution limits, as well as notify candidates at the time of filing.

Department of Administration. The department indicates this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds.

Lieutenant Governor's Office. The office indicates this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds. Any changes to the website and printed materials can be handled with current resources.

Election Commission. The commission indicates this bill will have an expenditure impact on the General Fund of \$50,000 for election management software testing, regression testing, and for programming changes to online sample ballots and the absentee ballot access system. There is no expenditure impact on Other Funds or Federal Funds.

Ethics Commission. The commission indicates this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds. The only obligations placed on the commission is that it must, every other year, determine adjustments in the contribution limitations based on the CPI, which will not result in any foreseeable expenditures.

Senate. In recognition of the 2014 amendment to Article III of the South Carolina Constitution, which takes effect in 2018, this bill updates the title of the leader of the Senate from President pro tempore of the Senate to the President of the Senate in various sections of the state's code of laws. The Senate indicated this bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director