



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: S. 0570 Signed by Governor on May 10, 2017
Author: Massey
Subject: Misdemeanors
Requestor: Senate
RFA Analyst(s): Walling and Powell
Impact Date: December 18, 2017

Estimate of Fiscal Impact

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

Fiscal Impact Summary

This bill is expected to increase Other Fund revenue of Clemson University - Public Service Activities by \$53,875 to \$65,000 in FY 2017-18, and each year thereafter. This bill will have no expenditure impact on the General Fund, Other Funds, or Federal Funds.

Explanation of Fiscal Impact

Signed by Governor on May 10, 2017

State Expenditure

Clemson University – Public Service Activities.

This bill adds a new category within existing nursery registration fees for turfgrass growers and adds a new registration fee for nursery dealers, with the fee schedule based on annual gross sales. Clemson PSA, acting under the direction of the State Crop Pest Commission pursuant to Sections 46-9-10 and 46-9-50, currently collects nursery registration fees. Clemson PSA has indicated that it does not anticipate a significant impact on its existing staffing or its cost for supplies due to the addition of the nursery dealer fee. It expects to manage any additional expenses within its existing appropriations.

The bill also revises the penalties for various offenses to remove the violation of regulations promulgated by the State Pest Control Commission from the list of items for which a criminal penalty may be assessed. This includes penalties related to the State Pest Control Commission, the Boll Weevil Eradication Act, the Pesticide Control Act, and the Noxious Weed Act. This does not materially alter the agency’s oversight or regulatory activities. Therefore, these provisions will have no expenditure impact.

The bill also adds making a pesticide application or performing another activity without the proper South Carolina Commercial Pesticide Applicator's License or South Carolina Pest Control Business License to the list of items for which a pesticide dealer's or applicator's license may be denied, revoked, or suspended. This does not materially alter the agency's oversight or regulatory activities. Therefore, this provision will have no expenditure impact.

Department of Agriculture.

The bill revises the penalties for offenses to remove the violation of regulations related to agriculture marketing and markets promulgated by the Department of Agriculture from the list of items for which a criminal penalty may be assessed. This does not materially alter the agency's oversight or regulatory activities. Therefore, these provisions will have no expenditure impact.

The bill also revises the penalties related to milk and milk products to remove regulations promulgated by the Department of Agriculture from the list of items for which a criminal penalty may be assessed. This does not materially alter the agency's oversight or regulatory activities. Therefore, these provisions will have no expenditure impact.

State Revenue

Clemson—Public Service Activities. This bill adds a new category within existing nursery registration fees for turfgrass growers. Turfgrass growers were previously required to pay the registration fee, but the existing tier structure did not take into account their business model. Therefore, all turfgrass growers were assessed the maximum fee of \$200. There are currently seventeen certified turfgrass growers in the state. If all turfgrass growers were assessed the minimum fee of \$75 rather than the maximum fee of \$200, this could result in a revenue reduction of \$2,125. Data for which turfgrass growers would fall into each category was not immediately available.

The bill also adds a new registration fee for nursery dealers, with the fee schedule based on annual gross sales. Nursery dealers with gross sales of \$10,000 or less are exempt from this fee. Clemson PSA estimated that this fee would capture 1,500 nursery dealers and generate \$55,000 to \$65,000 in new recurring revenue. Clemson PSA, acting under the direction of the State Crop Pest Commission pursuant to Sections 46-9-10 and 46-9-50, collects these fees and retains them to support nursery inspection programs. To date, Clemson PSA has identified approximately 1,850 dealers, with 670 of those being exempt from the fee, and has collected approximately \$53,000 in revenue.

The bill also revises the penalties for various offenses to remove the violation of regulations promulgated by the State Pest Control Commission from the list of items for which a criminal penalty may be assessed. This includes penalties related to the State Pest Control Commission, the Boll Weevil Eradication Act, the Pesticide Control Act and the Noxious Weed Act. The impact of such penalties is variable and minimal. Therefore, these provisions will have no revenue impact.

The bill also adds making a pesticide application or performing another activity without the proper South Carolina Commercial Pesticide Applicator's License or South Carolina Pest

Control Business License to the list of items for which a pesticide dealer's or applicator's license may be denied, revoked, or suspended. The impact of such penalties is variable and minimal. Therefore, these provisions will have no revenue impact.

Department of Agriculture. The bill revises the penalties for offenses to remove the violation of regulations related to agriculture marketing and markets promulgated by the Department of Agriculture from the list of items for which a criminal penalty may be assessed. The impact of such penalties is variable and minimal. Therefore, these provisions will have no revenue impact.

The bill also revises the penalties related to milk and milk products to remove regulations promulgated by the Department of Agriculture from the list of items for which a criminal penalty may be assessed. The impact of such penalties is variable and minimal. Therefore, these provisions will have no revenue impact.

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director