

FISCAL IMPACT STATEMENT ON BILL NO. **S. 861**

(Doc. No. 025chem.hm.ks.docx)

---

TO: The Honorable Larry A. Martin, Chairperson, Senate Judiciary Committee  
FROM: State Budget Division, Budget and Control Board  
ANALYSTS: Rodney P. Grizzle  
DATE: March 18, 2014 SBD: 2014135

---

AUTHOR: Senator Shealy PRIMARY CODE CITE: 56-5-2948  
SUBJECT: Field Sobriety Tests

---

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:  
\$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:  
\$0 (No additional expenditures or savings are expected)

---

**BILL SUMMARY:**

Senate Bill 861 amends Section 56-5-2948 of the Code of Laws of South Carolina, 1976, as it relates to Field Sobriety Tests, by allowing the investigating Law Enforcement Officer who suspects that an individual has caused a motor vehicle incident resulting in the death of another person and the driver is physically unable to submit to the field sobriety test at the scene of the incident, to required that the driver must submit to one or combination of test on breath, blood or urine to for the purpose of determining presence of alcohol or drugs or both in the system of the driver.

**EXPLANATION OF IMPACT:**

The Department of Public Safety

The Department indicates that this Bill will have no fiscal impact on the General Fund of the State, nor on Federal and/or Other Funds.

**LOCAL GOVERNMENT IMPACT:**

Pursuant to Section 2-7-76 of the Code of Laws of South Carolina, 1976, the State Budget Division has surveyed members of the FIST Network. The responses will be forwarded upon receipt.

**SPECIAL NOTES:**

None.

Approved by:



Brenda Hart  
Assistant Director, State Budget Division