

FISCAL IMPACT STATEMENT ON BILL NO. **H.3102, as Amended**

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TO: The Honorable Larry A. Martin, Chairperson, Senate Judiciary Committee
FROM: State Budget Division, Budget and Control Board
ANALYSTS: Stephen Gardner, Rodney Grizzle
DATE: May 19, 2014 SBD: 2014255

AUTHOR: Representative Forrester PRIMARY CODE CITE: 63-7-1690
SUBJECT: Jaidon's Law

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

Minimal (Some additional costs expected but can be absorbed)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

\$0 (No additional expenditures or savings are expected)

BILL SUMMARY:

House Bill 3102 amends the Code of Laws of South Carolina, 1976, so as to enact "Jaidon's Law". The Bill amends Section 63-7-1680, as amended, relating to the contents, approval, and amendment of a placement plan developed by the Department of Social Services (DSS) for a child removed from the custody of his or her parents, so as to further provide for the visitation rights and obligations of the parents under the placement plan. The Bill amends Section 63-7-1690, relating to contents of a placement plan when the conditions for removal of a child from the custody of his or her parents include controlled substance abuse by the parents, so as to make the contents of the plan mandatory, rather than the discretion of the Court. The Bill also amends Section 63-7-1710, relating to circumstances under which DSS shall file a petition to terminate parental rights. The Department of Social Services shall file this petition if the parent is convicted of homicide by child abuse, or aiding or abetting to commit homicide by child abuse, of another child of the parent. Furthermore, the Bill amends Section 63-7-1940, relating to Court ordered placement of a person in the central registry for child abuse and neglect, so as to provide that the Court shall order that a person be placed in the registry if the person gave birth to the child and the child tested positive for drugs. Finally, the Bill amends Section 63-7-2570 relating to grounds for terminating parental rights.

EXPLANATION OF IMPACT:

Judicial Department

The Judicial Department indicates that this Bill will have a minimal impact on the General Fund of the State, which the agencies can absorb at their current level of funding.

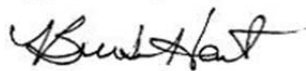
Department of Social Services

The Department of Social Services estimates this Bill will have no fiscal impact on the State General Fund or on Federal and/or Other Funds.

SPECIAL NOTES:

The Department of Social Services currently performs drug tests required in Section 7 of the Bill.

Approved by:



Brenda Hart
Assistant Director, State Budget Division