

FISCAL IMPACT STATEMENT ON BILL NO. **H.3248, 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: K. Earle Powell and Rodney P. Grizzle
DATE: March 19, 2013 SBD: 2013091

AUTHOR: Representative Rutherford PRIMARY CODE CITE: 16-13-510
SUBJECT: Financial Transaction Card Crime

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 3248 amends the Code of Laws of South Carolina, 1976, relating to the enforcement and prosecution of identity theft offenses. The Bill enhances identity fraud and financial identity fraud provisions by establishing more expansive criteria for personal identifying information and financial resources that are to be used in determining whether fraud has been committed. The Bill revises the provision that allows someone who learns or reasonably suspects that he is the victim of identity theft to initiate an investigation by reporting to a local law enforcement agency that has jurisdiction over his actual legal residence, so as to eliminate the law enforcement agency's option of referring the investigation to another law enforcement agency where the crime was committed.

EXPLANATION OF IMPACT:

The Judicial Department and the Prosecution Coordination Commission indicate that this Bill will have a minimal impact on the General Fund of the State, which both agencies can absorb at their current levels of funding.

LOCAL GOVERNMENT IMPACT:

The State Budget Division surveyed local governments to assess the impact of this Bill. To date, no responses have been received.

SPECIAL NOTES:

None.

Approved by:



Brenda Hart
Assistant Director, State Budget Division