



**SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE**  
**STATEMENT OF ESTIMATED FISCAL IMPACT**  
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**Bill Number:** H. 4387 As signed by the Governor on June 9, 2016  
**Author:** Bamberg  
**Subject:** Quotas on Citations Issued by Law Enforcement  
**Requestor:** Senate  
**RFA Analyst(s):** Gardner and Wren  
**Impact Date:** August 17, 2016

**Estimate of Fiscal Impact**

	<b>FY 2016-17</b>	<b>FY 2017-18</b>
<b>State Expenditure</b>		
General Fund	\$0	\$0
Other and Federal	\$0	\$0
Full-Time Equivalent Position(s)	0.00	0.00
<b>State Revenue</b>		
General Fund	\$0	\$0
Other and Federal	\$0	\$0
<b>Local Expenditure</b>	\$0	\$0
<b>Local Revenue</b>	\$0	\$0

**Fiscal Impact Summary**

This bill as amended would have no expenditure impact on the General Fund, Federal Funds, or Other Funds.

**Explanation of Fiscal Impact**

**Explanation of Amendment by the Senate on June 1, 2016**

**State Expenditure**

This bill as amended adds Section 23-1-245, which provides that a law enforcement agency, department, or division may not require a law enforcement officer employed by the agency, department, or division to issue a specific amount or meet a quota for the number of citations issued during a designated period of time. Nothing in the section shall prohibit a law enforcement agency, department, or division from evaluating an officer's performance based on the officer's points of contact. Additionally, an employee of a law enforcement agency, department, or division who files a report with an appropriate authority alleging a violation of the provisions contained in this section is protected by the provisions in Chapter 27, Title 8.

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

**South Carolina Law Enforcement Division.** The agency reports that this bill will have no expenditure impact on the General Fund, Federal Funds, or Other Funds.

## **State Revenue**

N/A

## **Local Expenditure**

The Revenue and Fiscal Affairs Office contacted the South Carolina Association of Counties and the Municipal Association of South Carolina regarding the expenditure impact of this bill. The South Carolina Association of Counties indicates that they are not aware of county law enforcement agencies with quotas on the number of citations issued. The Municipal Association of South Carolina surveyed the Police Chiefs Association and a number of police chiefs regarding this bill and also indicates that municipal police departments do not use quotas on the number of citations issued. Therefore, this bill is not expected to have an expenditure impact on local law enforcement agencies.

## **Local Revenue**

N/A

## **Explanation of Amendment by the House of Representatives on April 26, 2016**

### **State Expenditure**

This bill as amended adds Section 23-1-245, which provides that a law enforcement agency, department, or division may not require a law enforcement officer employed by the agency, department, or division to issue a specific amount or meet a quota for the number of citations issued during a designated period of time. Also, a law enforcement agency, department, or division may not compare the number of citations issued by a law enforcement officer to the number of citations issued by another officer who has similar responsibilities for the purpose of evaluating the officer's job performance. Nothing in the section shall prohibit a law enforcement agency, department, or division from evaluating an officer's performance based on the officer's points of contact. Additionally, an employee of a law enforcement agency, department, or division who files a report with an appropriate authority alleging a violation of the provisions contained in this section is protected by the provisions in Chapter 27, Title 8.

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

**South Carolina Law Enforcement Division.** The agency reports that this bill will have no expenditure impact on the General Fund, Federal Funds, or Other Funds.

## **State Revenue**

N/A

## **Local Expenditure**

The Revenue and Fiscal Affairs Office contacted the South Carolina Association of Counties and the Municipal Association of South Carolina regarding the expenditure impact of this bill. The South Carolina Association of Counties indicates that they are not aware of county law enforcement agencies with quotas on the number of citations issued. The Municipal Association of South Carolina surveyed the Police Chiefs Association and a number of police chiefs regarding this bill and also indicates that municipal police departments do not use quotas on the

number of citations issued. Therefore, this bill is not expected to have an expenditure impact on local law enforcement agencies.

**Local Revenue**

N/A



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Frank A. Rainwater, Executive Director