



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: H. 4763 As amended by the House of Representatives on April 19, 2016
Author: Pope
Subject: Internet Crimes Against Children Fund
Requestor: Senate Judiciary
RFA Analyst(s): Fulmer, Gardner, and Wren
Impact Date: May 17, 2016

Estimate of Fiscal Impact

	FY 2016-17	FY 2017-18
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	\$1,800,000	\$0
Local Expenditure	\$0	\$0
Local Revenue	\$1,200,000	\$0

Fiscal Impact Summary

This bill as amended would increase Other Funds revenue by \$1,800,000. Revenue for local law enforcement agencies would increase by \$1,200,000. This bill as amended would have no expenditure impact to the General Fund, Federal Funds, or Other Funds.

Explanation of Fiscal Impact

State Expenditure

This bill creates the Internet Crimes Against Children Fund, which may only be used to investigate, prosecute, and prevent internet crimes against children along with the necessary training, staffing and equipment.

State Treasurer’s Office. The Treasurer’s Office is responsible for collecting these assessments from the County Treasurers and depositing the balance of the assessments to the designated funds. The Treasurer’s Office indicates that this bill as amended would have minimal impact to Other Funds and can be absorbed within existing resources.

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

Attorney General’s Office. The Revenue and Fiscal Affairs office contacted the agency and the expenditure impact is pending, contingent upon a response.

State Revenue

This bill amends Sections 14-1-206, 14-1-207, and 14-1-208 to increase the assessments imposed on fines in general sessions court, magistrates court, and municipal court from 107.5% to 113.6%. The additional 6.1% assessment must be used to support the Internet Crimes Against Children Fund, which is established pursuant to Section 1-7-180.

Based upon data obtained from the FY 2014-15 Court Revenue Distribution to Agencies report generated by the State Treasurer's Office and applying a two-year growth rate, the additional 6.1% assessment would generate an additional \$3,000,000 in revenue in FY 2016-17. Sixty percent, or \$1,800,000 of the additional \$3,000,000 must be transferred to the Attorney General's Office to operate the Internet Crimes Against Children Task Force and the remaining forty percent, or \$1,200,000 must be transferred to the Department of Public Safety to provide grants for local law enforcement agencies and must be expended in accordance with the purpose of the Internet Crimes Against Children Fund. However, the bill as currently amended allocates 106.1% of the court assessments. The allocations in Sections 14-1-206, 14-1-207, and 14-1-208 may need further clarification to ensure that only 100% of assessment revenue is allocated and revenue amounts currently allocated to the various programs are not impacted.

Local Expenditure

N/A

Local Revenue

This bill amends Sections 14-1-206, 14-1-207, and 14-1-208 to increase the assessments imposed on fines in general sessions court, magistrates court, and municipal court from 107.5% to 113.6%. Forty percent of the additional 6.1% assessment must be transferred to Other Funds of the Department of Public Safety to provide grants for local law enforcement agencies. Based upon data obtained from the FY 2014-15 Court Revenue Distribution to Agencies report generated by the State Treasurer's Office and applying a two-year growth rate, this bill would generate an additional \$1,200,000 in grants for local law enforcement agencies. The additional funds must be used in accordance with the purpose of the Internet Crimes Against Children Fund.



Frank A. Rainwater, Executive Director