



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number: H. 5021
Author: Collins
Subject: Adult Students with Disabilities Educational Rights Consent Act
Requestor: House Education and Public Works
RFA Analyst(s): Fulmer
Impact Date: April 19, 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	\$0	\$0
Local Expenditure	\$0	\$0
Local Revenue	\$0	\$0

Fiscal Impact Summary

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

Explanation of Fiscal Impact

State Expenditure

This bill creates the Adult Student with Disabilities Educational Rights Consent Act and establishes policies and procedures for allowing adult students under the Individuals with Disabilities Education Act (IDEA) to delegate authority over his or her educational program to an agent or representative. Under this bill, an adult student who is eligible for special education under IDEA and who is not determined to be incapacitated under Chapter 5 of Title 62 can delegate his or her right to make educational decisions to an agent or representative on a form prescribed by the Department of Education. An adult student under IDEA who has not been determined to be incapacitated under Chapter 5 of Title, but may be identified as unable to provide informed consent may have an educational representative designated as provided for in the bill. The Department of Education is authorized to promulgate regulations and policies needed for implementation.

The State Department of Education indicates there is no expenditure impact to the General Fund, Federal Funds, or Other Funds for implementing the provisions of this bill.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director