

FISCAL IMPACT STATEMENT ON BILL NO. **S. 520**

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TO: The Honorable Larry A. Martin, Chairperson, Senate Judiciary Committee
FROM: State Budget Division, Budget and Control Board
ANALYSTS: Rodney P. Grizzle
DATE: February 25, 2014 SBD: 2014063

AUTHOR: Senator Jackson PRIMARY CODE CITE: 63-19-1435
SUBJECT: Use of Restraints on Juveniles in Court

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:
\$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:
\$0 (No additional expenditures or savings are expected)

BILL SUMMARY:

Senate Bill 520 amends the Code of Laws of South Carolina, 1976, by adding Section 63-19-1435, which would prohibit the use of restraints on a juveniles appearing in court, unless the restraints are necessary to prevent harm to the juvenile or anyone or if the juvenile is a flight risk and if there are no less restrictive alternatives available. The Bill also gives the juvenile's attorney the right to be heard before the court orders the use of restraints and if restraints are order, to require the court to make Findings of Fact in support of the order.

EXPLANATION OF IMPACT:

Judicial Department

Department of Juvenile Justice

The Departments indicate this Bill will have no fiscal impact on the General Find of the State, nor on Federal and/or Other Funds.

LOCAL GOVERNMENT IMPACT:

Pursuant to Section 2-7-76 of the Code of Laws of South Carolina, 1976, the State Budget Division has surveyed members of the FIST Network. The responses will be forwarded upon receipt.

SPECIAL NOTES:

None.

Approved by:



Brenda Hart
Assistant Director, State Budget Division