



**SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE**  
**STATEMENT OF ESTIMATED FISCAL IMPACT**  
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*This fiscal impact statement is produced in compliance with the South Carolina Code of Laws and House and Senate rules. The focus of the analysis is on governmental expenditure and revenue impacts and may not provide a comprehensive summary of the legislation.*

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<b>Bill Number:</b>	H. 3182	Introduced on January 12, 2021
<b>Author:</b>	Thayer	
<b>Subject:</b>	Vehicle Meeting or Overtaking a School Bus	
<b>Requestor:</b>	House Education and Public Works	
<b>RFA Analyst(s):</b>	Gardner and Griffith	
<b>Impact Date:</b>	April 5, 2021	

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### **Fiscal Impact Summary**

This bill authorizes the Department of Public Safety to issue a civil penalty citation to the registered owner of a vehicle that has unlawfully met or overtaken a school bus as evidenced by photographic or electronic images and provides a method for challenging such a citation.

A determination of the bill's impact is pending, contingent upon a response from the Department of Public Safety and Department of Motor Vehicles.

### **Explanation of Fiscal Impact**

#### **Introduced on January 12, 2021**

#### **State Expenditure**

This bill authorizes the Department of Public Safety (department) to issue a civil penalty citation to the registered owner of a vehicle that has unlawfully met or overtaken a school bus based upon an inspection of photographs, microphotographs, videotape, or other digitally recorded images. First offense violations are punishable by a civil penalty not to exceed \$250, and second or subsequent offense violations are punishable by a civil penalty not to exceed \$500. These violations will not charge points against the driving record of the registered owner of the vehicle.

Within 30 days of receiving a citation, the registered vehicle owner may provide to the department an affidavit providing specific information to corroborate that the vehicle was not under his care, custody, or control at the time of the violation or that the vehicle was stolen but was properly insured at the time of the violation. When an affidavit has been submitted, the registered vehicle owner will not be responsible for payment of the civil penalty. The department will be responsible for providing a form affidavit with each citation—which must clearly state the manner in which the citation may be challenged—and for sending the citation and form affidavit via first-class mail to the registered owner of the vehicle at the address provided by the Department of Motor Vehicles.

**Department of Public Safety.** The expenditure impact is pending, contingent upon a response from the agency.

**Department of Motor Vehicles.** The expenditure impact is pending, contingent upon a response from the agency.

**State Revenue**

N/A

**Local Expenditure**

N/A

**Local Revenue**

N/A



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Frank A. Rainwater, Executive Director