



**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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**Bill Number:** H. 3962    Introduced on February 15, 2023  
**Author:** Trantham  
**Subject:** Escape of Materials Loaded on Vehicles  
**Requestor:** House Education and Public Works  
**RFA Analyst(s):** Griffith  
**Impact Date:** April 18, 2023

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### **Fiscal Impact Summary**

This bill prohibits the operation of a vehicle in a manner that allows the escape of a large piece of low density polyethylene, linear low density polyethylene, high density polyethylene, or other polyolefins or thermoplastics upon any highway.

The bill will have no expenditure impact on the Department of Transportation (DOT), the Department of Health and Environmental Control (DHEC), or the Department of Public Safety (DPS) because the agencies currently respond to incidents of escaped debris under the normal course of agency business.

A violation of the provisions of the bill is a misdemeanor, and, upon conviction, the violator must be fined \$100. This bill may increase instances of the misdemeanor, which may increase fines and fees collected in court. Court fines and fees are distributed to the General Fund, Other Funds, and local funds. However, data are unavailable to estimate the number of new offenses. Therefore, the Revenue and Fiscal Affairs Office (RFA) anticipates this bill may result in an undetermined increase in General Fund revenue, Other Funds revenue, and local revenue due to an increase in fines and fees collections in court.

### **Explanation of Fiscal Impact**

#### **Introduced on February 15, 2023**

##### **State Expenditure**

This bill prohibits the operation of a vehicle in a manner that allows the escape of a large piece of low density polyethylene, linear low density polyethylene, high density polyethylene, or other polyolefins or thermoplastics upon any highway. A violation of the provisions of the bill is a misdemeanor, and, upon conviction, the violator must be fined \$100.

**Department of Transportation.** DOT indicates that it currently responds to requests to remove debris which may create an obstruction or hazard within a roadway. Therefore, this bill will have no expenditure impact on DOT.

**Department of Health and Environmental Control.** DHEC is the primary agency to respond when debris is hazardous or environmentally sensitive. Since the bill does not change the agency's responsibilities, there is no expenditure impact on DHEC.

**Department of Public Safety.** This bill will not change the duties of DPS. Therefore, the bill will have no expenditure impact on DPS.

**State Revenue**

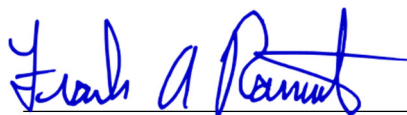
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**Local Expenditure**

N/A

**Local Revenue**

A violation of the provisions of the bill is a misdemeanor. Upon conviction, the violator must be fined \$100. This bill may increase instances of the misdemeanor, which may increase fines and fees collected in court. Court fines and fees are distributed to the General Fund, Other Funds, and local funds. However, data are unavailable to estimate the number of new offenses. Therefore, RFA anticipates this bill may result in an undetermined increase in local revenue due to an increase in fines and fees collections in court.



Frank A. Rainwater, Executive Director