



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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Bill Number:	H. 4157	Signed by Governor on April 3, 2019
Author:	Lucas	
Subject:	Voting Machines	
Requestor:	House of Representatives	
RFA Analyst(s):	Gallagher and Miller	
Impact Date:	May 17, 2019	

Fiscal Impact Summary

This bill will not have a fiscal impact on the State Fiscal Accountability Authority's (SFAA) or the State Election Commission's (SEC) General Fund, Other Fund, or Federal Funds. SFAA and SEC anticipate being able to manage the additional expenses arising from assisting the special evaluation panel in evaluating and scoring proposals within existing appropriations. Therefore, this bill will not have an expenditure impact for either agency.

The Department of Administration (Admin) anticipates an expenditure impact of \$100,000 in non-recurring General Fund expenses in FY 2019-20. These funds will be used to contract with outside experts to provide consultation and advice to both Admin and the special evaluation panel.

Explanation of Fiscal Impact

Signed by Governor on April 3, 2019

State Expenditure

This bill requires SFAA to extend the deadline for offerors to provide a statewide voting system solution for SEC from March 4, 2019, to April 4, 2019. This statewide voting system solution must be fully operational by January 1, 2020. The bill also creates a special evaluation panel to evaluate the proposals received. This panel will be composed of the five members of the SEC. These members are required to receive training on their integrity obligations, the required rules of conduct, and the State Ethics Act prior to assuming any role in the evaluation of proposals or offerors.

Department of Administration. The Executive Director of Admin (director) is required to coordinate the process used by the special evaluation panel to evaluate and score proposals. Admin is permitted to contract with outside experts to provide consultation and advice to both Admin and the special evaluation panel. In the event that a contract cannot be awarded, the director is permitted to direct that the solicitation be amended, or that an alternate source selection method be used. If an alternate source selection method is used, the director is permitted to direct SEC and SFAA to develop an appropriate scope of work and specifications, prepare the appropriate solicitation documents, develop award criteria, administer the procurement process, assist in the scoring and evaluation of any offers, manage the contract, and be responsible for any contract controversies.

To fulfill the duties enumerated in this bill, Admin anticipates the need to retain three consultants for a three-week period to provide consultation and advice to both the department and the special evaluation panel. Admin estimates the hourly fee for these consultants to be approximately \$300 per hour, which will result in an estimated expenditure impact of \$100,000 to non-recurring General Fund expenses in FY 2019-20.

State Fiscal Accountability Authority. SFAA, in conjunction with SEC, is tasked with assigning personnel as requested by the director to support Admin in assisting the special evaluation panel in evaluating and scoring proposals. SFAA is responsible for administrative duties related to the request for proposals. Once a contract is awarded, SFAA is tasked with managing the contract alongside SEC. In the event that a contract cannot be awarded and the director determines that an alternate source selection method should be used, SFAA, in conjunction with the SEC, is tasked with developing an appropriate scope of work and specifications, preparing the appropriate solicitation documents, developing award criteria, administering the procurement process, assisting in the scoring and evaluation of any offers, managing the contract, and, along with the SEC, being responsible for any contract controversies. SFAA is tasked with awarding the contract to the highest-ranking proposal/offer based upon the scoring of the special evaluation panel.

This bill requires SFAA to perform activities that will be conducted in the normal course of agency business. As a result, this bill does not have an expenditure impact on the General Fund, Other Fund, or Federal Funds of the agency.

State Election Commission. The special evaluation panel will be composed of the five members of the SEC. These members are tasked with receiving training on their integrity obligations, the required rules of conduct, and the State Ethics Act prior to assuming any role in the evaluation of proposals or offerors. SEC, in conjunction with SFAA, is tasked with assigning personnel as requested by the director to support Admin in assisting the special evaluation panel in evaluating and scoring proposals. Once a contract is awarded, SEC is tasked with managing the contract alongside SFAA. SEC will be the party in interest for any disputes that arise following the execution of this contract. In the event that a contract cannot be awarded and the director determines that an alternate source selection method should be used, SEC, in conjunction with SFAA, is tasked with developing an appropriate scope of work and specifications, preparing the appropriate solicitation documents, developing award criteria, administering the procurement process, assisting in the scoring and evaluation of any offers, managing the contract, and, along with SFAA, being responsible for any contract controversies.

SEC anticipates being able to manage the additional expenses arising from assisting the special evaluation panel in evaluating and scoring proposals within existing appropriations. Therefore, this bill will not have an additional expenditure impact for SEC.

State Revenue

N/A

Local Expenditure and Revenue

N/A



Frank A. Rainwater, Executive Director