



**SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE**  
**STATEMENT OF ESTIMATED FISCAL IMPACT**  
(803)734-0640 • RFA.SC.GOV/IMPACTS

---

|                        |                          |                                |
|------------------------|--------------------------|--------------------------------|
| <b>Bill Number:</b>    | S. 0182                  | Introduced on January 10, 2017 |
| <b>Author:</b>         | Hembree                  |                                |
| <b>Subject:</b>        | Electrology Practice Act |                                |
| <b>Requestor:</b>      | Senate Medical Affairs   |                                |
| <b>RFA Analyst(s):</b> | Stein and Kokolis        |                                |
| <b>Impact Date:</b>    | February 6, 2017         |                                |

---

**Estimate of Fiscal Impact**

|                                  | <b>FY 2017-18</b> | <b>FY 2018-19</b> |
|----------------------------------|-------------------|-------------------|
| <b>State Expenditure</b>         |                   |                   |
| General Fund                     | \$0               | \$0               |
| Other and Federal                | Undetermined      | \$0               |
| Full-Time Equivalent Position(s) | 1.00              | 0.00              |
| <b>State Revenue</b>             |                   |                   |
| General Fund                     | \$0               | \$0               |
| Other and Federal                | Undetermined      | \$0               |
| <b>Local Expenditure</b>         | Undetermined      | \$0               |
| <b>Local Revenue</b>             | \$0               | \$0               |

**Fiscal Impact Summary**

This bill will have an undetermined expenditure impact on Other Funds, due to unknown demand for licenses, travel requirements, and consulting physician rates. There is no expenditure impact on the General Fund or Federal Funds. This bill will have an undetermined revenue impact on Other Funds, as the board is unable to determine the demand for licenses. Local revenue from fines for criminal violations is undetermined. This bill will have no revenue impact on the General Fund or Federal Funds.

**Explanation of Fiscal Impact**

**Introduced on January 10, 2017**

**State Expenditure**

This bill requires a person to be licensed by Board of Medical Examiners (board) to practice or teach electrology, or represent himself or herself as authorized to practice or teach electrology. Requirements to be licensed to practice or teach electrology are specified in the bill, with the board authorized to promulgate other requirements by regulation.

The bill creates an Electrology Licensure Committee of five members appointed by the Governor to serve as an advisory body to the board, and in some cases, to act under the auspices of the board. The committee is authorized to employ staff and have a licensed physician available as a consultant. The committee is required to meet at least twice annually. Committee members are entitled to per diem, subsistence, and mileage. Among its responsibilities, the committee is required to adopt practice standards; recommend licensing procedures; recommend continuing

education requirements; conduct investigations and hearings of violations; conduct or cause inspections of electrology offices; initially establish reasonable fees to cover the cost of the committee's operations; provide for the administration of examinations; and recommend standards for, and evaluate and approve electrology education programs.

The board is directed to promulgate regulations establishing license, examination and inspection fees, which are to support the program; continuing education requirements; standards for the imposition of civil penalties for violations by an applicant or licensee, which may be used by the committee to reimburse its enforcement expenses; and as noted above, additional requirements for licensure.

Violations of provisions of this bill are a misdemeanor, punishable by imprisonment of not more than one year, or a fine of not more than \$50,000.

**Department of Licensing, Labor, and Regulation.** The department indicates this bill will have an undetermined expenditure impact on Other Funds. New duties will result in expenditures from Other Funds of at least \$44,063 for one FTE and \$1,200 for a laptop computer. The salary will consist of \$26,998 plus \$15,875 in employer contributions. However, other costs are undetermined.

The committee is allowed to employ staff, have a physician available as a consultant, investigate violations, conduct inspections, and administer examinations. Board members must be compensated for mileage, subsistence, and per diem. However, due to the unknown number of applicants and licensees, travel requirements, number of committee meetings, and the need to consult a physician and his or her rates, the full expenditure impact is undetermined. The bill will have no expenditure impact on the General Fund or Federal Funds.

### **State Revenue**

This bill allows for licensure, inspection and examination fees to be charged to electrology license applicants and licensees. The board does not know the demand for licenses, and is unable to estimate the expected revenue. Fees borne by applicants are expected to generate the revenue needed to address any anticipated expenditures.

The amount of revenue that would be generated from fines imposed for criminal violations is undetermined, because the bill creates new offenses for which data is not available. Any revenue would be distributed to the General Fund, state agencies and local government according to existing statutes.

### **Local Expenditure**

N/A

### **Local Revenue**

The amount of revenue from fines imposed for criminal violations is undetermined, because the bill creates new offenses for which data is not available. Any revenue would be distributed to the General Fund, state agencies and local government according to existing statutes.



---

Frank A. Rainwater, Executive Director