

Statement of Estimated State Revenue Impact

Date: April 16, 2013

Bill Number: S.B. 115

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Committee Requesting Impact: Senate Judiciary

Bill Summary: A bill to amend the Code of Laws of South Carolina, 1976, to enact the "South Carolina Constitutional Carry Act of 2013", to amend Section (§) 16-23-20, relating to offenses involving weapons, to change the offense of unlawfully carrying a handgun to carrying a handgun with intent to commit a crime; to repeal §16-23-460, relating to the offense of carrying a concealed weapon; to amend §23-31-220, relating to signs and the right to allow or permit concealed weapons upon premises, to remove references to concealed weapons permits and to allow a private employer or owner to allow or prohibit anyone from carrying a weapon upon his premises by providing notice with a sign; to amend §23-31-225, relating to carrying concealed weapons into residences or dwellings, to remove references to concealed weapons permits and to prohibit any person from entering a residence or dwelling of another with a weapon without permission; and to amend §23-31-240, relating to persons who are allowed to carry a weapon anywhere in the State while on duty, to include law enforcement officers.

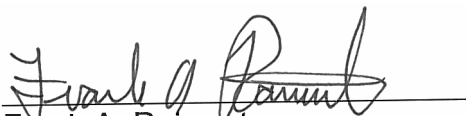
REVENUE IMPACT ^{1/}

This bill is expected to reduce earmarked revenue of the State Law Enforcement Division (SLED) by a total of \$2,315,000 in FY 2013-14, and annually thereafter. The bill would have no impact on state General Fund revenue.

Explanation

This bill would allow certain handguns to be carried on a person except where prohibited in certain establishments by sign notification, and when not having obtained permission prior to entering a private residence. Under current permanent and temporary laws, SLED retains all proceeds to obtain a concealed weapons permit (CWP), at \$50 fee; to certify CWP instructors, at a \$100 fee; and those costs to verify permit status upon request of law enforcement. CWP registrations are for a four-year renewable term; whereas instructor fees are for a three-year renewable term.

Based on a review by SLED, in most circumstances these altered provisions for carrying a handgun would preclude need to obtain a CWP permit, complete requirement for "proof of training" in handgun education, and limit need to verify authority to carry a concealed weapon. Based upon average of proceeds from respective fees over last, three fiscal years, we expect a total reduction in SLED earmarked funds of \$2,315,000 in FY 2013-14, and annually thereafter. The overall loss is apportioned as follows: CWP permits, \$2,270,000; instructor permits, \$30,000; verification fees, \$15,000. As all proceeds are allocated to agency earmarked funds, the bill would have no impact on state General Fund revenue.


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^{1/} This statement meets revenue impact requirements of Section 2-7-71 for a state impact by BEA, Section 2-7-76 for a local impact or Section 6-1-85(B) for an estimate of the shift in local property tax incidence by Office of Economic Research (OER).