



SC Department of Consumer Affairs Fines and Fees Report

Fiscal Year 2011-12

Proviso 89.85*



Subfund Number	Subfund Title	Program/Activity	Authority (Code Section, Regulation, Proviso)	FY 2011-12 Receipts	Purpose of Expenditures	Revenue Source
2837	General Fund	Sale of Goods	S.C. Code Ann. § 11-35-3810; S.C. Code Regs. § 19-455.2150	\$430	Remitted to General Fund	One time revenue from sale of surplus property.
3035	Operating Revenue	Credit Card Filing Fees	S.C. Code Ann. § 37-3-305; Proviso 64.4	\$360	DCA Operations	Fees for credit card issuers.
3035	Operating Revenue	Mortgage Broker Fees	S.C. Code Ann. § 40-58-30(B); 40-58-50(E); 40-58-110	\$127,050	DCA Operations	Revenue generated from licensing of mortgage loan brokers and originators.
3035	Operating Revenue	Continuing Care Retirement Communities	S.C. Code Ann. § 37-11-137	\$65,000	DCA Operations	Revenue generated from licenses issued for continuing care retirement communities.
3035	Operating Revenue	Preneed Burial Contract License	S.C. Code Ann. § 32-7-50(B),(C)	\$118,685	DCA Operations	Revenue generated from fees and licensing of funeral homes offering preneed funeral contracts to consumers.
3035	Operating Revenue	Credit Counseling Organizations	S.C. Code Ann. § 37-7-104(B),(C)(2); 37-7-115(E); 37-7-122	\$38,450	DCA Operations	Revenue generated from licensing of credit counselors and credit counseling organizations.
3035	Operating Revenue	Prepaid Legal Services Fees	S.C. Code Ann. § 37-16-30; 37-16-40	\$95,240	DCA Operations	Revenue generated from licensing of prepaid legal companies and representatives.
3035	Operating Revenue	Professional Employer Organizations	S.C. Code Ann. § 40-68-170	\$148,650	DCA Operations	Revenue generated from licensing and assessment of professional employer organizations.
3035	Operating Revenue	Motor Vehicle Disclosure Fees	S.C. Code Ann. § 37-2-307	\$5,839	DCA Operations	Revenue generated for motor vehicle dealers that charge closing fees.
3035	Operating Revenue	Athlete Agents	S.C. Code Ann. § 59-102-100; Proviso 64.2	\$9,800	DCA Operations	Revenue generated from licensing of athlete agents.



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3035	Operating Revenue	Maximum Rate Fees	S.C.Code Ann. § 37-2-305; 37-3-205; Proviso 64.4	\$156,719	DCA Operations	Revenue generated from credit grantors offering interest rates above 18% APR.
3035	Operating Revenue	Credit Grantor Notification Fees	S.C.Code Ann. § 37-6-203; Proviso 64.4	\$544,902	DCA Operations	Revenue generated from credit grantors extending credit.
3035	Operating Revenue	Discount Medical Plan Organization Fees	S.C.Code Ann. § 37-17-40(B)	\$16,500	DCA Operations	Revenue generated from the licensing of companies offering discount medical plans.
3035	Operating Revenue	Pawnbroker Fees	S.C.Code Ann. § 40-39-120; Proviso 64.5	\$62,275	DCA Operations	Revenue generated from the licensing of pawnbrokers.
3035	Operating Revenue	Motor Club Fees	S.C.Code Ann. § 39-61-70; 39-61-80; 39-61-120; Proviso 64.5	\$37,250	DCA Operations	Revenue generated from the licensing of motor clubs and representatives.
3035	Operating Revenue	Physical Fitness Fees	S.C.Code Ann. § 44-79-80(5); Proviso 64.5	\$35,420	DCA Operations	Revenue generated from the licensing of physical fitness centers.
3035	Operating Revenue	Criminal Record Check Fees	S.C.Code Ann. § 40-58-50(B)	\$525	Sled or FBI	Fees collected to run criminal background checks on applicants.
3148	Consumer Awareness	Restricted or Unrestricted Donations	S.C.Code Ann. § 37-6-104(C); 37-6-117(E),(F)	\$3,111	Educational programs sponsored by donors and/or the department.	These funds represent contributions and donations from the general public which are donated for specific purposes and should not be deemed revenue but donations for consumer awareness programs.



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3810	Violations Account	Violations of the South Carolina Consumer Protection Code (SCCPC) & Other Statutes	S.C.Code Ann. § 37-6-108(E); 37-6-113; Proviso 64.1	\$751,790	Special investigations, travel, administrative cost of prosecuting violators of the SCCPC and other statutes administered and enforced by DCA, supplemental operating costs during the 1st and 4th quarters of the fiscal year.	These funds represent collections of miscellaneous fines and penalties from persons or businesses for violations of the SCCPC and other statutes administered and enforced by DCA. They are collected sporadically and are therefore difficult to budget for or estimate the amount of revenue that will be collected.
2837	General Fund	Document Certification Fees	S.C.Code Ann. § 30-4-30(b)	\$627	Remitted to General Fund	Freedom of Information Act fees.

* To promote accountability and transparency, Proviso 89.85 requires state agencies to provide and release to the public, via the agency's website, a report of all aggregate amounts of fines and fees that were charged and collected by that state agency in the prior fiscal year.