



SC Department of Consumer Affairs Fines and Fees Report

Fiscal Year 2019-20

Proviso 117.73*



Subfund Number	Subfund Title	Program/Activity	Authority (Code Section, Regulation, Proviso)	FY 2019-20 Receipts	Purpose of Expenditures	Revenue Source
28370000	General Fund	Document Certification Fees	S.C.Code Ann. § 30-4-30(b)	\$220	Remitted to General Fund	Freedom of Information Act fees.
30350000	Operating Revenue	Credit Card Filing Fees	S.C.Code Ann. § 37-3-305; Proviso 80.4	\$276	DCA Operations	Fees for credit cards issuers.
30350000	Operating Revenue	Mortgage Broker Fees	S.C.Code Ann. § 40-58-30(B); 40-58-50(E); 40-58-110	\$291,700	DCA Operations	Revenue generated from licensing of mortgage loan brokers and originators.
30350000	Operating Revenue	Continuing Care Retirement Communities	S.C.Code Ann. § 37-11-137	\$46,895	DCA Operations	Revenue generated from licensing of continuing care retirement communities.
30350000	Operating Revenue	Preneed Burial Contract	S.C.Code Ann. § 32-7-50(B),(C),(D)	\$199,904	DCA Operations	Revenue generated from fees and licensing of funeral homes offering preneed contracts to consumers.
30350000	Operating Revenue	Credit Counseling Organizations	S.C.Code Ann. § 37-7-104(B),(C)(2); 37-7-115(E); 37-7-122	\$37,823	DCA Operations	Revenue generated from licensing of credit counseling organizations and credit counselors.
30350000	Operating Revenue	Prepaid Legal Services Fees	S.C.Code Ann. § 37-16-30; 37-16-40	\$95,432	DCA Operations	Revenue generated from licensing of prepaid legal companies and representatives.
30350000	Operating Revenue	Professional Employer Organizations	S.C.Code Ann. § 40-68-170	\$251,200	DCA Operations	Revenue generated from licensing or assessment of professional employer organizations.
30350000	Operating Revenue	Motor Vehicle Disclosure Fees	S.C.Code Ann. § 37-2-307; Proviso 80.4	\$20,145	DCA Operations	Revenue generated from motor vehicle dealers that charge closing fees.
30350000	Operating Revenue	Athlete Agents	S.C.Code Ann. § 59-102-30(D); 90	\$21,400	DCA Operations	Revenue generated from licensing of athlete agents.
30350000	Operating Revenue	Maximum Rate Fees	S.C.Code Ann. § 37-2-305; 37-3-205; Proviso 80.4	\$156,076	DCA Operations	Revenue generated from credit grantors offering interest rates above 18% APR.



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30350000	Operating Revenue	Credit Grantor Notification Fees	S.C.Code Ann. § 37-6-203; Proviso 80.4	\$550,436	DCA Operations	Revenue generated from credit grantors extending credit (annual gross volume exceeds \$150,000).
30350000	Operating Revenue	Discount Medical Plan Organization Fees	S.C.Code Ann. § 37-17-40(B)	\$18,000	DCA Operations	Revenue generated from the licensing of companies offering discount medical plans.
30350000	Operating Revenue	Pawnbroker Fees	S.C.Code Ann. § 40-39-120; Proviso 80.5	\$42,459	DCA Operations	Revenue generated from the licensing of pawnbrokers.
30350000	Operating Revenue	Motor Club Fees	S.C.Code Ann. § 39-61-70; 39-61-80; 39-61-120; Proviso 80.5	\$58,157	DCA Operations	Revenue generated from the licensing of motor clubs and representatives.
30350000	Operating Revenue	Physical Fitness Fees	S.C.Code Ann. § 44-79-80(5); Proviso 80.5	\$27,388	DCA Operations	Revenue generated from the licensing of physical fitness centers.
31480000	Consumer Awareness	Restricted or Unrestricted Donations and Miscellaneous Revenue	S.C.Code Ann. § 37-6-104(C); 37-6-117(E),(F)	\$5,750	Educational programs sponsored by donors and/or the department.	These funds represent contributions, donations and miscellaneous revenue from the public and private sectors, including the Consumer Product Safety Commission. Some which are donated may be for specific purposes related to the Department consumer awareness programs.
38100000	Violations Account	Violations of the South Carolina Consumer Protection Code (SCCPC) and Other Regulatory Statutes	S.C.Code Ann. § 37-6-108(E); 37-6-113; Proviso 80.1	\$184,982	Special investigations, travel, administrative cost of prosecuting violators of the SCCPC, 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 regulatory statutes. They are collected sporadically and are therefore difficult to budget for or estimate the amount of revenue that will be collected.



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47450000	Preneed Funeral Loss Reimbursement Fund	Preneed Funeral Loss Reimbursement Fund	S.C.Code Ann. § 32-7-60 (A),(B),(C),(D)	\$24,246	These funds are to reimburse the estates of beneficiaries of preneed funeral contracts or applicant with payment jointly to the funeral home providing services or merchandise or both, who have suffered financial loss as a result of the misfeasance, fraud, default, failure, or insolvency of a South Carolina funeral home or South Carolina funeral director.	Revenue generated from fees and licensing of funeral homes offering preneed contracts to consumers.

* To promote accountability and transparency, Proviso 117.73 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.

8/28/2020