



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE
STATEMENT OF ESTIMATED FISCAL IMPACT
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This fiscal impact statement is produced in compliance with the South Carolina Code of Laws and House and Senate rules. The focus of the analysis is on governmental expenditure and revenue impacts and may not provide a comprehensive summary of the legislation.

Bill Number:	H. 4522	Introduced on January 11, 2022
Author:	Taylor	
Subject:	Cancelling Professor Tenure Act	
Requestor:	House Education and Public Works	
RFA Analyst(s):	Tipton	
Impact Date:	January 24, 2022	

Fiscal Impact Summary

This bill prohibits all S.C. public institutions of higher learning (IHLs) from awarding tenure to or entering into an employment contract of more than five years with a person hired by the institution after December 31, 2022. Additionally, this bill requires IHLs to submit an annual report to the Commission on Higher Education (CHE) on the status of their tenure programs.

This bill will have an undetermined impact on expenditures for state IHLs, as the cost implication of eliminating professor tenure is currently unknown.

The expenditure impact of this bill on CHE to establish a reporting system is pending, contingent upon further review by the agency.

This bill will have no expenditure impact on the State Board for Technical and Comprehensive Education since it does not alter the duties or responsibilities of the agency. Additionally, no IHLs within the S.C. Technical College System have tenure programs or tenured professors.

Explanation of Fiscal Impact

Introduced on January 11, 2022

State Expenditure

This bill prohibits all S.C. public IHLs from awarding tenure to or entering into an employment contract of more than five years with a person hired by the institution after December 31, 2022. A tenure system in effect at a public IHL on December 1, 2022, must terminate when there are no faculty members covered by the system who remain employed by the institution. In addition, the bill requires all full-time or tenured college faculty to teach at least two undergraduate or graduate classes in both fall and spring semesters, beginning in the 2024-25 school year. This bill also requires public IHLs to submit an annual report to CHE, beginning July 31, 2025, on the number of full-time faculty, full-time tenured faculty, part-time faculty, and graduate assistants employed by the institution in the prior academic year.

CHE must establish a reporting system to allow public IHLs to comply with the reporting requirements in the bill. The bill also requires CHE to compile and submit an annual report of

tenure programs throughout the state to the Governor, the Speaker of the House, and the President of the Senate.

Commission on Higher Education. CHE is tasked with establishing a reporting system for public IHLs to comply with the reporting requirements in the bill. The expenditure impact of this bill on CHE is pending, contingent upon further review by the agency.

State Board for Technical and Comprehensive Education. The State Board for Technical and Comprehensive Education reports that IHLs in the S.C. Technical College System do not have tenure programs or any tenured professors. Therefore, this bill will have no expenditure impact on the agency or S.C. technical IHLs.

State Public Institutions of Higher Learning. CHE reports that direct cost implications of eliminating tenure to S.C. public IHLs are currently unknown. Therefore, the expenditure impact of this bill on public IHLs is undetermined. While CHE currently has no data on tenure programs in the state, the agency plans to conduct a study on tenure programs. We will update this fiscal impact statement if more information becomes available.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A



Frank A. Rainwater, Executive Director