

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 700 – HB 825

February 9, 2021

SUMMARY OF BILL: Authorizes law enforcement agencies to destroy existing supplies of citations in lieu of continued custody of forms when changes are made. Clarifies the definition of mistaken identity in relation to expunction.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 40-7-118(1)(3), whenever there are changes in the citation form notice, a law enforcement agency may exhaust its existing supply of citation forms before implementing the new citation forms.
- Allowing law enforcement to exhaust or destroy their existing supply of citation forms when changes are made will not significantly impact state or local expenditures.
- Pursuant to Tenn. Code Ann. § 40-32-101(a)(C)(ii), mistaken identity, in relation to expunction, means during the investigation of a criminal offense, a person has been arrested, charged, or indicted for a criminal act and subsequent investigation has revealed that the person arrested was not the individual the arresting officer believed the person to be.
- Clarifying this definition to specify that the that the person arrested was not the individual the arresting officer believed the person to be at the time of the arrest will not significantly impact the total expunctions; therefore, this legislation will not result in a significant fiscal impact to state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

Bojan Savic, Interim Executive Director

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