



January 22, 2024

SUMMARY OF BILL AS AMENDED (011929): Authorizes a person to file a petition for the expunction of public records for a prior conviction for aggravated prostitution that was the result of the person's status as a human trafficking victim, if the person meets certain conditions.

Removes the requirement for a person convicted of aggravated prostitution to register on the state Sexual Offender Registry (SOR).

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 39-13-516(a), a person commits aggravated prostitution when, knowing that such person is infected with the human immunodeficiency virus (HIV), the person engages in sexual activity as a business or is an inmate in a house of prostitution or loiters in a public place for the purpose of being hired to engage in sexual activity.
- Pursuant to Tenn. Code Ann. § 40-39-202(20)(A)(iii), a person convicted of aggravated prostitution is required to be listed on the SOR.
- The proposed legislation deletes this requirement for such offenders and allows those currently on the SOR to petition to have their information removed from the SOR.
- Based on information provided by the Department of Correction, there have been an average of 2.2 admissions in each of the last 10 years for the Class C felony offense of aggravated prostitution.
- The precise number of offenders that may petition to have their information deleted or when they may do so is not known. It is assumed the TBI can perform any necessary work without incurring a significant increase in expenditures.
- Pursuant to Tenn. Code Ann. § 40-39-204(b)(1), offenders on the SOR are required to pay a \$150 fee each year to the appropriate registering agency, which is a local law enforcement agency. The local agency retains \$100 of the fee and the remaining \$50 is deposited into the General Fund.
- Any decrease in General Fund or local government revenue is considered not significant.

CERTIFICATION:

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

Handwritten signature of Krista Lee Carsner in black ink.

Krista Lee Carsner, Executive Director

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