

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 644 - HB 723

February 15, 2019

SUMMARY OF BILL: Clarifies that it is not a defense to certain criminal offenses that the solicitation was unsuccessful, that the conduct solicited was not engaged in, or that the law enforcement officer could not engage in the solicited offense.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Under current law, Tenn. Code Ann. § 39-13-309(d), §39-13-514(d) and § 39-13-515(d), it is not a defense to a violation of trafficking a person for a commercial sex act, promoting prostitution, or patronizing prostitution that the subject of the offense is a law enforcement officer.
- The proposed legislation further specifies that it is not a defense for such crimes the officer could not engage in the act sought.
- Any increase in caseloads to trial courts resulting from the proposed legislation can be accommodated within existing resources without an increased appropriation or reduced reversion.
- There will not be a sufficient number of additional prosecutions for state or local government to experience any significant increase in revenue or expenditures.

CERTIFICATION:

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

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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