

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 494 - HB 1079

March 25, 2021

SUMMARY OF BILL: Authorizes a biological father to petition the court to request an injunction to prohibit a woman pregnant with his unborn child from obtaining an abortion.

Requires the court for a petition filed to be in the county in which the respondent resides or, if the respondent is not a resident of this state, the county in which the petitioner resides.

Requires the court to hold a hearing within 14 days of the filed petition and to issue an injunction if the court finds that the petitioner has proven that: (1) he is the biological father; (2) there is a reasonable probability that the respondent will seek an abortion; and (3) if the parties are not married, the petitioner has executed a voluntary acknowledgement of paternity.

Authorizes a person to execute a voluntary acknowledgement of paternity for the purpose of seeking an injunction pursuant to the provisions of the proposed legislation, prior to the birth of the person's child. Authorizes the voluntary acknowledgement of paternity to be executed without the signature of the child's mother.

Establishes a violation of an injunction issued would hold the woman pregnant in civil or criminal contempt and punished in accordance with the law.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumption:

- The proposed legislation would not result in a significant increase in caseloads for the state and local courts. Any increase in expenditures will be absorbed within existing state and local court resources.

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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