

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 2419 - HB 2480

March 5, 2018

SUMMARY OF BILL: Requires the appointment of a district attorney pro tem if the district attorney has a conflict regarding a petition for expunction related to an offense committed while protesting a state law or local ordinance designed to maintain or enforce racial segregation or racial discrimination.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Tennessee Code Annotated § 40-32-101(f) authorizes, under certain circumstances, expunction of all public records of a person who was charged and convicted of an offense while protesting or challenging a state law or municipal ordinance the purpose of which was to maintain or enforce racial segregation or racial discrimination.
- The proposed legislation adds a provision to Tenn. Code Ann. § 40-32-101(f)(1)(E)(v) requiring a district attorney pro tem to be appointed if the district attorney has a conflict with handling the expunction matter.
- The District Attorneys General Conference (DAGC) currently employs two district attorneys pro tem. The proposed legislation will not result in a significant number of pro tem appointments.
- Any impact to the DAGC can be accommodated within existing resources.

CERTIFICATION:

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

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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