

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 1643 - HB 1782

March 27, 2009

SUMMARY OF BILL: Removes the Class B misdemeanor classification for second and subsequent violations of unlawful possession or carrying of a weapon and deletes the \$500 fine. First and subsequent violations will be punished as a Class C misdemeanor. When a person carries a handgun in a public place where one or more persons were present, the offense remains a Class A misdemeanor. Limits the Class E felony offense for persons convicted of violent or drug-related felonies from those who carry firearms to those who carry a handgun. Deletes the Class E felony for a person who has been convicted of a felony to possess a handgun. Broadens the Class E felony offense of unlawful possession of a weapon to include a person who possesses any deadly weapon with the intent to employ it in the commission of or escape from an offense. Deletes the references to attempts to commit an offense.

ESTIMATED FISCAL IMPACT:

Decrease State Revenue – Not Significant

State Expenditures – Net Impact – Not Significant/Incarceration*

Decrease Local Revenue – Not Significant

Decrease Local Expenditures – Not Significant

Assumption:

- A small decrease in cases in the court system, which will result in reduced state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

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CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large initial "J" and a distinct "W".

James W. White, Executive Director

/lsc