

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1783 – SB 1659

April 6, 2011

SUMMARY OF AMENDMENT (005746): Specifies that “services” in the context of theft offenses include entertainment subscription services. Adds forgery and false statement as means through which a person may commit theft of services. Establishes that any individual who is directly or indirectly harmed by theft of services shall have legal standing to report such violations to law enforcement and to testify in support of corresponding criminal charges. Deletes Section 3 of the original bill that elevated, from a Class A misdemeanor to a Class E felony, the theft of property or services valued at \$500 or less, if such offense is a second or subsequent violation after July 1, 2011, and involves theft of entertainment subscription services.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$14,100/Incarceration*

*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.*

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions applied to amendment:

- According to the Department of Correction, the bill as amended will not significantly increase the number of prosecutions or convictions for these offenses and will not result in a significant fiscal impact to the Department. Forgery and false statement offenses can already be prosecuted as Class E or Class C felonies.
- A small increase in cases in the court system, which will result in additional 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.

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CERTIFICATION:

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



James W. White, Executive Director

/lsc