

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 827 – HB 1723

April 25, 2011

**SUMMARY OF AMENDMENT (006093):** Requires the Governor, the Speaker of the Senate, and the Speaker of the House of Representatives in making appointments to the Post-Conviction Defender Oversight Commission to strive to ensure that the membership of the Commission appropriately reflects the racial and geographic diversity of the state. Specifies that any member who is an attorney may not be a current District Attorney General or assistant, a current Public Defender or assistant, or a sitting judge. Requires appointing authorities to make appointments by September 1, 2011, at which time the current defender will schedule a meeting for the newly-appointed members. Deletes Section 10 of the original bill and restores the duty of the Post-Conviction Defender to provide consulting services to all attorneys representing defendants in capital cases on a non-specific basis. Deletes the language “it is the intent of the General Assembly” wherever it appears in the original bill.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

**Unchanged from the original fiscal note.**

Assumption applied to amendment:

- The proposed amendment restores various duties of the Post-Conviction Defender for consulting services and requirements for appointees to the Oversight Commission. However, because it does not revise staffing, caseloads, or overall duties of the office, there is no resulting fiscal impact to the state.

**CERTIFICATION:**

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



James W. White, Executive Director

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