

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



**CORRECTED
FISCAL NOTE**

HB 2626 - SB 2667

March 11, 2012

SUMMARY OF BILL: Expands the list of violent felony offenders to include persons arrested for aggravated vehicular homicide, criminally negligent homicide, reckless homicide, vehicular homicide or voluntary manslaughter among the offenders required to undergo DNA testing at the time of arrest.

ESTIMATED FISCAL IMPACT:

On February 15, 2012, a fiscal note was issued estimating a fiscal impact as follows:

Increase State Expenditures - \$45,200

Based on additional information provided by the Tennessee Bureau of Investigation (TBI), the fiscal impact is as follows:

NOT SIGNIFICANT

Assumptions:

- Currently, when a person is arrested for commission of a violent felony, the person must have a biological specimen taken for the purpose of DNA analysis. After a determination by a magistrate or a grand jury that probable cause exists for the arrest, but before the person's release from custody, the arresting authority takes a DNA sample using a buccal swab collection kit provided by the Tennessee Bureau of Investigation (TBI). The DNA sample is forwarded by the arresting authority to the TBI.
- According to the TBI, DNA kits are currently provided to the arresting authorities, but TBI is not processing the DNA samples for these offenses. The proposed legislation will allow TBI to accept the DNA samples for testing.
- There has been an average of 226 indictments filed in state trial courts in each of the past five years. Total indictments, including general sessions courts, are estimated to be an average of 2,260 per year. According to TBI, it costs the Bureau \$20 to test DNA samples. The recurring increase in state expenditures will be \$45,200 (\$20 x 2,260 DNA samples).
- According to TBI, it receives grant money from the Combined DNA Index System (CODIS) to process DNA samples. The current grant has a remaining balance of \$261,100 and the TBI will reapply for the grant resulting in recurring grant dollars to pay for processing costs for DNA samples. No significant fiscal impact to state or local government.

HB 2626 - SB 2667 (CORRECTED)

CERTIFICATION:

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

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is written in a cursive style with a large, prominent "L" and "G".

Lucian D. Geise, Executive Director

/lsc