

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 565 - HB 560

March 10, 2013

SUMMARY OF BILL: Authorizes municipal courts to exercise jurisdiction over mitigated criminal littering offenses, provided the municipality has adopted the provisions of Tenn. Code Ann. § 39-14-503. Requires proceeds from fines imposed and collected from violations of mitigated criminal littering shall be deposited into the municipal general fund and designated for municipal operating costs giving preference to funding litter prevention and educational programs. Authorizes a municipal judge to impose non-monetary penalties, in addition to any other penalties authorized by law, including litter removal from public areas and working at community recycling centers.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact – There will be an unknown shift of fine revenue from counties to municipalities. Because this shift occurs between local government entities, the net impact to local government is estimated to be not significant.

Assumptions:

- Currently, county governments collect the fines for criminal littering offenses. The provisions of the bill will allow municipal governments to collect this fine.
- It is assumed there will not be a significant increase or decrease in the number of fees collected for criminal littering offenses.
- Any net fiscal impact to local government is estimated to be not significant.
- Any additional cost for municipal judges to impose non-monetary penalties is considered not significant because litter removal and other work programs are assumed to exist under current law; otherwise the municipal judge would not impose such non-monetary penalty.

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".

Lucian D. Geise, Executive Director

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