

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 661 – SB 677

March 10, 2015

SUMMARY OF ORIGINAL BILL: Requires a judge to make a determination whether the defendant is a threat to the victim, public safety, and reasonably likely to appear in all child abuse, neglect, and endangerment as well as aggravated child abuse, neglect, and endangerment cases before granting bail.

Requires anyone arrested for child abuse, neglect, or endangerment under Tenn. Code Ann. § 39-15-401 or aggravated child abuse, aggravated child neglect, or aggravated child endangerment under Tenn. Code Ann. § 36-15-402 to spend at least 12 hours in local confinement if the magistrate determines that the offender is a threat to the alleged victim. The official may release the accused before the 12 hour period if the magistrate determines that sufficient time has or will have passed for the victim to be protected.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Expenditures – \$16,200/Incarceration*

SUMMARY OF AMENDMENT (003848): Deletes Section 1 of the bill which required the mandatory 12-hour hold.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

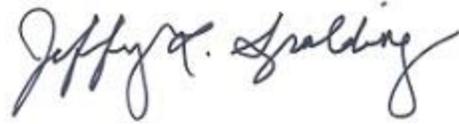
Assumptions for the bill as amended:

- The bill requires judges to make additional considerations when setting bail for defendant in child abuse, neglect, and endangerment as well as aggravated child abuse, neglect, and endangerment cases.
- The Administrative Office of the Courts confirms that the bill will not significantly impact its operations.

CERTIFICATION:

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

HB 661 – SB 677



Jeffrey L. Spalding, Executive Director

/trm