

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 440 - HB 445

February 28, 2015

SUMMARY OF BILL: Removes the right of revocation of the surrender of a child for adoption except under limited circumstances. Requires a court order to invalidate or revoke the surrender of a child and prohibits a court from revoking a surrender except for invalidity or upon clear and convincing evidence of duress, fraud, or intentional misrepresentation. Requires the court to advise the person or persons surrendering a child that the person may not revoke the surrender.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Currently, a person is granted a 10-day period after the surrender of a child for adoption in which the surrender can be revoked. The provisions of the bill will eliminate the 10-day period.
- The number of revocation cases in the court system could be reduced, but there could be an increase in the amount of time each case takes before the courts if a person is trying to provide sufficient evidence of duress, fraud, or intentional misrepresentation. The net fiscal impact to the courts is estimated to be not significant.

CERTIFICATION:

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

A handwritten signature in black ink that reads "Jeffrey L. Spalding".

Jeffrey L. Spalding, Executive Director

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