

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 168 – SB 214

April 1, 2019

SUMMARY OF ORIGINAL BILL: Authorizes juvenile court clerks, under the direction and order of the judges of their respective courts, to dispose of original delinquent and unruly juvenile court records and documents after a period of 10 years following the juvenile reaching 18 years of age.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (006933): Deletes and replaces all language after the enacting clause such that the only substantive change is to require a court to notify the District Attorney General (DAG) of the proposed order prior to ordering the clerk to dispose of original documents, and provide the DAG reasonable time to file a notice of opposition to the proposed order.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 18-1-202(a), clerks of the court, under the direction and order of the judges of their respective courts, are authorized to dispose of certain court records and documents that have ceased to be current after a period of 10 years.
- The proposed legislation would authorize juvenile court clerks to dispose of delinquent and unruly juvenile court records and documents after a period of 10 years following the juvenile reaching 18 years of age and upon notifying the DAG and providing reasonable time for the DAG to file a notice of opposition of the proposed order.
- Based on information provided by the County Officials Association of Tennessee (COAT), the proposed legislation would not significantly impact the procedures or processes of the court clerks.
- Any impact on the court system or the DAG will be not significant.

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CERTIFICATION:

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



Krista Lee Carsner, Executive Director

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