



June 11, 2020

SUMMARY OF ORIGINAL BILL: Requires law enforcement agencies to enter into an agreement with the Tennessee Bureau of Investigation (TBI) that requires the TBI to investigate any officer-involved shooting. Requires the TBI to report any findings to the District Attorney General of the involved county and the Attorney General. Specifies that the report be disclosed to the public, regardless of whether the person in question dies as a result of the shooting.

Defines “officer-involved shooting” as a shooting of a person by a law enforcement officer while the officer is on duty or while the officer is off duty but performing activities that are within the scope of the officer’s duties that results in the death or critical injury of the person.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – \$118,800

SUMMARY OF AMENDMENT (018614): Deletes all language after the enacting clause. Requires a law enforcement agency to notify the TBI immediately of any officer-involved shootings. Prohibits a local law enforcement agency internal or administrative investigation of the officer-involved shooting from interfering with the TBI investigation. Requires the TBI to report any findings to the District Attorney General of the involved county and the Attorney General. Specifies that the TBI report be disclosed to the public, regardless of whether the person in question dies as a result of the shooting.

Defines “officer-involved shooting” as a shooting of a person by a law enforcement officer while the officer is on duty or while the officer is off duty but performing activities that are within the scope of the officer’s duties that results in the death or critical injury of the person.

Effective January 1, 2021.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 38-6-102(a), the TBI Director, upon the request of the district attorney general of any judicial district, may assign the criminal investigators to aid that district attorney general in the investigation of any crime committed in the

district attorney general's judicial district, but only when the district attorney general requests such aid.

- This legislation specifies that a district attorney is not prohibited from requesting a TBI investigation, but further requires local law enforcement agencies to notify the TBI.
- Between 2013 and 2018, the TBI investigated 205 officer-involved shootings.
- Nothing in this legislation requires the TBI to investigate any more officer-involved shootings than previously. It is assumed the total TBI investigations will remain statistically steady.
- Therefore, there will not be a significant impact to state expenditures as a result of this legislation.

CERTIFICATION:

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

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jmg