

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 1151 - SB 1297

March 2, 2019

SUMMARY OF BILL: Expands the offense of indecent exposure to include intentional exposure or a sex act in a public restroom, locker room, dressing room, or shower, any of which are designated for single-sex, multi-person use, and the person is a member of the opposite sex than the sex designated for use. Specifies that medical, psychiatric, or psychological diagnosis of gender dysphoria, gender confusion, or similar conditions, in the absence of untreated mental conditions, such as schizophrenia, will not serve as a defense to the offense of indecent exposure.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-13-511, it is a Class B misdemeanor to intentionally expose one's genitals or buttocks or engage in sexual contact or sexual penetration and it is reasonably expected that the acts will be viewed by another and the acts will offend an ordinary viewer or are for the purpose of sexual arousal and gratification in a public place or on the private premises, or so near thereto as to be seen from the private premises.
- A public restroom, locker room, dressing room, or shower, any of which are designated for single-sex, multi-person use, is considered a public place or on the private premises, or so near thereto as to be seen from the private premises under current law.
- There will be no significant increase in indecent expose prosecutions or convictions under the provisions of this legislation; therefore, there will not be a significant impact to state or local government revenue or expenditures.

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".

Krista Lee Carsner, Executive Director

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