

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 1836

January 26, 2020

SUMMARY OF BILL: Prohibits law enforcement officers from altering a photograph of a suspect prior to presenting it to a witness as part of a lineup. Makes inadmissible, in a criminal proceeding, the fact that a witness identified a suspect from a police lineup of photographs if the lineup included an altered photograph of the suspect.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- In *A National Survey of US Police on Preparation and Conduct of Identification Lineup* 220 police departments were interviewed across the country, including some of the nation's largest concerning their identification lineup practices.
- Only 18 percent of the interviewed departments reported that they had ever tried to cover up distinctive facial markings (e.g. scars or birthmarks) of a suspect's photograph.
- Given the low national average of altering suspect photographs as part of a police lineup, prohibiting the act will not result in a significant impact to the total prosecutions; therefore, this legislation will not result in a significant impact to state or local 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

/jmg