

## **FISCAL NOTE**

TO: Chief Clerk of the Senate  
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: February 19, 1996

SUBJECT: **SB 3109 - HB 3119**

This bill, if enacted, will create a Class E felony for a sports agent to:

(1) knowingly give something of value to a student athlete during his or her period of eligibility to induce the athlete into a contract; and (2) enter into a contract with an athlete without giving notice to the athletic director or president of the institution.

This bill also requires that sports agents have a permit from the Secretary of State and creates a Class A misdemeanor for a sports agent to conduct business without a permit or to represent oneself as a sports agent without a permit.

The fiscal impact from enactment of this bill is estimated to result in an increase in state expenditures and revenues for the Secretary of State office. The amount of such increase cannot be determined but is estimated to be not significant.

The fiscal impact from enactment of this bill is also estimated to be an increase in state expenditures of \$4,500 for incarceration\*. This estimate is based upon one Class E conviction each year receiving a sentence of one year with 30% or 110 days actually being served.

The fiscal impact from enactment of this bill will depend upon the number of persons convicted of this offense and the resultant increased cost

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to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill. Therefore, the fiscal impact cannot be readily determined, but is estimated to be not significant.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is written in a cursive, flowing style.

James A. Davenport, Executive Director

*\*Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*