

**RESOLUTION NO. RS2018-1054** (O'CONNELL, WITHERS, & OTHERS) – This resolution would reduce the jailers' fees authorized under Tenn. Code Ann. § 8-26-105 that are assessed against misdemeanor prisoners incarcerated in Davidson County jails.

Pursuant to Tenn. Code Ann. § 8-26-105, the county legislative body is authorized to pass a resolution fixing the amount of jailers' fees which may be applied to misdemeanor prisoners.

This proposed resolution would reduce the jailers' fees assessed against misdemeanor prisoners to \$0.00. This fee is currently set at \$44.00. The jailers' fee was last changed in 1997, when the Metropolitan Council increased the jailers' fees from \$29.26 to \$44.00.

Under state law, the amount set by the local legislative body of each county for jailers' fees for misdemeanor prisoners may be applied for state prisoners as well. As a result, the fee amount set by this resolution could be applied in felony cases as well as misdemeanor cases.

*Fiscal Note: These fees are collected and reported by the Criminal Court Clerk. The three-year summary of the current fees is as follows:*

***Jail Fees Revenue Collected (totals after 5% clerk commission)***

*General Sessions Court Cases*

- FY 2014-2015 - \$340,475.03
- FY 2015-2016 - \$377,412.99
- FY 2016-2017 - \$325,678.13

*State Trial Court Cases*

- FY 2014-2015 - \$172,539.05
- FY 2015-2016 - \$205,854.65
- FY 2016-2017 - \$155,479.72

***Jail Fees Assessed***

*General Sessions Court Cases*

- FY 2014-2015 - \$2,100,541.78
- FY 2015-2016 - \$2,202,710.05
- FY 2016-2017 - \$1,991,293.17

*State Trial Court Cases*

- FY 2014-2015 - \$6,120,754.82
- FY 2015-2016 - \$10,067,919.41
- FY 2016-2017 - \$11,994,877.52

## ***Jail Fees Waived***

### *General Sessions Court Cases*

- *FY 2014-2015 - \$853,358.32*
- *FY 2015-2016 - \$900,144.84*
- *FY 2016-2017 - \$849,343.47*

### *State Trial Court Cases*

- *FY 2014-2015 - \$792,616.95*
- *FY 2015-2016 - \$6,466,447.67*
- *FY 2016-2017 - \$9,513,038.58*