

FISCAL NOTE

HB 125 - SB 377

February 28, 2003

SUMMARY OF BILL: Increases the penalty by one classification for being convicted for possessing or manufacturing methamphetamine if the offense included any of the following conditions:

- Firearm found on the premises;
- Possession, transportation, or disposal of materials involved in the manufacture of an illegal controlled substance creating substantial risk to human health or safety or danger to the environment; or
- A person under the age of 13 was present during the manufacturing.

Currently, convictions involving methamphetamine is punished as a Class C felony and under the bill would be punished as a Class B felony. Also, currently if a person is convicted of having 100 grams or more of methamphetamine, it is a Class B felony and under the bill, the offense will be elevated to a Class A felony.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$197,700/Incarceration*

Assumes three Class B felony convictions will be elevated to Class A felony convictions and one Class C felony convictions will be elevated to a Class B felony conviction.

**Section 9-4-210, 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. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

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



James A. Davenport, Executive Director