

Amendment No. 4 to HB2813

**Swafford
Signature of Sponsor**

AMEND Senate Bill No. 3431

House Bill No. 2813*

by adding the following new sections immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 40-35-501, is amended by adding the following new subsection (s):

(s)

(1) There shall be no release eligibility for a person committing an offense specified in subdivision (2) on or after July 1, 2010, until the person has served ninety percent (90%) of the sentence imposed by the court less sentence credits earned and retained. However, no sentence reduction credits authorized by § 41-21-236, or any other provision of law, shall operate to reduce the sentence imposed by the court by more than fifteen percent (15%).

(2) The offenses to which subdivision (s)(1) applies are:

Attempted first degree murder under § 39-11-117

Conspiracy to commit first degree murder under § 39-11-117

Aggravated vehicular homicide under § 39-13-218;

Acts of terrorism under § 39-13-805

Computer crimes violation in connection with act of terrorism under § 39-14-602(d)

Vehicular homicide involving intoxication under § 39-13-213(b);

Trafficking for sexual servitude under § 39-13-309;

Carjacking under § 39-13-404;

Violations involving weapons of mass destruction under § 39-13-806;
Providing material support to person committing act of terrorism under § 39-13-807;
Arson of a place of worship under § 39-14-301;
Especially aggravated burglary under § 39-14-404;
Initiating process to result in manufacture of methamphetamine under § 39-17-435;
Criminal exposure of another to HIV under § 39-13-109;
Trafficking in forced labor under § 39-13-308;
Soliciting minor to engage in Class B sexual offense under § 39-13-428;
Aggravated burglary under § 39-14-403;
Incest under § 39-15-302;
Bribing a juror under § 39-16-108;
Intentionally facilitating or permitting escape from penal institution under § 39-16-607(c)(3);
Especially Aggravated Stalking under § 39-17-315(d)(1);
Sexual exploitation of a minor more than 50 images under § 39-17-1003;
Reckless aggravated assault under § 39-13-102(a)(2);
Vehicular assault under § 39-13-106;
Reckless homicide under § 39-13-215;
Extortion under § 39-14-112;
Introduction of escape implements into penal institutions under § 39-16-608;
Civil rights intimidation under § 39-17-309(b);
Reckless endangerment (deadly weapon involved) under § 39-13-103;
Criminally negligent homicide under § 39-13-212;

Bestiality under § 39-14-214;

Attempt to procure criminal miscarriage under § 39-15-201;

Unlawful use of aborted fetus under § 39-15-208;

Violating airport security with intent to commit a felony under § 39-17-109;

Aggravated Stalking under § 39-17-315; and

Carrying weapons during judicial proceedings under § 39-17-1303;

(3) There is imposed an additional fine in the amount of two thousand five hundred dollars (\$2,500) on all persons convicted of an offense classified as a Class A or Class B felony. The proceeds from such additional fines shall be used for the sole purpose of defraying the incarceration costs of this subsection.