

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 696 - SB 755**

March 30, 2011

**SUMMARY OF BILL:** Effective January 1, 2012, punishes a person convicted of the offense of rape of a child as a Range II offender (25 to 40 years) and authorizes punishment within Range III (40 to 60 years) if appropriate.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Under current law, a person convicted of the offense of rape of a child is punished by a minimum 25-year sentence with the court having authority to exceed 25 years if appropriate.
- According to the Department of Correction, the District Attorneys will have the ability to prosecute at the same or similar sentencing levels as under the current law. Mandating punishment as a Range II offender, with a sentencing range of 25 to 40 years, and authorizing punishment within Range III, with a sentencing range of 40 to 60 years, will have little impact on the incarceration costs for the Department.
- According to the District Attorneys Conference, the changes contained in the provisions of this bill are not expected to change the caseloads of district attorneys and can be accommodated within existing resources.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "James W. White".

James W. White, Executive Director

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