

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 838 – SB 833**

March 27, 2015

**SUMMARY OF ORIGINAL BILL:** Increases the maximum fine for aggravated assaults committed against correctional officers who are discharging or attempting to discharge their official duties.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (005241):** Deletes all language after the enacting clause.

Requires a court to order restitution in aggravated assault cases when the victim is a correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse and the offender is an inmate.

Requires at least 50 percent of the restitution to come from the inmate's commissary account or similar account. Authorizes a judge to order 100 percent of the restitution to come from the inmate's commissary or similar account.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

NOT SIGNIFICANT

Assumptions for the bill as amended:

- The Department of Correction reports that the bill as amended could impact trust fund operations, but that such an impact can be accommodated within existing resources.
- It is assumed that the bill will not significantly impact the courts.

**CERTIFICATION:**

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

Handwritten signature of Jeffrey L. Spalding in black ink.

Jeffrey L. Spalding, Executive Director

**HB 838 – SB 833**

/trm