

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 283 - SB 290

March 11, 2019

SUMMARY OF BILL: Enhances the penalty for a conviction of aggravated rape of a child to life in prison without the possibility of parole.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-13-531, aggravated rape of a child is a Class A felony and is sentenced within Range III.
- Pursuant to Tenn. Code Ann. § 40-35-112(c), a Range III sentence for a Class A felony is not less than 40 years nor more than 60 years, and pursuant to Tenn. Code Ann. § 40-35-501(i)(2), sentence reduction credits may not exceed 15 percent of an aggravated rape of a child conviction; therefore, the minimum time served for an aggravated rape of a child conviction is 34 years [40 - (40 x 15%)].
- Based on information provided by the Department of Correction, there has been an average of 1.2 admissions each year over the last five years for aggravated rape of a child.
- Enhancing the penalty for aggravated rape of a child may lead to additional incarceration costs sometime after July 1, 2053; however, the number of such additional convictions as a result of this legislation is estimated to be not significant, and thus, the fiscal impact from enhancing the penalty for such crimes is estimated to be not significant.

CERTIFICATION:

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

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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