

## BILL SUMMARY

1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 310</b>
<b>Version:</b>	<b>FA1</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. West, Josh</b>
<b>Date:</b>	<b>4/12/2021</b>
<b>Impact:</b>	<b>Exact impact dependent on cases, potential increase in incarceration costs</b>

### Research Analysis

FA1 to SB 310 adds a new paragraph 2 to provide that any person fifteen, sixteen or seventeen years of age who is charged with rape in the first degree or attempted rape in the first degree may be held accountable for his or her act as if the person was an adult.

Prepared By: Brad Wolgamott

### Fiscal Analysis

The first floor amendment to the measure provides that persons 15-17 years of age charged with rape in the first degree or attempt thereof *may* be tried as adults. This is a change from the engrossed version, which provided that those individuals *shall* be tried as adults.

Upon review, the measure may increase incarceration costs borne by the Department of Corrections. Although the first floor amendment removes the requirement that individuals are tried as adults, the possibility of incarceration remains for an individual that otherwise would qualify for youthful offender status. The exact impact of the measure is dependent on the disposition of cases.

Prepared By: Clayton Mayfield

### Other Considerations

None.