

BILL SUMMARY
2nd Session of the 58th Legislature

Bill No.:	HB 3500
Version:	Proposed Committee Substitute 1
Request Number:	10439
Author:	Rep. McEntire
Date:	3/1/2022
Impact:	Creates felony; potential incarceration costs

Research Analysis

HB3500 increases the penalty for assaulting a school employee. The measure makes it a felony to assault an employee and increases the maximum jail time to two years, from one year. The maximum jail time for aggravated assault is also increased, from two years to five years.

Prepared By: Emily Byrne

Fiscal Analysis

The first proposed committee substitute to the measure would change the classification of any assault, battery, or assault and battery committed upon a school employee or student on school property from a misdemeanor to a felony. The measure also changes the penalty for this crime from up to one year in the county jail to up to two years in the custody of the Department of Corrections. The fine amount is unchanged at \$2,000.

Upon review, the proposed committee substitute may have a fiscal impact if passed. The measure creates a new felony and may increase incarceration costs borne by the DOC. The exact amount of the impact would depend on the number of cases filed and their disposition. The system wide average daily incarceration cost for DOC is \$85.32 per day, or approximately \$31,141.80 per year.

Prepared By: Clayton Mayfield

Other Considerations

None.