

OFFENSE	Relevant Statutes	RED%	Effective date and PC#
WEAPONS OFFENSES			
Poss./Empl. firearm during dangerous felony, etc. (1/1/08-6/30/22)	Offense: 39-17-1324(a) or (b) RED%: 40-35-501(i)	100% of min man sent but min of 85% w/credits	1/1/08- 2007 PC 594
Poss./Use firearm/ant. firearm during/att to commit a dang. felony (on or after 7/1/22)	Offense: 39-17-1324 RED%: 40-35-501 (c)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Unlawful poss of a firearm by person convicted of a felony crime of violence, att. To commit felony crime of violence, or a felony involving use of a deadly weapon	Offense: 39-17-1307(b) RED%: 40-35-501(v)	85% but min of 70% w/credits	7/1/21 – 2021 PC 108
Unlawful poss of a firearm by person convicted of felony drug offense	Offense: 39-17-1307(b)(1)(B) RED%: 40-35-501(v)	85% but min of 70% w/credits	7/1/21 - 2021 PC 108
Unlawful poss of a handgun by person convicted of a felony	Offense: 39-17-1307(c) RED% 40-35-501(v)	85% but min of 70% w/credits	7/1/21 – 2021 PC 108
Unlawfully providing handgun to juvenile or permitting juvenile to poss handgun	Offense: 39-17-1320 RED%: 40-35-501(v)	85% but min of 70% w/credits	7/1/21 – 2021 PC 108
HOMICIDES			
1st Degree Murder	A person convicted of 1st deg murder under current law will be sentenced to death, LWOP, or life with possibility of parole (must serve a minimum of 51 years). If you are presiding over an older 1st degree murder case, contact one of the capital case attorneys for guidance regarding sentencing issues.		
Att 1 st Deg Murder	On or after 7/1/21, if convicted of Attempted 1 st deg murder and victim is a LEO, correctional officer, DOC officer, Prob/Par Officer, EMT, EMS, Paramedic, Firefighter- Could be sentenced to LWOP- See 2021 PC 394		
Att 1st Deg murder w/serious bodily injury (7/1/13 – 6/30/22)	Offense: 39-13-202 and 39-12-101 RED%: 40-35-501(k)	85% but min of 75% w/credits	7/1/13 - 2013 PC 425
Att 1 st Deg murder (on or after 7/1/22)	Offense: 39-13-202 RED%: 40-35-501 (bb)	100%	7/1/22- 2022 PC 988
2nd Deg Murder (7/1/95- 6/30/2022)	Offense: 39-13-210 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/95 - 1995 PC 492
2 nd Deg Murder (on or after 7/1/22)	Offense: 39-13-210 RED%: 40-35-501 (bb)	100%	7/1/22 – 2022 PC 988

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Agg Veh Homicide (7/1/15-6/30/22)	Offense: 39-13-218(a) RED% 40-35-501(k)(8)(A)	60% but min of 45% w/credits	7/1/15 - 2015 PC 433
Agg Veh Homicide (on or after 7/1/22)	Offense: 39-13-218 RED%: 40-35-501 (bb)	100%	7/1/22 – 2022 PC 988
Veh Homicide (driver intoxication)	Offense: 39-13-213(a)(2) RED %: 40-35-501 (bb)	100%	7/1/22- 2022 PC 988
Veh Homicide (reckless conduct, drag rac, constr. Zone)	Offense: 39-13-213 (a)(1), (3), (4) RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Veh Homicide (reckless conduct, drag rac.) (on or after 7/1/23)	Offense: 39-13-213 RED%: 40-35-501 (ee)	100%	7/1/23 – 2023 PC 416
Knowingly Leaving scene of accident resulting in death (on or after 7/1/23)	Offense: 55-10-101 RED%: 40-35-501 (ee)	100%	7/1/23 – 2023 PC 416
Leaving scene of accident resulting in injury or death (on or after 7/1/23)	Offense: 55-10-101 RED%: 40-35-501 (ee)	100%	7/1/23 – 2023 PC 416
Voluntary manslaughter	Offense: 39-13-211 RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Reckless homicide	Offense: 39-13-215 RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 - 2022 PC 988
Criminally Neg homicide	Offense: 39-13-212 RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
KIDNAPPING			
Agg Kidnapping (7/1/95-6/30/22)	Offense: 39-13-304 RED %: 40-35-501(i)	100% but min of 85% w/credits	7/1/95 – 1995 PC 492
Agg Kidnapping (on or after 7/1/22)	Offense: 39-13-304 RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Esp Agg Kidnapping (7/1/95-6/30/22)	Offense: 39-13-305 RED %: 40-35-501(i)	100% but min of 85% w/credits	7/1/95 – 1995 PC 492
Esp Agg Kidnapping (on or after 7/1/22)	Offense: 39-13-305 RED%: 40-35-501(bb)	100%	7/1/22 – 2022 PC 988
ROBBERY AND CARJACKING			
Agg Robbery /f one prior agg rob or esp agb rob (7/1/08-6/30/22)	Offense: 39-13-402 RED% 40-35-501(k)	100% but min of 85% w/credits	1/1/08 – 2007 PC 594

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** Conspiracy, criminal attempt, or solicitation to commit any of these offenses has a RED of 100%. 2021 PC 563

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Agg Robbery IF (a)(1) deadly weapon (7/1/10-6/30/22)	Offense: 39-13-402(a)(1) RED%: 40-35-501(k)	85% but min of 70% w/credits	7/1/10 - 2010 PC 1090
Agg Robbery (on or after 7/1/22)	Offense: 39-13-402 RED%: 40-35-501(cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Esp Agg Robbery (7/1/95-6/30/22)	Offense: 39-13-403 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/95 - 1995 PC 492
Esp Agg Robbery (on or after 7/1/22)	Offense: 39-13-403 RED%: 40-35-501(bb)	100%	7/1/22 – 2022 PC 988
Carjacking (7/1/16-6/30/22)	Offense: 39-13-404 RED%: 40-35-501(t)	75% but min of 60% w/credits	7/1/16 - 2016 PC 876
Carjacking (on or after 7/1/22)	Offense: 39-13-404 RED%: 40-35-501(bb)	100%	7/1/22 – 2022 PC 988
ASSAULTS			
Agg Asslt that results in death of another (7/1/13-6/30/22)	Offense 39-13-102 RED%: 40-35-501(k)(7)	75% but min of 60% w/credits	7/1/13-2013 PCA61
Agg Asslt (if use of deadly weapon; strang./att strang.; if serious bodily injury or death)	Offense: 39-13-102 RED%: 40-35-501(cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Agg asslt of 1 st responder/nurse (if ser bodily injury or death; stran./att strang.; or use of deadly weapon)	Offense: 39-13-116 RED%: 40-35-501(cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Female genital mutilation **	Offense: 39-13-110 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Domestic assault when offense is a felony **	Offense: 39-13-111 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Miscellaneous			
Agg Arson (7/1/95-6/30/22)	Offense: 39-14-302 RED%: 40-35-501(i)	100 % but min of 85% w/credits	7/1/95 – 1995 PC 492
Agg Arson (on or after 7/1/22)	Offense: 39-14-302 RED%: 40-35-501(cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Agg Burg or Esp Agg Burg (if 2 prior convictions) (1/1/17-6/30/22)	Offense: 39-13-1003 & 1004 RED%: 40-35-501(u)(2)(B)	85% but min of 70% w/credits	1/1/17 – 2016 PC 906 7/1/21 – 2021 PC 545
Agg Burglary (on or after 7/1/22)	Offense: 39-13-1003 RED%: 40-35-501(cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988

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Especially Agg Burglary (on or after 7/1/22)	Offense: 39-13-1004 RED%: 40-35-501(bb)	100%	7/1/22 – 2022 PC 988
Man/Sale/Del of drugs (if A, B, or C felony & has 2 priors A, B, or C felony of m/s/d of drugs) (1/1/17-6/30/22)	Offense: 39-17-417 RED%: 40-35-501(u)	85% but min of 70% w/credits	1/1/17 – 2016 PC 906
Man/Sale/Del of drugs (if A, B, or C felony & has 2 priors for A, B, or C felony of man/sale/del of drugs) (on or after 7/1/22)	Offense: 39-17-417 RED%: 40-35-501(cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
DUI 7 th or subsequent	Offense: 55-10-401 RED%: 40-35-501(v)	100% but min of 85% w/credits	7/1/19 – 2019 PC 486
Child abuse/neglect/ endangerment **	Offense: 39-15-401 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Agg Child Abuse (7/1/95-6/30/21)	Offense: 39-15-402 RED%: 40-35-501(aa)	100% but min of 85% w/credits	7/1/95 – 1995 PC 492
Agg Child neglect or endangerment (on or after 7/1/14)	Offense: 39-15-402 RED%: 40-35-501(k)	85% but min of 70% w/credits	7/1/14 – 2014 PC 867
Agg child abuse/neglect/ or endangerment (on or after 7/1/21) **	Offense: 39-15-402 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
SEXUAL OFFENSES			
Sexual battery**	Offense: 39-13-505 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Sexual battery by an authority figure **	Offense: 39-13-527 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Agg Sex Battery (7/1/95-6/30/21)	Offense: 39-13-504 RED%: 40-35-501(i)	100% but min of 85% w/ credits	7/1/95 - 1995 PC 492
Agg Sex Battery (on or after 7/1/21) **	Offense: 39-13-504 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Rape (7/1/95-6/30/21)	Offense: 39-13-503 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/95 – 1995 PC 492
Rape (on or after 7/1/21) **	Offense: 39-13-503 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563

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Agg Rape	Offense: 39-13-502 RED%: 40-35-501(i)(3) and 39-13-523	100%	7/1/12 – 2012 PC 1073
Rape of a Child	Offense: 39-13-522 RED% 40-35-501(i)(3) and 39-13-523	100%	7/1/12 – 2012 PC 1073
Fac. of rape of a child	Offense: 39-13-522 RED% 40-35-501(z)	100% but min of 85% w/credits	7/1/21 – 2021 PC 525
Agg Rape of a Child (7/1/06–6/30/19)	Offense: 39-13-531 RED% 40-35-501(i)	100% but min of 85% w/credits	7/1/06-2006 PC 890
Agg Rape of a Child (on or after 7/1/19)	Offense: 39-13-531 RED%: 40-35-501(h)(3)	Life without the possibility of parole	7/1/19-2019 PC 211
Agg Rape of a child if def. was juvenile at time of offense	Offense: 39-13-531 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/21 – 2021 PC 104
Facilitation of Agg Rape of a child	Offense: 39-13-531 RED%: 40-35-501(z)	100% but min of 85% w/credits	7/1/21 – 2021 PC 525
Statutory Rape by an authority figure **	Offense: 39-13-532 RED: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Agg Statutory Rape **	Offense: 39-13-506(c) RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Sexual exploitation of a minor > 100 images	Offense: 39-17-1003 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/07 – 2007 PC 528
Sexual exploitation of a minor (on or after 7/1/21) **	Offense: 39-17-1003 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Agg Sex Exploitation of a minor > 25 images	Offense: 39-17-1004 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/07 – 2007 PC 528
Agg sex exploitation of a minor (on or after 7/1/21) **	Offense: 39-17-1004 RED: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Esp Agg Sex Exploitation of a minor	Offense: 39-17-1004 RED%: 40-35-501(i)	100% but min of 85% w/credits	7/1/07 – 2007 PC 528
Esp Agg Sex Exploitation of a minor (on or after 7/1/21) **	Offense: 39-17-1005 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Cont. sex abuse of a child (on or after 7/1/14)	Offense: 39-13-518 RED% 40-35-501(i)(1)	100%	7/1/14 – 2014 PC 940
Cont. sex abuse of a child (on or after 7/1/21) **	Offense: 39-13-518 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Trafficking for a commercial sex act **	Offense: 39-13-309 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563

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Advertising com. sexual abuse of a minor**	Offense: 39-13-315 RED% 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Indecent exposure (when offense is a felony)**	Offense: 39-13-511 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Patronizing prostitution**	Offense: 39-13-514(b)(3) RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Promoting prostitution**	Offense: 39-13-515 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Public indecency **	Offense: 39-13-517(d)(3) RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Solicitation of a minor (when offense is a felony) **	Offense: 39-13-528 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Sol. sexual exploitation of a minor **	Offense: 39-13-529 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Promoting travel for prostitution **	Offense: 39-13-533 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Unlawful photographing in viol of privacy <13 **	Offense: 39-13-605 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Observation w/o consent **	Offense: 39-13-607(d)(2) RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Incest **	Offense: 39-15-302 RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Using minor to produce, etc. obscene mat. **	Offense: 39-17-902(b) RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Unlawful sale/etc child-like sex doll **	Offense: 39-17-910(f) RED%: 40-35-501(aa)	100%	7/1/21 – 2021 PC 563
Involuntary labor servitude	Offense: 39-13-307 RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Trafficking persons for forced labor or services	Offense: 39-13-308 RED%: 40-35-501 (cc)	100% w/ability to earn 15% credits toward release	7/1/22 – 2022 PC 988
Aggravated Human Trafficking	Offense: 39-13-316 RED%: 40-35-501(dd)	100%	7/1/22 – 2022 PC 1089

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