

39-13-502. Aggravated rape.

(a) Aggravated rape is unlawful sexual **penetration** of a victim by the defendant or the defendant by a victim accompanied by any of the following circumstances:

(1) Force or coercion is used to accomplish the act and the defendant is armed with a **weapon** or any article used or fashioned in a manner to lead the victim reasonably to believe it to be a weapon;

(2) The defendant causes **bodily injury** to the victim;

(3) The defendant is aided or abetted by one (1) or more other persons; and

(A) Force or coercion is used to accomplish the act; or

(B) The defendant knows or has reason to know that the victim is:

(i) Mentally defective;

(ii) Mentally incapacitated;

(iii) Physically helpless; or

(iv) A vulnerable adult, as defined in § 39-15-501, with an intellectual disability.

(b) Aggravated rape is a **Class A felony**.