



# TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

## Tennessee Firearms Association

Bill Status Report - March 22, 2019

### SB35/HB135 **CRIMINAL LAW: Offense of reckless endangerment by discharging a firearm into a parade or religious service.**

*Sponsors:* Sen. Gilmore, Brenda , Rep. Love Jr., Harold  
*Summary:* Creates a Class C felony offense of reckless endangerment when someone discharges a firearm into a parade, religious service, concert, athletic event, political event, educational event, or into any other group of 25 or more people who are lawfully assembled.  
*Amendment Summary:* Senate Judiciary Committee amendment 1 (004918) declares exemption to the crime of reckless endangerment by discharging a firearm if done by a member of a law enforcement agency or any branch of the military acting in the course of a person's official duties, involves the firing of non-live ammunition as part of a funeral, or occurs in a location where participants have assumed the risk of the activity involving the discharge of a firearm, including group hunting activities.  
*Fiscal Note:* (Dated February 19, 2019) Increase State Expenditures \$376,900 Incarceration\*  
*Senate Status:* 03/19/19 - Senate Judiciary Committee recommended with previously adopted amendment 1 (004918). Sent to Senate Finance.  
*House Status:* 03/21/19 - Set for House Criminal Justice Subcommittee 03/27/19.  
*Executive Status:*  
*Committees:* Senate Finance, Ways & Means Committee  
 House Criminal Justice Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 1, relative to reckless endangerment.  
*AG Opinion:*  
*Last Action:* 03/21/19  
*Date:*  
*Cosponsors:* Sen. Robinson, Katrina;  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:* Existing statutes and case law on reckless endangerment is adequate.

### SB88/HB134 **CRIMINAL LAW: Expunction of certain criminal records.**

*Sponsors:* Sen. Akbari, Raumesh , Rep. Love Jr., Harold  
*Summary:* Permits filing of petitions for record expunctions after three years for misdemeanors and five years for felonies.  
*Amendment Summary:*  
*Fiscal Note:*  
*Senate Status:* 01/30/19 - Referred to Senate Judiciary Committee.  
*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.  
*Executive Status:*  
*Committees:* Senate Judiciary Committee  
 House Constitutional Protections & Sentencing Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32, Part 1, relative to the expunction of certain criminal records.  
*AG Opinion:*  
*Last Action:* 03/21/19  
*Date:*  
*Cosponsors:* Sen. Kyle, Sara;  
*Effective Date:*  
*Position:* Neutral  
*Priority:*  
*Comment:*

### SB403/HB167 **CRIMINAL LAW: Mandatory sentence for theft of a firearm.**

*Sponsors:* Sen. Stevens, John , Rep. Lamberth, William  
*Summary:* Requires a mandatory 30-day sentence for firearm theft, creates the Class D felony offense of bringing weapons, controlled substances or telecommunication devices into a penal institution, allows those with revoked or restricted driver license due solely to being habitual offender may petition the court that originally revoked their license to reinstate the person's driver license.  
*Amendment Summary:* Senate Judiciary Committee amendment 1 (004195) changes the effective date for sections 1, 2 and 3 to January 1, 2020. Senate Judiciary Committee amendment 2, House Judiciary amendment 1 (004188) removes "any telecommunication device" from being considered unlawful for any person to possess while present in any penal institution where prisoners are quartered or under custodial supervision without the express consent of the chief administrator of the institution. House Judiciary amendment 2 (005342) changes the effective date of the authorization of a person whose driver license was revoked or restricted as a result of the Motor Vehicle Habitual Offender Act to petition a court for reinstatement of the person's driver license to 30 days after the date upon which the Department of Safety Commissioner provides written notification to the Secretary of State and the Executive Secretary of the Tennessee Code Commission and the Department's "A-list" driver license program is capable of implementing the act or January 1, 2020, whichever is earlier. House Judiciary amendment 3 (005529) requires the sixth and subsequent DUI's be served at no less than 85% of the sentence.  
*Fiscal Note:* (Dated February 11, 2019) Increase State Expenditures Net Impact \$10,713,700\* Increase Local Expenditures \$302,700\*\*  
*Senate Status:* 02/26/19 - Senate Judiciary Committee recommended with amendment 1 (004195) and amendment 2 (004188). Sent to Senate Finance.  
*House Status:* 03/21/19 - Set for House Finance, Ways & Means Committee 03/26/19.  
*Executive Status:*  
*Committees:* Senate Finance, Ways & Means Committee  
House Finance, Ways & Means Committee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39; Title 40 and Title 55, relative to criminal law.  
*AG Opinion:*  
*Last Action Date:* 03/21/19  
*Cosponsors:* Rep. Casada, Glen; Rep. Curcio, Michael; Rep. Dixie, Vincent; Rep. Farmer, Andrew; Rep. Gant, Ron; Rep. Griffey, Bruce; Rep. Littleton, Mary; Rep. White, Mark;  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:* This bill seems to cover diverse unrelated topics and is suspicious as perhaps a "head fake" bill.

**SB423/HB494 TAXES BUSINESS: Tax on ammunition.**

*Sponsors:* Sen. Hensley, Joey , Rep. Doggett, Clay  
*Summary:* Eliminates the special privilege tax on ammunition.  
*Amendment Summary:*  
*Fiscal Note:* (Dated February 24, 2019) Decrease State Revenue - \$455,300/Wildlife Resources Fund Decrease State Expenditures - \$19,900/Wildlife Resources Fund  
*Senate Status:* 03/21/19 - Set for Senate Finance Revenue Subcommittee 03/26/19.  
*House Status:* 03/06/19 - House Finance Subcommittee placed behind the budget.  
*Executive Status:*  
*Committees:* Senate Finance Revenue Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 8- 8-201 and Title 70, Chapter 3, relative to the tax on ammunition.  
*AG Opinion:*  
*Last Action Date:* 03/21/19  
*Cosponsors:* Rep. Crawford, John; Rep. Eldridge, Rick; Rep. Gant, Ron; Rep. Griffey, Bruce; Rep. Hall, Mark; Rep. Hill, Matthew; Rep. Hill, Timothy; Rep. Holt, Andy; Rep. Lamberth, William; Rep. Sexton, Cameron; Rep. VanHuss, James;  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB424/HB408 ENVIRONMENT & NATURE: Expands definition of persons who may engage in the sport of hunting and fishing on farmlands without a license.**

*Sponsors:* Sen. Hensley, Joey , Rep. Doggett, Clay  
*Summary:* Allows parents of landowners and tenants of farmlands to hunt and fish on such land without a license.  
*Amendment Summary:*  
*Fiscal Note:* (Dated February 24, 2019) State Revenue Net Impact Not Significant/Wildlife Resources Fund Increase State Expenditures \$295,000/General Fund Other Fiscal Impact A potential recurring decrease in federal funding allocated to the Wildlife Resources Fund up to \$60,200.

*Senate Status:* 03/13/19 - Senate Energy, Agriculture & Natural Resources Committee recommended. Sent to Senate Finance.

*House Status:* 03/21/19 - Set for House Finance, Ways & Means Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* Senate Finance, Ways & Means Committee  
House Finance, Ways & Means Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 70, relative to persons who may engage in the sport of hunting and fishing on farmlands without a license.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Cepicky, Scott; Sen. Crowe, Rusty; Rep. Griffey, Bruce;

*Effective Date:*

*Position:* Neutral

*Priority:*

*Comment:*

### **SB446/HB187 CRIMINAL LAW: Second Amendment Civil Rights Act of 2019.**

*Sponsors:* Sen. Bell, Mike , Rep. Reedy, Jay

*Summary:* Enacts the "Second Amendment Civil Rights Act of 2019," which prohibits a government entity from enacting or enforcing ordinances, rules, regulations, or policies that prohibit the ownership, construction, or operation of privately owned or operated gun or sport shooting ranges. Confers private rights of action upon a person to challenge government regulation of gun or sport shooting ranges.

*Amendment Summary:* Senate Judiciary Committee amendment 1, House Judiciary Committee amendment 1 (004269) requires that if a local government enforces any regulation of a privately owned or operated sport shooting ranges, the restrictions cannot be greater than those imposed to any range located within the same unit of local government and owned or operated by a government entity. Allows for a party to challenge any regulation of a sport shooting range that violates this provision.

*Fiscal Note:* (Dated February 24, 2019) Increase Local Expenditures Exceeds \$10,000/One-Time/Permissive

*Senate Status:* 03/07/19 - Re-referred to Senate Calendar Committee.

*House Status:* 03/21/19 - Set for House Floor for 03/25/19.

*Executive*

*Status:*

*Committees:* Senate Calendar Committee  
House Floor

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to firearms, arms, ammunition, or firearms accessories.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Byrd, David; Sen. Gresham, Dolores; Sen. Jackson, Ed; Rep. Todd, Chris;

*Effective Date:*

*Position:* Support

*Priority:*

*Comment:* The bill would prohibit local government officials from discriminating against individuals or groups who are involved with sporting, hunting, or 2nd Amendment related functions in the rental of public properties that are made available for public rentals.

### **SB472/HB677 CRIMINAL LAW: Reporting of person judicially committed for mental illness to determine eligibility to purchase firearm.**

*Sponsors:* Sen. Haile, Ferrell , Rep. Garrett, Johnny

*Summary:* Requires clerks to report the race, sex, and social security number of a person judicially committed for mental illness to the FBI-NCIS index and department of safety to determine eligibility for person to purchase firearms. Requires such information to be confidential.

*Amendment Summary:* House Judiciary Committee amendment 1 (005604) adds clarifying language specifying that changes applied in the bill for the General Sessions Courts applies to the Chancery Courts as well.

*Fiscal Note:* (Dated February 19, 2019) NOT SIGNIFICANT

*Senate Status:* 03/11/19 - Senate passed.

*House Status:* 03/20/19 - House Judiciary Committee recommended with amendment 1 (005604), which adds clarifying language specifying that changes applied in the bill for the General Sessions Courts applies to the Chancery Courts as well. Sent to House Calendar & Rules.

*Executive*

*Status:*

*Committees:* House Calendar & Rules Committee Regular

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 33 and Section 38-6-109, relative to mental health patients.

*AG Opinion:*

*Last Action* 03/20/19

*Date:*

*Cosponsors:*

*Effective Date:*

Position:  
Priority:  
Comment:

**SB533/HB1141 TAXES SALES: Exemption of sales of gun safes from sales and use tax.**

*Sponsors:* Sen. Roberts, Kerry , Rep. Doggett, Clay  
*Summary:* Exemption of sales of gun safes from sales and use tax.  
*Amendment Summary:*  
*Fiscal Note:* (Dated February 8, 2019) Decrease State Revenue Net Impact \$321,300 Decrease Local Revenue Net Impact \$131,100  
*Senate Status:* 03/19/19 - Senate Finance Revenue Subcommittee returned to full committee with a negative recommendation.  
*House Status:* 02/13/19 - Referred to House Finance, Ways & Means Subcommittee.  
*Executive Status:*  
*Committees:* Senate Finance, Ways & Means Committee  
House Finance, Ways & Means Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 67, relative to purchases of gun safes.  
*AG Opinion:*  
*Last Action Date:* 03/19/19  
*Cosponsors:* Sen. Bailey, Paul; Sen. Bell, Mike; Sen. Bowling, Janice; Sen. Briggs, Richard; Sen. Crowe, Rusty; Sen. Dickerson, Steven; Rep. Eldridge, Rick; Sen. Gilmore, Brenda; Sen. Gresham, Dolores; Sen. Hensley, Joey; Rep. Hodges, Jason; Sen. Jackson, Ed; Sen. Kurita, Rosalind; Sen. Kyle, Sara; Sen. Pody, Mark; Rep. Potts, Jason; Rep. VanHuss, James; Sen. White, Dawn;  
*Effective Date:*  
*Position:* Neutral  
*Priority:*  
*Comment:*

**SB577/HB193 CRIMINAL LAW: Expunction of multiple convictions resulting from being a victim of human trafficking.**

*Sponsors:* Sen. Gardenhire, Todd , Rep. Carter, Mike  
*Summary:* Allows for a petitioner who has multiple, nonviolent convictions resulting from being a victim of human trafficking to be expunged by the court if deemed to be in the best interest of justice. If denied, there shall be no petition filed for at least two years.  
*Amendment Summary:* Senate Judiciary Committee amendment 1, House Constitutional Protections & Sentencing Subcommittee amendment 1 (004246) deletes and replaces all language after the enacting clause such that the substantive changes are: (1) to specify that in order to file a petition, at least one of the human trafficking convictions to be expunged is required to be a prostitution conviction; (2) establish that such offenses for which the petitioner is requesting expunction are eligible for expunction, (3) establish that the offense to be expunged is required to occur on or after the date on which the petitioner became a victim of human trafficking, and (4) establish, upon filing a petition, the petitioner is required to remit a \$180 fee to the court clerk.  
*Fiscal Note:*  
*Senate Status:* 03/19/19 - Senate Judiciary Committee recommended with amendment 1 (004246). Sent to Senate Calendar Committee.  
*House Status:* 03/21/19 - Set for House Judiciary Committee 03/26/19.  
*Executive Status:*  
*Committees:* Senate Calendar Committee  
House Judiciary Committee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, Chapter 32, relative to expunction for certain offenses.  
*AG Opinion:*  
*Last Action Date:* 03/21/19  
*Cosponsors:* Rep. Hakeem, Yusuf; Rep. Hazlewood, Patsy; Rep. Helton, Esther; Rep. Lafferty, Justin; Rep. Smith, Robin;  
*Effective Date:*  
*Position:* Amend  
*Priority:*  
*Comment:* Amend to allow expungement of multiple convictions for any non-violent crime not just those related to sex trafficking

**SB594/HB712 CRIMINAL LAW: Definitions of firearm, antique firearm, and destructive device.**

*Sponsors:* Sen. Roberts, Kerry , Rep. Faison, Jeremy  
*Summary:* Updates the definitions of "firearm" and "antique firearm" to mirror definitions under federal law and defines a "destructive device."  
*Amendment Summary:*  
*Fiscal Note:* (Dated February 22, 2019) NOT SIGNIFICANT  
*Senate Status:* 03/04/19 - Senate passed.  
*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.

*Executive*

*Status:*  
*Committees:* House Constitutional Protections & Sentencing Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-11-106; Section 39-13-103 and Title 39, Chapter 17, Part 13, relative to firearms.  
*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:* Support  
*Priority:*  
*Comment:*

**SB603/HB1116 CRIMINAL LAW: Reckless endangerment with a deadly weapon.**

*Sponsors:* Sen. Jackson, Ed , Rep. Coley, Jim  
*Summary:* Increases the penalty for the offense of reckless endangerment with a deadly weapon to a Class D felony if the offense occurred during a road rage incident.

*Amendment*

*Summary:*  
*Fiscal Note:* (Dated March 9, 2019) Increase State Expenditures \$27,300 Incarceration\*  
*Senate Status:* 02/07/19 - Referred to Senate Judiciary Committee.  
*House Status:* 03/21/19 - Set for House Criminal Justice Subcommittee 03/27/19.

*Executive*

*Status:*  
*Committees:* Senate Judiciary Committee  
House Criminal Justice Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 55, Chapter 10, Part 2, relative to reckless endangerment.

*AG Opinion:*

*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:* Penalties increased only if its "road rage". This is an arbitrary classification.

**SB681/HB825 CRIMINAL LAW: Theft of property that includes firearm.**

*Sponsors:* Sen. Gardenhire, Todd , Rep. Sherrell, Paul  
*Summary:* Increases penalty for theft of firearms valued under \$2,500 to a Class D felony. Broadly captioned.  
*Amendment* House Judiciary Committee amendment 1 (005248) changes to a Class E felony and makes technical changes.  
*Summary:*  
*Fiscal Note:* (Dated February 24, 2019) Increase State Expenditures \$11,619,200 Incarceration\* Decrease Local Expenditures \$288,000  
*Senate Status:* 03/21/19 - Set for Senate Finance, Ways & Means Committee 03/26/19.  
*House Status:* 03/21/19 - Set for House Finance, Ways & Means Subcommittee 03/27/19.

*Executive*

*Status:*  
*Committees:* Senate Finance, Ways & Means Committee  
House Finance, Ways & Means Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 37; Title 39 and Title 40, Chapter 35, relative to criminal law.

*AG Opinion:*

*Last Action* 03/21/19  
*Date:*  
*Cosponsors:* Rep. Curcio, Michael;  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB705/HB1264 CRIMINAL LAW: Creates a concealed handgun carry permit.**

*Sponsors:* Sen. Stevens, John , Rep. Holt, Andy

*Summary:* Creates a concealed handgun carry permit, which allows a person to carry a concealed handgun. Redesignates the existing handgun carry permit as an enhanced handgun carry permit.

*Amendment Summary:* House Judiciary Committee amendment 1 (004571) removes direct references to the NRA, removes participation in organized shooting competitions as handgun competence demonstration, requires the county sheriff to verify eligibility requirements for handgun license applicants, requires the TBI conduct nationwide background checks with applicant fingerprints forwarded from DOS, increases time handgun carry permits are valid to from five to eight years, requires the issuance of the permit into a laminated card with photo id, physical identifiers, permit number, and issuance and expiration date, establishes requirements for firearms training or safety courses, and changes the effective date to January 1, 2020. Orders a CCHP be issued on a wallet-sized laminated card the same approximate size as driver licenses with the holder's name, address, date of birth, physical description, permit number, issuance, expiration dates, and a color photograph. Deletes and replaces language of the legislation without making any substantive changes. Senate Judiciary Committee amendment 1 (5998) deletes and rewrites all language after the enacting clause such that the only substantive changes are as follows: (1) requires a CCHP applicant to provide DOS with two sets of fingerprints, (2) requires an application and processing fee of \$65 to DOS, (3) requires DOS to forward the fingerprints to the Tennessee Bureau of Investigation (TBI) who shall conduct searches and record checks on the application and relay the results to DOS, (4) requires DOS to send a copy of the application to the sheriff of the county in which the applicant resides, (5) changes the period in which a CCHP is valid from 5 years to 8 years, (6) requires a CCHP be issued on a wallet-sized laminated card the same approximate size as driver licenses with the holder's name, address, date of birth, physical description, permit number, issuance and expiration dates, and a color photograph, and (7) changes the effective date from upon becoming law to January 1, 2020.

*Fiscal Note:* (Dated February 20, 2019) Decrease State Revenue Exceeds \$667,100/Recurring/Handgun Permit Division Exceeds \$245,000/Recurring/Tennessee Bureau of Investigation Increase State Expenditures Exceeds \$220,000/One-Time/Handgun Permit Division Decrease State Expenditures Exceeds \$28,900/Recurring/Handgun Permit Division Exceeds \$112,300/Recurring/Tennessee Bureau of Investigation Decrease Local Revenue Exceeds \$79,600/Recurring

*Senate Status:* 03/19/19 - Senate Judiciary Committee recommended with amendment 1 (005998). Sent to Senate Finance.

*House Status:* 03/06/19 - House Finance Subcommittee placed behind the budget after adopting amendment 1 (005134).

*Executive Status:*

*Committees:* Senate Finance, Ways & Means Committee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 10; Title 33; Title 38 and Title 39, relative to handgun carry permits.

*AG Opinion:*

*Last Action Date:* 03/19/19

*Cosponsors:* Sen. Bell, Mike; Rep. Carter, Mike; Rep. Casada, Glen; Rep. Curcio, Michael; Rep. Doggett, Clay; Rep. Gant, Ron; Rep. Haston, Kirk; Rep. Lamberth, William; Rep. Littleton, Mary; Rep. Sexton, Cameron; Rep. VanHuss, James; Rep. Weaver, Terri;

*Effective Date:*

*Position:* Amend

*Priority:*

*Comment:* The bill would, it appears, create a situation where there are two classes of handgun permits and distinctly different standards for each. One if the existing permit which is being redesignated as an "enhanced" permit. The other would be issued based on lower testing and fees and would be a concealed only permit. Also, there is a concern regarding how many states may terminate reciprocity based on the dual permitting proposal.

## SB778/HB266 **CRIMINAL LAW: Expunction of nonviolent misdemeanor charges.**

*Sponsors:* Sen. Yarbro, Jeff , Rep. Shaw, Johnny

*Summary:* Requires a court to automatically dismiss a misdemeanor charge if prosecution of the charge is not commenced within three years of the offense and the defendant is not charged with any subsequent misdemeanor or felony offense during the three-year period. Also requires the automatic expunction of a nonviolent misdemeanor charge or conviction if the defendant is not charged with any subsequent misdemeanor or felony offense within three years following the original charge.

*Amendment Summary:* House Judiciary Committee amendment 1 (005255) deletes all language after the enacting clause and requires a judge notify a person, at the time of sentencing, convicted of a misdemeanor eligible for expunction of their eligibility and the time period after which the person can petition for expunction.

*Fiscal Note:* (Dated February 19, 2019) Increase State Expenditures \$4,500/General Fund/One-Time Decrease State Revenue \$806,400/Recurring/TBI \$2,073,600/Recurring/District Attorney Expunction Fund Increase Local Expenditures Exceeds \$20,000/One-Time\* Exceeds \$100,000/Recurring\*

*Senate Status:* 02/07/19 - Referred to Senate Judiciary Committee.

*House Status:* 03/21/19 - Set for House Floor for 03/28/19.

*Executive Status:*

*Committees:* Senate Judiciary Committee  
House Floor

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 40, relative to misdemeanors.

*AG Opinion:*

*Last Action Date:* 03/21/19

*Date:*

*Cosponsors:* Rep. Jernigan, Darren;

*Effective Date:*

Position:  
Priority:  
Comment:

**SB797/HB941 CRIMINAL LAW: Expunction fees.**

*Sponsors:* Sen. Johnson, Jack , Rep. Lamberth, William  
*Summary:* Removes \$180 fee for petitioning the court for expunctions of certain criminal offenses. Removes \$350 fee applications for expunctions following the completion of a diversion program. Part of Administration Package.  
*Amendment Summary:* House Judiciary Committee, Senate Judiciary Committee amendment 1 (005117) adds sections to the bill that delete references to the removed expunction fees.  
*Fiscal Note:* (Dated March 2, 2019) Decrease State Revenue \$144,000/District Attorneys Expunction Fund \$1,401,000/TBI  
*Senate Status:* 03/21/19 - Set for Senate Finance, Ways & Means Committee 03/26/19.  
*House Status:* 03/21/19 - Set for House Finance, Ways & Means Subcommittee 03/27/19.  
*Executive Status:*  
*Committees:* Senate Finance, Ways & Means Committee  
House Finance, Ways & Means Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32 and Title 40, Chapter 35, relative to expunction fees.  
*AG Opinion:*  
*Last Action Date:* 03/21/19  
*Cosponsors:* Sen. Akbari, Raumesh; Sen. Dickerson, Steven; Rep. Gant, Ron; Sen. Robinson, Katrina;  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB813/HB801 CRIMINAL LAW: Leaving a firearm or firearm ammunition unattended.**

*Sponsors:* Sen. Akbari, Raumesh , Rep. White, Mark  
*Summary:* Creates a Class A misdemeanor offense of leaving a firearm or firearm ammunition unattended with a minor in a motor vehicle or boat, if the firearm is not securely locked away.  
*Amendment Summary:*  
*Fiscal Note:* (Dated March 9, 2019) NOT SIGNIFICANT  
*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.  
*House Status:* 03/20/19 - Returned to House clerk's desk.  
*Executive Status:*  
*Committees:* Senate Judiciary Committee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.  
*AG Opinion:*  
*Last Action Date:* 03/20/19  
*Cosponsors:*  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:*

**SB827/HB1348 CRIMINAL LAW: Person seeking expunction of multiple offenses.**

*Sponsors:* Sen. Akbari, Raumesh , Rep. Miller, Larry  
*Summary:* Declares that a person seeking expunction must petition the court where the petitioner was most recently convicted to be expunged. Requires the clerk to serve the petition on the district attorney general for that judicial district and any other judicial district in which the person was convicted of an offense sought to be expunged.  
*Amendment Summary:*  
*Fiscal Note:* (Dated March 9, 2019) NOT SIGNIFICANT  
*Senate Status:* 03/18/19 - Senate passed.  
*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.  
*Executive Status:*  
*Committees:* House Constitutional Protections & Sentencing Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32, relative to expunction of criminal records.

*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB865/HB1447 CRIMINAL LAW: Revokes handgun carry permit for domestic violence.**

*Sponsors:* Sen. Bowling, Janice , Rep. Moody, Debra  
*Summary:* Requires a handgun carry permit holder to surrender their permit to the court if convicted of a misdemeanor crime of domestic assault. Orders that within 48 hours of the conviction, the permit should be forwarded and revoked by the department of safety.

*Amendment*  
*Summary:*

*Fiscal Note:* (Dated March 8, 2019) NOT SIGNIFICANT  
*Senate Status:* 03/21/19 - Set for Senate Judiciary Committee 03/26/19.  
*House Status:* 02/13/19 - Referred to House Constitutional Protections & Sentencing Subcommittee.

*Executive*  
*Status:*  
*Committees:* Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee

*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, relative to domestic violence.

*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:* Rep. Freeman, Bob;  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB907/HB731 CRIMINAL LAW: Renewal of handgun carry permits.**

*Sponsors:* Sen. Southerland, Steve , Rep. Hall, Mark  
*Summary:* Authorizes the safety department to contract with a local government agency for the renewal of handgun carry permits. Authorizes an agency contracting with the department charge an additional fee of \$4 for each renewal application.

*Amendment*  
*Summary:*

*Fiscal Note:* (Dated February 14, 2019) Increase State Expenditures \$15,000/One-Time/Department of Safety Decrease State Expenditures Exceeds \$30,300/Recurring/ Department of Safety Increase Local Revenue Exceeds \$60,900/Recurring/Permissive Increase Local Expenditures Exceeds \$30,300/Recurring/Permissive

*Senate Status:* 03/04/19 - Senate passed.  
*House Status:* 03/21/19 - Set for House Finance, Ways & Means Committee 03/26/19.

*Executive*  
*Status:*  
*Committees:* House Finance, Ways & Means Committee

*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to the renewal of handgun carry permits.

*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:* Rep. Byrd, David; Rep. Doggett, Clay; Rep. Griffey, Bruce; Rep. Howell, Dan; Rep. Lamberth, William; Sen. Stevens, John;  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB1010/HB1427 CRIMINAL LAW: Sale or transfer of certain firearms completed through licensed gun dealer.**

*Sponsors:* Sen. Gilmore, Brenda , Rep. Stewart, Mike



*Summary:* Requires all firearm sales or transfers in this state including to be subject to a criminal history record check unless specifically exempted by state or federal law. Specifies that the criminal history record check requirement applies to all sales or transfers made by a licensed gun dealer as well as sales and transfers at a gun show, online, or between persons who are not licensed gun dealers. Requires, when neither the seller nor purchaser of a firearm is a licensed gun dealer that the transaction be completed through a licensed gun dealer, and that the dealer perform the background check. Requires the licensed gun dealer, if the results of the criminal history record check indicate that the purchaser or transferee is ineligible to possess a firearm, to return the firearm to the seller or transferor. Allows the licensed gun dealer to charge a fee that reflects the fair market value of the administrative costs and efforts incurred by the licensed gun dealer for facilitating the sale or transfer of the firearm.

*Amendment*

*Summary:*

*Fiscal Note:*

*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.

*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 67, Chapter 6, relative to the sale or transfer of certain firearms.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Clemmons, John;

*Effective Date:*

*Position:* Oppose

*Priority:*

*Comment:*

**SB1011/HB1428 CRIMINAL LAW: Illegal transfer of a firearm to a prohibited possessor.**

*Sponsors:* Sen. Gilmore, Brenda , Rep. Stewart, Mike

*Summary:* Creates a Class A misdemeanor offense for illegal transfer of a firearm to a prohibited possessor, in knowing that the transfer was illegal under law. Declares that if a person was prohibited from purchasing a firearm due to age restriction, it is not an offense if the transfer of firearm took place for time the firearm was used for purpose of instruction, hunting, or sport shooting.

*Amendment*

*Summary:*

*Fiscal Note:* (Dated March 6, 2019) NOT SIGNIFICANT

*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.

*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 37 and Title 39, Chapter 17, Part 13, relative to the transfer of firearms.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Clemmons, John;

*Effective Date:*

*Position:* Oppose

*Priority:*

*Comment:* This issue is already covered under several state laws.

**SB1025/HB1224 CRIMINAL LAW: Domestic violence defendant firearm transfers.**

*Sponsors:* Sen. Yarbro, Jeff , Rep. Potts, Jason

*Summary:* Requires the court order that a defendant convicted of domestic violence who transfers possession of firearms to a third party have the third party complete and return to the court an affidavit certifying that the third party is not prohibited from possessing firearms, acknowledges receipt of firearms from the defendant, and accepts their responsibility. Broadly captioned.

*Amendment*

*Summary:*

*Fiscal Note:* (Dated February 27, 2019) NOT SIGNIFICANT

*Senate Status:* 03/21/19 - Set for Senate Judiciary Committee 03/26/19.

*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, Part 6; Title 39, Chapter 13, Part 1; Title 39, Chapter 17, Part 13 and Title 40, relative to firearms.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Clemmons, John;

*Effective Date:*

*Position:*

*Priority:*

*Comment:*

### **SB1178/HB1446 CRIMINAL LAW: Extreme risk protection orders.**

*Sponsors:* Sen. Dickerson, Steven , Rep. Deberry Jr., John

*Summary:* Allows an eligible petitioner to file a petition with no filing fee for an extreme risk protection order in any court with jurisdiction over domestic relations matters or in general sessions court. Requires for an extreme risk protection to contain allegations, a sworn affidavit, information on firearm possession, and whether the respondent is currently subject to an order of protection. Specifies court proceeding to follow filing an extreme risk protection order and directs the court to set a hearing on the petition no later than 15 days from the date the petition was filed. After the court issues the order, it will prohibit the respondent from purchasing or possessing a firearm for a period of one year and any violation of the extreme risk protection order is subject to a Class A misdemeanor.

*Amendment*

*Summary:*

*Fiscal Note:*

*Senate Status:* 03/21/19 - Set for Senate Judiciary Committee 03/26/19.

*House Status:* 02/13/19 - Referred to House Constitutional Protections & Sentencing Subcommittee.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 33; Title 38; Title 39 and Title 40, relative to weapons.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Camper, Karen; Rep. Jernigan, Darren;

*Effective Date:*

*Position:* Oppose

*Priority:* 1 - Top-tier

*Comment:* the GOP "Red Flag" law

### **SB1225/HB1209 CRIMINAL LAW: Grants law enforcement powers to certain employees of the department of correction.**

*Sponsors:* Sen. Niceley, Frank , Rep. Mitchell, Bo

*Summary:* Vests employees of the department of correction appointed as special agents or as a director of internal affairs and who meet certain standards and have completed law enforcement training with law enforcement powers under the department. Establishes that a correctional emergency response team member or strike force member must not be vested with such powers or authority unless otherwise qualified to be vested under the provisions of this bill.

*Amendment*

*Summary:*

*Fiscal Note:*

*Senate Status:* 02/11/19 - Referred to Senate State & Local Government Committee.

*House Status:* 03/21/19 - Set for House Corrections Subcommittee 03/26/19.

*Executive*

*Status:*

*Committees:* Senate State & Local Government Committee  
House Corrections Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Section 4- 3-609 and Section 39-17-1350, relative to department of correction employees.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:*

*Effective Date:*

*Position:*

Priority:

Comment:

**SB1275/HB409 CRIMINAL LAW: Civil or criminal immunity for person who uses force in self-defense.**

*Sponsors:* Sen. Pody, Mark , Rep. Griffey, Bruce

*Summary:* Confers criminal and civil immunity upon a person who uses or threatens to use force in self-defense, defense of another, or defense from a person committing a criminal offense, unless the person against whom the force is used is a law enforcement officer acting in the performance of the officer's official duties and has identified himself or herself as a law enforcement officer.

*Amendment*

*Summary:*

*Fiscal Note:* (Dated February 25, 2019) NOT SIGNIFICANT

*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.

*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee

House Constitutional Protections & Sentencing Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 11, Part 6 and Title 39, Chapter 17, Part 13, relative to civil and criminal immunity.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Byrd, David; Rep. Doggett, Clay; Rep. Haston, Kirk; Rep. Reedy, Jay; Rep. Todd, Chris;

*Effective Date:*

*Position:* Support

*Priority:* 1 - Top-tier

*Comment:* TFA strongly supports this legislation as written. It is designed to modify current state law to require that law enforcement and district attorneys evaluate whether the matter involves a justifiable civilian self-defense incident prior to bringing criminal charges.

**SB1301/HB1176 CRIMINAL LAW: Notification regarding off duty law enforcement officer possessing firearm on school grounds.**

*Sponsors:* Sen. Pody, Mark , Rep. Weaver, Terri

*Summary:* Removes requirement that an off-duty law enforcement officer notify principal or other administrative staff if present on school grounds during regular school hours and in possession of a firearm.

*Amendment*

*Summary:*

*Fiscal Note:*

*Senate Status:* 03/21/19 - Set for Senate Judiciary Committee 03/26/19.

*House Status:* 03/21/19 - Set for House Public Service & Employee Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee

House Public Service & Employee Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-17-1309 and Section 39-17-1350, relative to law enforcement officers.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:*

*Effective Date:*

*Position:*

*Priority:*

*Comment:*

**SB1312/HB1476 CRIMINAL LAW: Leaving firearm or ammunition in motor vehicle or boat without it being in locked cabinet.**

*Sponsors:* Sen. Kyle, Sara , Rep. Hardaway, G.A.

*Summary:* Prohibits leaving a firearm, loaded firearm, or firearm ammunition in a motor vehicle or boat that is unattended or with a person under 18 years of age if the firearm is not locked away or securely contained. Any violation is a Class A misdemeanor which is punishable by a fine of not less than \$500. Requires the fine paid to the clerk of the court the imposing sentence who will then transfer it to the state treasurer for deposit the general fund. Orders 50 percent of the funds be deposited in the domestic violence community education fund and the other 50 percent deposited in the criminal injuries compensation fund.

*Amendment*

*Summary:*

*Fiscal Note:*

*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.  
*House Status:* 03/21/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/27/19.  
*Executive Status:*  
*Committees:* Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.  
*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:*

**SB1315/HB1478 CRIMINAL LAW: Reckless endangerment.**

*Sponsors:* Sen. Kyle, Sara , Rep. Hardaway, G.A.  
*Summary:* Revises definition of reckless endangerment to include use of a motor vehicle to harass, injure, or obstruct another person. Establishes penalties for reckless endangerment committed by discharging a firearm into a group of two or more people from a vehicle, or into a vehicle as a fine between \$5,000 and \$10,000 and a five year revocation of a driver's license following release. Permits petition for a restricted driver's license for people whose license has been revoked under these terms. Clarifies that each person endangered by a reckless endangerment violation constitutes as a separate offense. Requires defendants convicted of reckless endangerment with a deadly weapon to attend anger management class. Establishes the crime of community terrorism as a gang-related offense committed against a population by members of a criminal gang and enhances punishment for crimes falling under this designation.

*Amendment Summary:*  
*Fiscal Note:*  
*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.  
*House Status:* 03/21/19 - Set for House Criminal Justice Subcommittee 03/27/19.  
*Executive Status:*  
*Committees:* Senate Judiciary Committee  
House Criminal Justice Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 40, Chapter 35, relative to reckless endangerment.  
*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB1341/HB1295 CRIMINAL LAW: Firearms dispossession forms for domestic violence defendants.**

*Sponsors:* Sen. Massey, Becky , Rep. Farmer, Andrew  
*Summary:* Requires the domestic violence state coordinating council in consultation with the administrative office of the courts to develop an affidavit of firearms dispossession form that must be signed following a conviction for a domestic violence offense. Orders the administrative office of the courts to post the form on its website where it can be copied by defendants or provided to them by the court or court clerk for signature upon conviction.  
*Amendment Summary:* House Judiciary Committee amendment 1 (004880) declares that the defendant must sign a domestic violence offense firearm notification form before the court accepts the guilty plea of a defendant charged with a domestic violence offense and makes technical changes to the language of the bill.  
*Fiscal Note:* (Dated February 20, 2019) NOT SIGNIFICANT  
*Senate Status:* 03/21/19 - Set for Senate Judiciary Committee 03/26/19.  
*House Status:* 03/20/19 - House Judiciary Committee recommended with amendment 1 (004880), which declares that the defendant must sign a domestic violence offense firearm notification form before the court accepts the guilty plea of a defendant charged with a domestic violence offense and makes technical changes to the language of the bill. Sent to House Calendar & Rules.  
*Executive Status:*  
*Committees:* Senate Judiciary Committee  
House Calendar & Rules Committee Regular  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-13-111, relative to domestic violence offenders.

*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB1347/HB1460 CRIMINAL LAW: Fees for lifetime handgun permits for former law enforcement officers.**

*Sponsors:* Sen. Pody, Mark , Rep. Sherrell, Paul  
*Summary:* Waives the fee for obtaining a lifetime handgun carry permit for former law enforcement officers, POST certified or had equivalent training, who served at least 10 years and left the law enforcement agency while in good standing.

*Amendment*  
*Summary:*  
*Fiscal Note:* (Dated February 24, 2019) Decrease State Revenue Exceeds \$15,700/Handgun Permit Division  
*Senate Status:* 03/21/19 - Set for Senate Judiciary Committee 03/26/19.  
*House Status:* 03/13/19 - House Finance Subcommittee placed behind the budget.

*Executive*  
*Status:*  
*Committees:* Senate Judiciary Committee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to lifetime handgun permits for former law enforcement officers.

*AG Opinion:*  
*Last Action* 03/21/19  
*Date:*  
*Cosponsors:*  
*Effective Date:*  
*Position:*  
*Priority:*  
*Comment:*

**SB1374/HB109 CRIMINAL LAW: Carrying of firearms by correctional officers.**

*Sponsors:* Sen. Yager, Ken , Rep. Windle, John  
*Summary:* Permits correctional officers and certain other people employed by the department of correction to carry a handgun if they have completed their probationary period and training rather than when they are vested.

*Amendment*  
*Summary:*  
*Fiscal Note:* (Dated February 9, 2019) NOT SIGNIFICANT  
*Senate Status:* 03/14/19 - Senate passed.  
*House Status:* 03/07/19 - House passed.  
*Executive* 03/20/19 - Sent to governor.

*Status:*  
*Committees:*  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-17-1350, relative to certain law enforcement officers carrying firearms.

*AG Opinion:*  
*Last Action* 03/20/19  
*Date:*  
*Cosponsors:* Rep. Byrd, David; Rep. Calfee, Kent; Rep. Crawford, John; Rep. Haston, Kirk; Sen. Jackson, Ed; Rep. Keisling, Kelly; Rep. Kumar, Sabi; Rep. Leatherwood, Tom; Rep. Love Jr., Harold; Rep. Moon, Jerome; Rep. Ogles, Brandon; Rep. Reedy, Jay; Rep. Sherrell, Paul; Rep. Terry, Bryan; Rep. Thompson , Dwayne; Rep. Vaughan, Kevin; Rep. White, Mark;

*Effective Date:*  
*Position:* Neutral  
*Priority:*  
*Comment:*

**SB1385/HB367 ENVIRONMENT & NATURE: Permanent fishing and hunting license for honorably discharged veterans.**

*Sponsors:* Sen. Bell, Mike , Rep. Hall, Mark  
*Summary:* Creates a permanent combination hunting and fishing license for each resident of Tennessee who is an honorably discharged veteran on the United States armed forces for a one-time \$10 fee.

*Amendment Summary:* House Agriculture & Natural Resources Committee amendment 1 (006261) authorizes the Tennessee Wildlife Resource Agency to issue a sportsman package at a 50 percent discount and a general fishing package for an annual \$10 fee to any Tennessee resident who are honorably discharged veterans, pursuant to the receipt of a DD form 214 or a NGB Form 22, or from a reserve component as defined.

*Fiscal Note:* (Dated March 2, 2019) State Revenue Net Impact Not Significant/Wildlife Resources Fund Increase State Expenditures \$2,247,900/FY19-20/General Fund \$3,024,900/FY20-21 and Subsequent Years/ General Fund

*Senate Status:* 02/11/19 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 03/20/19 - House Agriculture & Natural Resources Committee recommended with amendment 1 (006261), which authorizes the Tennessee Wildlife Resource Agency to issue a sportsman package at a 50 percent discount and a general fishing package for an annual \$10 fee to any Tennessee resident who are honorably discharged veterans, pursuant to the receipt of a DD form 214 or a NGB Form 22, or from a reserve component as defined. Sent to House Finance.

*Executive Status:*

*Committees:* Senate Energy, Agriculture & Natural Resources Committee  
House Finance, Ways & Means Committee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 70, relative to hunting and fishing licenses for honorably discharged veterans.

*AG Opinion:*

*Last Action Date:* 03/20/19

*Cosponsors:* Rep. Carter, Mike; Rep. Doggett, Clay;

*Effective Date:*

*Position:*

*Priority:*

*Comment:*

**SB1400/HB1041 PUBLIC FINANCE: Provision of services to licensed firearms businesses.**

*Sponsors:* Sen. Bell, Mike , Rep. Cochran, Mark

*Summary:* Prohibits spending of public funds to support policies declining to provide services to licensed firearms businesses.

*Amendment Summary:*

*Fiscal Note:*

*Senate Status:* 02/11/19 - Referred to Senate State & Local Government Committee.

*House Status:* 03/19/19 - Taken off notice in House Cities & Counties Subcommittee.

*Executive Status:*

*Committees:* Senate State & Local Government Committee  
House Cities & Counties Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 7; Title 9 and Title 12, relative to the provision of services to licensed firearms businesses.

*AG Opinion:*

*Last Action Date:* 03/19/19

*Cosponsors:*

*Effective Date:*

*Position:*

*Priority:*

*Comment:*

**SB1401/HB545 CRIMINAL LAW: Temporary handgun carry permit for person granted an order of protection.**

*Sponsors:* Sen. Bell, Mike , Rep. Boyd, Clark

*Summary:* Increases the amount of calendar days a person who petitions the court and is granted an order of protection has to apply for a temporary handgun carry permit from the department of safety from 21 calendar days to 30 calendar days after that order of protection is granted.

*Amendment Summary:* Senate Judiciary Committee amendment 1, House Constitutional Protections & Sentencing Subcommittee amendment 1 (005233) deletes all language after the enacting clause. Specifies that a person is not in violation of the offense of possessing a weapon in a private building or on a private property that is properly posted to prohibit weapons, if that person: is a handgun carry permit holder; enters the building or property with the reasonable belief that the person is entitled to possess a fire arm in that building or on that property; and immediately leaves upon becoming aware of the posting.

*Fiscal Note:* (Dated February 6, 2019) NOT SIGNIFICANT

*Senate Status:* 03/18/19 - Re-referred to Senate Calendar Committee.

*House Status:* 03/21/19 - Set for House Judiciary Committee 03/26/19.

*Executive Status:*

*Committees:* Senate Calendar Committee  
House Judiciary Committee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:*

*Effective Date:*

*Position:*

*Priority:*

*Comment:*

### **SB1402/HB754 CRIMINAL LAW: Firearm prohibitions for persons suffering from mental illness.**

*Sponsors:* Sen. Bell, Mike , Rep. Smith, Robin

*Summary:* Prohibits certain persons voluntarily admitted to a mental health treatment facility from possessing a firearm.

*Amendment Summary:* House Constitutional Protections & Sentencing Subcommittee amendment 1 (006249) rewrites the bill to establish that it is an offense to transfer a firearm to a person knowing that the person has been judicially committed to a mental institution or adjudicated as a mental defective unless the person's right to possess firearms has been restored, or is receiving inpatient treatment at a hospital or treatment resource.

*Fiscal Note:* (Dated March 1, 2019) Increase State Expenditures Exceeds \$100,000/One-Time

*Senate Status:* 02/11/19 - Referred to Senate Judiciary Committee.

*House Status:* 03/21/19 - Set for House Judiciary Committee 03/26/19.

*Executive*

*Status:*

*Committees:* Senate Judiciary Committee  
House Judiciary Committee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 33 and Title 39, Chapter 17, relative to firearm prohibitions for persons suffering from mental illness and emotional disturbances.

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Rep. Casada, Glen;

*Effective Date:*

*Position:*

*Priority:*

*Comment:* TFA has not taken a position on this bill at this time. The bill, as written, appears to need attention to address situations where individuals have been wrongly detained and it needs provisions to deal with how someone can, if ever, get relief from this state level disability on firearms.

### **SJR1 JUDICIARY: Constitutional amendment - selection of attorney general.**

*Sponsors:* Sen. Yager, Ken ,

*Summary:* Proposes an amendment to Article VI, Section 5 of the state constitution to provide for the selection of the attorney general and reporter for the state with nomination by the supreme court and confirmation by the general assembly.

*Amendment*

*Summary:*

*Fiscal Note:* (Dated January 31, 2019) Increase State Expenditures \$10,000/One-Time

*Senate Status:* 02/21/19 - Senate adopted on third reading.

*House Status:* 03/21/19 - Set for House Finance, Ways & Means Subcommittee 03/27/19.

*Executive*

*Status:*

*Committees:* House Finance, Ways & Means Subcommittee

*Public Chapter:*

*Caption:*

*AG Opinion:*

*Last Action* 03/21/19

*Date:*

*Cosponsors:* Sen. Bowling, Janice;

*Effective Date:*

*Position:* Neutral

*Priority:*

*Comment:* The effort should be towards amending the constitution for an elected attorney general who would be accountable directly to the voters.