



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Tennessee Firearms Association

Calendar Report - Week of March 18, 2019

Tue 3/19/19 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

The committee will have budget hearings by the TN Secretary of State and the TN State Museum. MEMBERS: CHAIR B. Watson (R); VICE CHAIR J. Stevens (R); 2ND VICE CHAIR J. Hensley (R); J. Yarbrow (D); K. Yager (R); B. Kelsey (R); J. Johnson (R); F. Haile (R); B. Gilmore (D); T. Gardenhire (R); R. Briggs (R)

3. **SB797** **CRIMINAL LAW: Expunction fees.** Removes \$180 fee for petitioning the court for expunctions of certain criminal offenses. Removes \$350 fee for applications for expunctions following the completion of a diversion program. Part of Administration Package.

Amendment Summary: House Constitutional Protections & Sentencing Subcommittee, 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: 03/14/19 - Set for Senate Finance, Ways & Means Committee 03/19/19.

House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.

Executive Status: Senate Finance, Ways & Means Committee ; House Judiciary Committee ;

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: 03/14/19

Position:

Priority:

Comment:

rows:

HB941 - W. Lamberth - 03/14/19 - Set for House Judiciary Committee 03/20/19.

11. **SB681** **CRIMINAL LAW: Theft of property that includes firearm.** Increases penalty for theft of firearms valued under \$2,500 to a Class D felony. Broadly captioned.

T.

Amendment Summary:

Fiscal Note: (Dated February 24, 2019) Increase State Expenditures \$11,619,200 Incarceration* Decrease Local Expenditures \$288,000

Senate Status: 03/14/19 - Set for Senate Finance, Ways & Means Committee 03/19/19.

House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.

Executive Status: Senate Finance, Ways & Means Committee ; House Judiciary Committee ;

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 Date: 03/14/19

Position:

Priority:

Comment:

rows:

HB825 - P. Sherrell - 03/14/19 - Set for House Judiciary Committee 03/20/19.

Tue 3/19/19 9:30am - Senate Hearing Rm I, Senate Finance Revenue Subcommittee

MEMBERS: CHAIR J. Hensley (R); VICE CHAIR T. Gardenhire (R); B. Gilmore (D); F. Haile (R); K. Yager (R)

8. **SB533** **TAXES SALES: Exemption of sales of gun safes from sales and use tax.** Exemption of sales of gun safes from sales and use tax.
 Roberts K. **Amendment Summary:**
Fiscal Note: (Dated February 8, 2019) Decrease State Revenue Net Impact \$321,300 Decrease Local Revenue Net Impact \$131,100
Senate Status: 03/14/19 - Set for Senate Finance Revenue Subcommittee 03/19/19.
House Status: 02/13/19 - Referred to House Finance, Ways & Means Subcommittee.
Executive Status: Senate Finance Revenue Subcommittee ; House Finance, Ways & Means Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 67, relative to purchases of gun safes.
AG Opinion:
Last Action Date: 03/14/19
Position: Neutral
Priority:
Comment:
rows:
 HB1141 - C. Doggett - 02/13/19 - Referred to House Finance, Ways & Means Subcommittee.
43. **SB423** **TAXES BUSINESS: Tax on ammunition.** Eliminates the special privilege tax on ammunition.
 Hensley J. **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: 03/14/19 - Set for Senate Finance Revenue Subcommittee 03/19/19.
House Status: 03/06/19 - House Finance Subcommittee placed behind the budget.
Executive Status: Senate Finance Revenue Subcommittee ;
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: 03/14/19
Position:
Priority:
Comment:
rows:
 HB494 - C. Doggett - 03/06/19 - House Finance Subcommittee placed behind the budget.

Tue 3/19/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

The committee will have budget hearings from the following: 1) Commissioner Brad Turner with the Department of Intellectual and Developmental Disabilities from 3:00 pm - 4:00 pm. 2) Commissioner Jeff McCord with the Department of Labor and Workforce Development from 4:00 pm - 5:00 pm. 3) Commissioner David Gerregano with the Department of Revenue from 5:00 pm - 5:40 pm. MEMBERS: CHAIR S. Lynn (R); VICE CHAIR P. Hazlewood (R); R. Tillis (R); W. Lamberth (R); B. Ogles (R); J. Reedy (R); C. Sexton (R); J. Shaw (D); R. Staples (D); J. Windle (D); J. Zachary (R); S. Kumar (R); A. Holt (R); C. Baum (R); K. Camper (D); J. Crawford (R); J. Deberry Jr. (D); R. Gant (R); G. Hicks (R); M. Hill (R)

7. **HB187** **CRIMINAL LAW: Second Amendment Civil Rights Act of 2019.** 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.
 Reedy J. **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: 03/14/19 - Set for House Finance, Ways & Means Committee 03/19/19.
Executive Status: Senate Calendar Committee ; House Finance, Ways & Means Committee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to firearms, arms, ammunition, or firearms accessories.
AG Opinion:
Last Action Date: 03/14/19
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.
rows:
 SB446 - M. Bell - 03/07/19 - Re-referred to Senate Calendar Committee.

Tue 3/19/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

The committee will have budget hearings by the TN Attorney General and Reporter and the TN Administrative Office of the Courts. MEMBERS: CHAIR M. Bell (R); VICE CHAIR J. Lundberg (R); 2ND VICE CHAIR D. White (R); J. Bowling (R); T. Gardenhire (R); S. Kyle (D); K. Roberts (R); K. Robinson (D); J. Stevens (R)

10. **SB35** **CRIMINAL LAW: Offense of reckless endangerment by discharging a firearm into a parade or religious service.** 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: 03/14/19 - Set for Senate Judiciary Committee 03/19/19.

House Status: 02/20/19 - Taken off notice in House Criminal Justice Subcommittee.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 1, relative to reckless endangerment.

AG Opinion:

Last Action Date: 03/14/19

Position: Oppose

Priority:

Comment: Existing statutes and case law on reckless endangerment is adequate.

rows:

HB135 - H. Love Jr. - 02/20/19 - Taken off notice in House Criminal Justice Subcommittee.

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

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: 03/14/19 - Set for Senate Judiciary Committee 03/19/19.

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

Executive Status: Senate Judiciary Committee ;

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: 03/14/19

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.

rows:

HB1264 - A. Holt - 03/06/19 - House Finance Subcommittee placed behind the budget after adopting amendment 1 (005134).

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

Gardenhire
T.

Amendment Summary:

Fiscal Note:

Senate Status: 03/14/19 - Set for Senate Judiciary Committee 03/19/19.

House Status: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.

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

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: 03/14/19

Position: Amend

Priority:

Comment: Amend to allow expungment of multiple convictions for any non-violent crime not just those related to sex trafficking

rows:

HB193 - M. Carter - 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.

Tue 3/19/19 4:30pm - House Hearing Rm V, House Cities & Counties Subcommittee

MEMBERS: CHAIR J. Moon (R); K. Calfee (R); J. Crawford (R); L. Lamar (D); R. Travis (R); D. Wright (R)

6. **HB1041** **PUBLIC FINANCE: Provision of services to licensed firearms businesses.** Prohibits spending of public funds to support policies declining to provide services to licensed firearms businesses.

Cochran
M.

Amendment Summary:

Fiscal Note:

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

House Status: 03/14/19 - Set for House Cities & Counties Subcommittee 03/19/19.

Executive Status: Senate State & Local Government Committee ; House Cities & Counties Subcommittee ;

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: 03/14/19

Position:

Priority:

Comment:

rows:

SB1400 - M. Bell - 02/11/19 - Referred to Senate State & Local Government Committee.

Tue 3/19/19 4:30pm - House Hearing Rm IV, House Corrections Subcommittee

MEMBERS: CHAIR B. Hulseley (R); R. Eldridge (R); A. Farmer (R); K. Keisling (R); J. Lafferty (R); J. Powell (D); C. Todd (R)

2. **HB1209** **CRIMINAL LAW: Grants law enforcement powers to certain employees of the department of correction.** 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.
Mitchell B.
- Amendment Summary:**
Fiscal Note:
Senate Status: 02/11/19 - Referred to Senate State & Local Government Committee.
House Status: 03/14/19 - Set for House Corrections Subcommittee 03/19/19.
Executive Status: Senate State & Local Government Committee ; House Corrections Subcommittee ;
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 Date: 03/14/19
Position:
Priority:
Comment:
rows:
SB1225 - F. Niceley - 02/11/19 - Referred to Senate State & Local Government Committee.

Wed 3/20/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee

MEMBERS: CHAIR J. VanHuss (R); M. Curcio (R); R. Eldridge (R); B. Griffey (R); B. Mitchell (D); B. Sanderson (R); P. Sherrell (R)

2. **HB754** **CRIMINAL LAW: Firearm prohibitions for persons suffering from mental illness.** Prohibits certain persons voluntarily admitted to a mental health treatment facility from possessing a firearm.
Smith R.
- Amendment Summary:**
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: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.
Executive Status: Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;
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 Date: 03/14/19
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.
rows:
SB1402 - M. Bell - 02/11/19 - Referred to Senate Judiciary Committee.
3. **HB801** **CRIMINAL LAW: Leaving a firearm or firearm ammunition unattended.** 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.
White M.
- Amendment Summary:**
Fiscal Note: (Dated March 9, 2019) NOT SIGNIFICANT
Senate Status: 02/11/19 - Referred to Senate Judiciary Committee.
House Status: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.
Executive Status: Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.
AG Opinion:
Last Action Date: 03/14/19
Position: Oppose
Priority:
Comment:
rows:
SB813 - R. Akbari - 02/11/19 - Referred to Senate Judiciary Committee.

4. **HB193** **CRIMINAL LAW: Expunction of multiple convictions resulting from being a victim of human trafficking.** 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.
Carter M.
- Amendment Summary:**
Fiscal Note:
Senate Status: 03/14/19 - Set for Senate Judiciary Committee 03/19/19.
House Status: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.
Executive Status: Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;
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: 03/14/19
Position: Amend
Priority:
Comment: Amend to allow expungment of multiple convictions for any non-violent crime not just those related to sex trafficking
rows:
SB577 - T. Gardenhire - 03/14/19 - Set for Senate Judiciary Committee 03/19/19.
8. **HB134** **CRIMINAL LAW: Expunction of certain criminal records.** Permits filing of petitions for record expunctions after three years for misdemeanors and five years for felonies.
Love Jr. H.
- Amendment Summary:**
Fiscal Note:
Senate Status: 01/30/19 - Referred to Senate Judiciary Committee.
House Status: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.
Executive Status: Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;
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 Date: 03/14/19
Position: Neutral
Priority:
Comment:
rows:
SB88 - R. Akbari - 01/30/19 - Referred to Senate Judiciary Committee.
10. **HB1348** **CRIMINAL LAW: Person seeking expunction of multiple offenses.** 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.
Miller L.
- Amendment Summary:**
Fiscal Note: (Dated March 9, 2019) NOT SIGNIFICANT
Senate Status: 03/12/19 - Senate Judiciary Committee recommended. Sent to Senate Calendar Committee.
House Status: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.
Executive Status: Senate Calendar Committee ; House Constitutional Protections & Sentencing Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32, relative to expunction of criminal records.
AG Opinion:
Last Action Date: 03/14/19
Position:
Priority:
Comment:
rows:
SB827 - R. Akbari - 03/12/19 - Senate Judiciary Committee recommended. Sent to Senate Calendar Committee.

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

Hardaway
G.

Amendment Summary:

Fiscal Note:

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

House Status: 03/14/19 - Set for House Constitutional Protections & Sentencing Subcommittee 03/20/19.

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

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

AG Opinion:

Last Action Date: 03/14/19

Position: Oppose

Priority:

Comment:

rows:

SB1312 - S. Kyle - 02/11/19 - Referred to Senate Judiciary Committee.

Wed 3/20/19 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

HB947 was added to the calendar by suspension of the rules on the House Floor on 03/14/19. MEMBERS: CHAIR A. Holt (R); J. Deberry Jr. (D); P. Hazlewood (R); G. Hicks (R); M. Hill (R); S. Lynn (R); B. Ogles (R); C. Sexton (R); J. Shaw (D)

1. **HB167** **CRIMINAL LAW: Mandatory sentence for theft of a firearm.** 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.

Lamberth
W.

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: 03/14/19 - Set for House Finance, Ways & Means Subcommittee 03/20/19.

Executive Status: Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 39; Title 40 and Title 55, relative to criminal law.

AG Opinion:

Last Action Date: 03/14/19

Position: Oppose

Priority:

Comment: This bill seems to cover diverse unrelated topics and is suspicious as perhaps a "head fake" bill.

rows:

SB403 - J. Stevens - 02/26/19 - Senate Judiciary Committee recommended with amendment 1 (004195) and amendment 2 (004188). Sent to Senate Finance.

14. **HB731** **CRIMINAL LAW: Renewal of handgun carry permits.** 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.

Hall M.

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: 03/14/19 - Set for House Finance, Ways & Means Subcommittee 03/20/19.

Executive Status: House Finance, Ways & Means Subcommittee ;

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

AG Opinion:

Last Action Date: 03/14/19

Position:

Priority:

Comment:

rows:

SB907 - S. Southerland - 03/04/19 - Senate passed.

Wed 3/20/19 12:30pm - House Hearing Rm I, House Judiciary Committee

The committee will hear a budget presentation from the TN Office of the Post-Conviction Defender and from the TN District Public Defenders Conference.

MEMBERS: CHAIR M. Curcio (R); VICE CHAIR J. Garrett (R); A. Farmer (R); M. Littleton (R); B. Mitchell (D); B. Ogles (R); A. Parkinson (D); J. Potts (D); I. Rudder (R); B. Sanderson (R); P. Sherrell (R); J. Towns Jr. (D); J. VanHuss (R); W. Lamberth (R); C. Johnson (R); B. Hulseley (R); B. Beck (D); K. Camper (D); M. Carter (R); M. Daniel (R); C. Doggett (R); R. Eldridge (R); J. Faison (R); B. Griffey (R); D. Howell (R)

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

Boyd C.

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: 03/12/19 - Senate Judiciary Committee recommended with amendment 1 (005233). Sent to Senate Calendar Committee.

House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.

Executive Status: Senate Calendar Committee ; House Judiciary Committee ;

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

AG Opinion:

Last Action Date: 03/14/19

Position:

Priority:

Comment:

rows:

SB1401 - M. Bell - 03/12/19 - Senate Judiciary Committee recommended with amendment 1 (005233). Sent to Senate Calendar Committee.

10. **HB941** **CRIMINAL LAW: Expunction fees.** 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.
 Lamberth W.
Amendment Summary: House Constitutional Protections & Sentencing Subcommittee, 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: 03/14/19 - Set for Senate Finance, Ways & Means Committee 03/19/19.
House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.
Executive Status: Senate Finance, Ways & Means Committee ; House Judiciary Committee ;
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: 03/14/19
Position:
Priority:
Comment:
rows:
 SB797 - J. Johnson - 03/14/19 - Set for Senate Finance, Ways & Means Committee 03/19/19.
14. **HB825** **CRIMINAL LAW: Theft of property that includes firearm.** Increases penalty for theft of firearms valued under \$2,500 to a Class D felony.
 Sherrell P.
 Broadly captioned.
Amendment Summary:
Fiscal Note: (Dated February 24, 2019) Increase State Expenditures \$11,619,200 Incarceration* Decrease Local Expenditures \$288,000
Senate Status: 03/14/19 - Set for Senate Finance, Ways & Means Committee 03/19/19.
House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.
Executive Status: Senate Finance, Ways & Means Committee ; House Judiciary Committee ;
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 Date: 03/14/19
Position:
Priority:
Comment:
rows:
 SB681 - T. Gardenhire - 03/14/19 - Set for Senate Finance, Ways & Means Committee 03/19/19.
16. **HB1295** **CRIMINAL LAW: Firearms dispossession forms for domestic violence defendants.** 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.
 Farmer A.
Amendment Summary: House Constitutional Protections & Sentencing Subcommittee 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: 03/12/19 - Senate Judiciary Committee deferred to 03/26/19.
House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.
Executive Status: Senate Judiciary Committee ; House Judiciary Committee ;
Caption: AN ACT to amend Tennessee Code Annotated, Section 39-13-111, relative to domestic violence offenders.
AG Opinion:
Last Action Date: 03/14/19
Position:
Priority:
Comment:
rows:
 SB1341 - B. Massey - 03/12/19 - Senate Judiciary Committee deferred to 03/26/19.

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

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

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

House Status: 03/14/19 - Set for House Judiciary Committee 03/20/19.

Executive Status: House Judiciary Committee ;

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 Date: 03/14/19

Position:

Priority:

Comment:

rows:

SB472 - F. Haile - 03/11/19 - Senate passed.

30. **SJR1** **JUDICIARY: Constitutional amendment - selection of attorney general.** 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: 03/14/19 - Set for House Judiciary Committee 03/20/19.

Executive Status: House Judiciary Committee ;

Caption:

AG Opinion:

Last Action Date: 03/14/19

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.

rows:

Wed 3/20/19 12:30pm - House Hearing Rm IV, House Public Service & Employee Subcommittee

MEMBERS: CHAIR B. Ramsey (R); R. Bricken (R); D. Hawk (R); G. Hicks (R); K. Keisling (R); H. Love Jr. (D); J. Shaw (D)

4. **HB1176** **CRIMINAL LAW: Notification regarding off duty law enforcement officer possessing firearm on school grounds.** 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: 02/11/19 - Referred to Senate Judiciary Committee.

House Status: 03/14/19 - Set for House Public Service & Employee Subcommittee 03/20/19.

Executive Status: Senate Judiciary Committee ; House Public Service & Employee Subcommittee ;

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 Date: 03/14/19

Position:

Priority:

Comment:

rows:

SB1301 - M. Pody - 02/11/19 - Referred to Senate Judiciary Committee.

Wed 3/20/19 2:00pm - House Hearing Rm III, House Agriculture & Natural Resources Committee

MEMBERS: CHAIR C. Halford (R); VICE CHAIR C. Todd (R); M. Stewart (D); J. Reedy (R); D. Moody (R); P. Marsh (R); K. Keisling (R); B. Hulse (R); A. Holt (R); J. Clemmons (D); J. Chism (D)

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

Hall M.

Amendment Summary:

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: 03/14/19 - Set for House Agriculture & Natural Resources Committee 03/20/19.

Executive Status: Senate Energy, Agriculture & Natural Resources Committee ; House Agriculture & Natural Resources Committee ;

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: 03/14/19

Position:

Priority:

Comment:

rows:

SB1385 - M. Bell - 02/11/19 - Referred to Senate Energy, Agriculture & Natural Resources Committee.