



# TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

## Tennessee Firearms Association

Calendar Report - Week of April 1, 2019

Tue 4/2/19 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

The committee will have a budget hearing by the Dept of Finance & Administration. MEMBERS: CHAIR B. Watson (R); VICE CHAIR J. Stevens (R); 2ND VICE CHAIR J. Hensley (R); J. Yarbro (D); K. Yager (R); B. Kelsey (R); J. Johnson (R); F. Haile (R); B. Gilmore (D); T. Gardenhire (R); R. Briggs (R)

9. **SB403** **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.

**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 House Judiciary amendment 2 (005342) changes the effective date of the authorization of a person whose driver license was revoked or restricted as a result of the Motor Vehicle Habitual Offender Act to petition a court for reinstatement of the person's driver license to 30 days after the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:** 03/28/19 - Set for Senate Finance, Ways & Means Committee 04/02/19.

**House Status:** 03/26/19 - House Finance, Ways & Means Committee recommended. Sent to House Calendar & Rules.

**Executive Status:** Senate Finance, Ways & Means Committee ; House Calendar & Rules Committee Regular ;

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

**AG Opinion:**

**Last Action Date:** 03/28/19

**Position:** Oppose

**Priority:**

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

**rows:**

HB167 - W. Lamberth - 03/26/19 - House Finance, Ways & Means Committee recommended. Sent to House Calendar & Rules.

Tue 4/2/19 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)

18. **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:** 03/28/19 - Set for Senate Finance Revenue Subcommittee 04/02/19.

**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:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

HB494 - C. Doggett - 03/06/19 - House Finance Subcommittee placed behind the budget.

Tue 4/2/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

The committee will have budget hearings from the following: 1) Commissioner Danielle Barnes with the Dept of Human Services 2) Commissioner Clay with the Dept of Transportation 3) Executive Director Anne Pope with the TN Arts Commission 4) Executive Director Ralph Perrey with the TN Housing Development Agency 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)

1. **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 Judiciary Committee amendment 1, Senate 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:** 03/28/19 - Senate passed with amendment (005117).

**House Status:** 03/28/19 - Set for House Finance, Ways & Means Committee 04/02/19.

**Executive Status:** House Finance, Ways & Means 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:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

SB797 - J. Johnson - 03/28/19 - Senate passed with amendment (005117).

Tue 4/2/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

Constitutional Amendment Calendar 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)

3. **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.  
Yager K.
- 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:** 03/28/19 - Set for House Finance, Ways & Means Committee 04/02/19.  
**Executive Status:** House Finance, Ways & Means Committee ;  
**Caption:**  
**AG Opinion:**  
**Last Action Date:** 03/28/19  
**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:**

Tue 4/2/19 3:00pm - House Hearing Rm II, House Civil Justice Subcommittee

Final Calendar MEMBERS: CHAIR M. Carter (R); B. Beck (D); M. Curcio (R); M. Daniel (R); J. Garrett (R); D. Howell (R); J. Towns Jr. (D)

2. **HB626** **MEDIA & PUBLISHING: Record requests that constitute harassment.** If a person makes a request to view or copy a public record that constitutes harassment, authorizes the records custodian charged with fulfilling the request to petition a court of competent jurisdiction for an order to enjoin the person from making records requests and recover fees and costs.  
Lamberth W.
- Amendment Summary:**  
**Fiscal Note:** (Dated March 19, 2019) NOT SIGNIFICANT  
**Senate Status:** 02/07/19 - Referred to Senate Judiciary Committee.  
**House Status:** 03/28/19 - Set for House Civil Justice Subcommittee 04/02/19.  
**Executive Status:** Senate Judiciary Committee ; House Civil Justice Subcommittee ;  
**Caption:** AN ACT to amend Tennessee Code Annotated, Title 10, Chapter 7, Part 5 and Title 29, relative to public records requests.  
**AG Opinion:**  
**Last Action Date:** 03/28/19  
**Position:** Oppose  
**Priority:**  
**Comment:** Legislation seeks to start creating "stonewalling" procedures for citizens seeking to obtain copies of or access to "public" records.  
**rows:**  
SB590 - J. Hensley - 02/07/19 - Referred to Senate Judiciary Committee.

Tue 4/2/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

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)

16. **SB1178 CRIMINAL LAW: Extreme risk protection orders.** 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:** (Dated March 24, 2019) Increase State Expenditures \$10,400/One-Time \$84,300/Recurring Increase Local Expenditures Exceeds \$1,000/Recurring\*

**Senate Status:** 03/28/19 - Set for Senate Judiciary Committee 04/02/19.

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

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

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

**AG Opinion:**

**Last Action Date:** 03/28/19

**Position:** Oppose

**Priority:** 1 - Top-tier

**Comment:** the GOP "Red Flag" law

**rows:**

HB1446 - J. Deberry Jr. - 02/13/19 - Referred to House Constitutional Protections & Sentencing Subcommittee.

34. **SB865 CRIMINAL LAW: Revokes handgun carry permit for domestic violence.** 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:** 03/28/19 - Set for Senate Judiciary Committee 04/02/19.

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

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

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

**AG Opinion:**

**Last Action Date:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

HB1447 - D. Moody - 02/13/19 - Referred to House Constitutional Protections & Sentencing Subcommittee.

Wed 4/3/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee

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

1. **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.

**Amendment Summary:**

**Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT

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

**House Status:** 03/28/19 - Set for House Constitutional Protections & Sentencing Subcommittee 04/03/19.

**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:** 03/28/19

**Position:** Oppose

**Priority:**

**Comment:**

**rows:**

SB813 - R. Akbari - 02/11/19 - Referred to Senate Judiciary Committee.

6. **HB560** **CRIMINAL LAW: Permits expunction of certain misdemeanors.** Permits the expunction of certain misdemeanor offenses not eligible under current law.  
Camper  
K.
- Amendment Summary:**  
**Fiscal Note:** (Dated March 9, 2019) Increase State Revenue Exceeds \$160,000/TBI Exceeds \$416,000/District Attorney Expunction Fund Increase Local Revenue Exceeds \$320,000  
**Senate Status:** 02/07/19 - Referred to Senate Judiciary Committee.  
**House Status:** 03/28/19 - Set for House Constitutional Protections & Sentencing Subcommittee 04/03/19.  
**Executive Status:** Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;  
**Caption:** AN ACT to amend Tennessee Code Annotated, Title 40, relative to expunction.  
**AG Opinion:**  
**Last Action Date:** 03/28/19  
**Position:**  
**Priority:**  
**Comment:**  
**rows:**  
SB506 - R. Akbari - 02/07/19 - Referred to Senate Judiciary Committee.
7. **HB1428** **CRIMINAL LAW: Illegal transfer of a firearm to a prohibited possessor.** 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.  
Stewart  
M.
- Amendment Summary:**  
**Fiscal Note:** (Dated March 6, 2019) NOT SIGNIFICANT  
**Senate Status:** 02/11/19 - Referred to Senate Judiciary Committee.  
**House Status:** 03/28/19 - Set for House Constitutional Protections & Sentencing Subcommittee 04/03/19.  
**Executive Status:** Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;  
**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 Date:** 03/28/19  
**Position:** Oppose  
**Priority:**  
**Comment:** This issue is already covered under several state laws.  
**rows:**  
SB1011 - B. Gilmore - 02/11/19 - Referred to Senate Judiciary Committee.
8. **HB1427** **CRIMINAL LAW: Sale or transfer of certain firearms completed through licensed gun dealer.** 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.  
Stewart  
M.
- Amendment Summary:**  
**Fiscal Note:** (Dated March 20, 2019) Increase State Revenue Exceeds \$10,000/TBI Increase State Expenditures Exceeds \$10,000/TBI  
**Senate Status:** 02/11/19 - Referred to Senate Judiciary Committee.  
**House Status:** 03/28/19 - Set for House Constitutional Protections & Sentencing Subcommittee 04/03/19.  
**Executive Status:** Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;  
**Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 67, Chapter 6, relative to the sale or transfer of certain firearms.  
**AG Opinion:**  
**Last Action Date:** 03/28/19  
**Position:** Oppose  
**Priority:**  
**Comment:**  
**rows:**  
SB1010 - B. Gilmore - 02/11/19 - Referred to Senate Judiciary Committee.

9. **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:** 03/18/19 - Senate passed.

**House Status:** 03/28/19 - Set for House Constitutional Protections & Sentencing Subcommittee 04/03/19.

**Executive Status:** 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:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

SB827 - R. Akbari - 03/18/19 - Senate passed.

Wed 4/3/19 10:30am - Senate Hearing Rm I, Senate Energy, Agriculture & Natural Resources Committee

Final Calendar MEMBERS: CHAIR S. Southerland (R); VICE CHAIR F. Niceley (R); 2ND VICE CHAIR M. Pody (R); R. Kurita (I); D. White (R); K. Robinson (D); J. Johnson (R); D. Gresham (R); R. Akbari (D); S. Reeves (R)

1. **SB1385 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.

Bell M.

**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:** 03/28/19 - Set for Senate Energy, Agriculture & Natural Resources Committee 04/03/19.

**House Status:** 03/28/19 - Set for House Finance, Ways & Means Subcommittee 04/03/19.

**Executive Status:** Senate Energy, Agriculture & Natural Resources Committee ; House Finance, Ways & Means Subcommittee ;

**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:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

HB367 - M. Hall - 03/28/19 - Set for House Finance, Ways & Means Subcommittee 04/03/19.

Wed 4/3/19 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

HB605 has been added to the calendar by suspension of the rules on the House Floor on 03/28/19. 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)

28. **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:** 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:** 03/28/19 - Set for Senate Energy, Agriculture & Natural Resources Committee 04/03/19.
- House Status:** 03/28/19 - Set for House Finance, Ways & Means Subcommittee 04/03/19.
- Executive Status:** Senate Energy, Agriculture & Natural Resources Committee ; House Finance, Ways & Means Subcommittee ;
- 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:** 03/28/19
- Position:**
- Priority:**
- Comment:**
- rows:**  
SB1385 - M. Bell - 03/28/19 - Set for Senate Energy, Agriculture & Natural Resources Committee 04/03/19.

Wed 4/3/19 12:30pm - House Hearing Rm I, House Judiciary Committee

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)

7. **HB1116** **CRIMINAL LAW: Reckless endangerment with a deadly weapon.** 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.
- Coley J.
- 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:** 03/28/19 - Set for House Judiciary Committee 04/03/19.
- Executive Status:** Senate Judiciary Committee ; House Judiciary Committee ;
- 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 Date:** 03/28/19
- Position:** Oppose
- Priority:**
- Comment:** Penalties increased only if its "road rage". This is an arbitrary classification.
- rows:**  
SB603 - E. Jackson - 02/07/19 - Referred to Senate Judiciary Committee.

12. **HB135** **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.  
Love Jr.  
H.
- Amendment Summary:** Senate Judiciary Committee amendment 1, House Criminal Justice Subcommittee 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:** 03/28/19 - Set for House Judiciary Committee 04/03/19.
- Executive Status:** Senate Finance, Ways & Means Committee ; House Judiciary Committee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 1, relative to reckless endangerment.
- AG Opinion:**
- Last Action Date:** 03/28/19
- Position:** Oppose
- Priority:**
- Comment:** Existing statutes and case law on reckless endangerment is adequate.
- rows:**  
SB35 - B. Gilmore - 03/19/19 - Senate Judiciary Committee recommended with previously adopted amendment 1 (004918). Sent to Senate Finance.
22. **HB712** **CRIMINAL LAW: Definitions of firearm, antique firearm, and destructive device.** Updates the definitions of "firearm" and "antique firearm" to mirror definitions under federal law and defines a "destructive device."  
Faison J.
- Amendment Summary:** House Constitutional Protections & Sentencing Subcommittee amendment 1 (005330) rewrites the bill to make technical and stylistic changes to the order of the language without substantively changing the legislation.
- Fiscal Note:** (Dated February 22, 2019) NOT SIGNIFICANT
- Senate Status:** 03/04/19 - Senate passed.
- House Status:** 03/28/19 - Set for House Judiciary Committee 04/03/19.
- Executive Status:** House Judiciary Committee ;
- 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 Date:** 03/28/19
- Position:** Support
- Priority:**
- Comment:**
- rows:**  
SB594 - K. Roberts - 03/04/19 - Senate passed.



25. **HB409** **CRIMINAL LAW: Civil or criminal immunity for person who uses force in self-defense.** 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:** House Constitutional Protections & Sentencing Subcommittee amendment 1 (005075) modifies the circumstances under which civil immunity will not apply to a use of force. Under this bill, civil immunity will not apply if the person against whom force was used is a law enforcement officer who was acting in the performance of the officer's official duties and identified himself or herself as a law enforcement officer; or the person using force knew or reasonably should have known that the person was a law enforcement officer, and modifies the circumstances under which civil immunity applies in cases of justified use or threat to use force, the suit must be dismissed without prejudice for failure to state a claim unless the person against whom the claim has been made has been convicted of a crime involving the unlawful use of force that resulted from the same events as the civil action. This bill specifies that a suit may be brought against a person convicted of a crime involving the unlawful use of force and arising from the same incident as the civil action within one year of the conviction for the use of unlawful force resulting from the same events. Sent to full committee.

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

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

**House Status:** 03/28/19 - Set for House Judiciary Committee 04/03/19.

**Executive Status:** Senate Judiciary Committee ; House Judiciary Committee ;

**Caption:**

**AG Opinion:**

**Last Action Date:** 03/28/19

**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.

**rows:**

SB1275 - M. Pody - 02/11/19 - Referred to Senate Judiciary Committee.

Wed 4/3/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee

Final Calendar. HB881 and HB1453 have been added to the calendar by suspension of the rules on the House Floor on 03/28/19. MEMBERS: CHAIR A. Farmer (R); K. Camper (D); M. Curcio (R); C. Doggett (R); W. Lamberth (R); B. Ogles (R); A. Parkinson (D)

13. **HB883** **CRIMINAL LAW: Sealing criminal history records.** Allows certain felony offenders to petition to have the offender's criminal history records sealed after completion of all requirements of sentencing and at least five years without being convicted of a new offense. Broadly captioned.

Dixie V.

**Amendment Summary:**

**Fiscal Note:**

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

**House Status:** 03/28/19 - Set for House Criminal Justice Subcommittee 04/03/19.

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

**Caption:** AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, relative to criminal history records.

**AG Opinion:**

**Last Action Date:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

SB686 - R. Akbari - 02/07/19 - Referred to Senate Judiciary Committee.

17. **HB1417** **CRIMINAL LAW: Increases the penalty for aggravated assault and reckless endangerment.** Increases penalty for aggravated assault and reckless endangerment committed from within a motor vehicle. Requires the court revoke a defendant's license for up to one year following any period of confinement. Requires that a motor vehicle used in a second or subsequent offense be seized and forfeited.

Towns Jr.  
J.

**Amendment Summary:**

**Fiscal Note:** (Dated March 5, 2019) Increase State Expenditures \$187,600 Incarceration\*

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

**House Status:** 03/28/19 - Set for House Criminal Justice Subcommittee 04/03/19.

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

**Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 40, relative to criminal offenses.

**AG Opinion:**

**Last Action Date:** 03/28/19

**Position:**

**Priority:**

**Comment:**

**rows:**

SB742 - S. Kyle - 02/07/19 - Referred to Senate Judiciary Committee.