



## Tennessee Firearms Association

Bill Status Report - March 5, 2020

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

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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, House 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.

**Subcommittee:** Criminal\_Justice\_Subcommittee\_03.27.19.pdf

**Amendments:** (Dated February 19, 2019) Increase State Expenditures \$376,900 Incarceration\*  
**Intro Dates:** S: 01/18/19, H: 01/28/19

**Senate Status:** 05/01/19 - Taken off notice in Senate Finance, Ways & Means Committee.  
**House Status:** 03/04/20 - House Finance, Ways & Means Subcommittee deferred to 03/11/20.

**Executive Status:**  
**Committees:** Senate Finance, Ways & Means Committee  
House Finance, Ways & Means 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 Date:** 03/04/20  
**Cosponsors:** Sen. Robinson, Katrina;

**Effective Date:**  
**Position:** Oppose  
**Priority:**  
**Comment:** Existing statutes and case law on reckless endangerment is adequate.

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

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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:** House Judiciary Committee amendment 1 (014391), which deletes and rewrites the bill such that the substantive changes are to: (1) remove mandatory fines associated with certain reckless endangerment offenses; (2) revise the process for issuance of a driver license for individuals convicted of such offenses; (3) specify that the offense of reckless endangerment may be committed individually or in concert with another person; and (4) change the effective date to July 1, 2020.

**Subcommittee:** Criminal\_Justice\_Subcommittee\_02.04.20.pdf  
**Amendments:** (Dated March 11, 2019) Increase State Expenditures \$68,700 Incarceration\*  
**Intro Dates:** S: 02/07/19, H: 02/07/19

**Senate Status:** 02/11/19 - Referred to Senate Judiciary Committee.  
**House Status:** 03/04/20 - House Finance Subcommittee placed behind the budget.

**Executive Status:**  
**Committees:** Senate Judiciary Committee  
**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 Date:** 03/04/20  
**Cosponsors:** Rep. Chism, Jesse; Rep. Deberry Jr., John; Rep. Staples, Rick; Rep. White, Mark;  
**Effective Date:**  
**Position:**  
**Priority:**  
**Comment:**

**SB1571/HB2023 CRIMINAL LAW: Carrying of firearms by inmate relations coordinators or correctional officers.**

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Sen. Yager, Ken  
Rep. Windle, John

**Summary:** Requires the secretary of state, in consultation with the commissioner of correction, to issue state identification cards, which serve as proof that the holder is authorized to carry a firearm as law enforcement, to inmate relations coordinators and correctional officers who have completed the appropriate probationary period established by the department of correction, rather than only to those who are vested.

**Amendment Summary:**  
**Subcommittee:**  
**Amendments:**



*Fiscal Note:* (Dated January 23, 2020) NOT SIGNIFICANT  
*Intro Dates:* S: 01/14/20, H: 01/30/20  
*Senate Status:* 02/13/20 - Senate passed.  
*House Status:* 03/05/20 - Set for House Floor on 03/12/20.  
*Executive Status:*  
*Committees:* House Floor  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 38, Chapter 8 and Title 39, Chapter 17, Part 13, relative to carrying firearms.  
*AG Opinion:*  
*Last Action Date:* 03/05/20  
*Cosponsors:*  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:* This bill creates a special class of civilians when "off duty" based on their job duties. TFA generally opposes any legislation that creates special rights or privileges for civilians when off duty or retired based on their job or prior employment.

**SB1722/HB2368 CRIMINAL LAW: Transportation and storage of firearms in motor vehicles.**

 *Sen. Kyle, Sara*  
 *Rep. Hardaway, G.A.*  
*Summary:* Repeals statute allowing handgun permit carriers to store or transport firearms or ammunition in motor vehicles when parked in private or public parking areas if the items are hidden from view. Broadly captioned.

*Amendment Summary:*  
*Subcommittee Amendments:*  
*Fiscal Note:* (Dated January 21, 2020) NOT SIGNIFICANT  
*Intro Dates:* S: 01/22/20, H: 02/05/20  
*Senate Status:* 01/23/20 - Referred to Senate Judiciary Committee.  
*House Status:* 03/03/20 - House Constitutional Protections & Sentencing Subcommittee deferred to 03/10/20.  
*Executive Status:*  
*Committees:* Senate Judiciary Committee  
 House Constitutional Protections & Sentencing Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39; Title 49 and Title 50, relative to firearms.  
*AG Opinion:*  
*Last Action Date:* 03/03/20  
*Cosponsors:* Rep. Clemmons, John; Rep. Mitchell, Bo;  
*Effective Date:*  
*Position:* Oppose  
*Priority:*  
*Comment:* Typical urban Democrat gun control legislation.

**SB1985/HB2027 CRIMINAL LAW: Extends validity of enhanced handgun permits.**



 *Sen. Stevens, John*  
 *Rep. Lamberth, William*  
*Summary:* Extends the validity of enhanced handgun carry permits issued on or after January 1, 2021 for the duration of the permit holder's life. Requires the department of safety to run a name based criminal history check every five years to determine if the permit holder continues to meet requirements and if not, the department must revoke or suspend the permit. Creates other requirements regarding the suspension of a permit.

*Amendment Summary:* House Judiciary Committee amendment 1 (014980) deletes and replaces all language after the enacting clause. Increases the number of name-based criminal history background checks run on handgun permit holders from every five years to every four years. Broadens the ability of a permit holder to prove a delivered renewal permit application by deleting the requirement that the permit holder provide a receipt of the renewal application fee.  
*Subcommittee Amendments:* Constitutional\_Protections\_and\_Sentencing\_Subcommittee\_02.25.20.pdf

*Fiscal Note:* (Dated February 15, 2020) Decrease State Revenue \$1,785,600/FY20-21/Handgun Permit Division \$3,571,200/Each Year FY21-22 through FY27-28/Handgun Permit Division \$5,875,500/FY28-29/Handgun Permit Division \$8,179,800/FY29-30 and Subsequent Years/Handgun Permit Division Increase State Expenditures \$200,000/FY20-21/Handgun Permit Division Decrease State Expenditures \$78,000/FY28-29/Handgun Permit Division \$155,900/FY29-30 and Subsequent Years/Handgun Permit Division Decrease Local Revenue \$27,700/FY28-29 \$55,300/FY29-30 and Subsequent Years Decrease Local Expenditures \$13,800/FY28-29 \$27,500/FY29-30 and Subsequent Years  
*Intro Dates:* S: 01/30/20, H: 01/30/20  
*Senate Status:* 02/03/20 - Referred to Senate Judiciary Committee.  
*House Status:* 03/04/20 - House Judiciary Committee recommended with amendment 1 (014980), which deletes and replaces all language after the enacting clause. Increases the number of name-based criminal history background checks run on handgun permit holders from every five years to every four years. Broadens the ability of a permit holder to prove a delivered renewal permit application by deleting the requirement that the permit holder provide a receipt of the renewal application fee. Sent to House Finance.

*Executive Status:*  
*Committees:* Senate Judiciary Committee  
 House Finance, Ways & Means Committee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to handgun carry permits.  
*AG Opinion:*  
*Last Action Date:* 03/04/20  
*Cosponsors:* Rep. Bricken, Rush; Rep. Curcio, Michael; Rep. Doggett, Clay; Rep. Gant, Ron; Rep. Garrett, Johnny ; Rep. Grills, Rusty; Rep. Ogles, Brandon; Rep. Sexton, Cameron; Rep. Todd, Chris; Rep. Williams, Ryan; Rep. Zachary, Jason;  
*Effective Date:*  
*Position:* Amend  
*Priority:*  
*Comment:* This legislation opens a section of the code which addresses the newly renamed enhanced permits. It makes all such permits issued after 1/1/21 "lifetime". TFA believes that this bill could be used, if amended, to make all currently existing and future "enhanced" permits lifetime permits. It should also be amended to make clear that a TN handgun permit does not expire or terminate if the person moves out of state.

**SB2066/HB2590 CRIMINAL LAW: Allows elected officials and county attorneys to carry handguns in buildings with judicial proceedings.**

 *Sen. Lundberg, Jon*  
 *Rep. Littleton, Mary*  
*Summary:* Allows an elected official of any county or municipality or county attorney with a valid handgun carry permit, in the actual discharge of official duties, to carry inside a building in which judicial proceedings are in progress, but not in the room in which judicial proceedings are in progress. Broadly captioned.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 3, 2020) NOT SIGNIFICANT

Intro Dates: S: 02/03/20, H: 02/06/20

Senate Status: 02/24/20 - Senate passed.

House Status: 02/26/20 - House Judiciary Committee recommended. Sent to House Calendar & Rules.

Executive Status:

Committees: House Calendar & Rules Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to carrying weapons by certain persons.

AG Opinion:

Last Action Date: 02/26/20

Cosponsors: Rep. Curcio, Michael;

Effective Date:

Position: Oppose

Priority:

Comment: This is another category of bill that creates special rules/procedures for some civilians but not others. It therefore unduly complicates and confuses the law. TFA opposes this legislation on that basis and instead urges the sponsors to repeal the provisions of state law which prohibit citizens, any citizens, from carrying in any public building (TFA would not oppose a restriction on carrying in a room in which court proceedings are currently in progress IF the law required the government to provide secure storage for firearms for those involved in the court proceedings)

SB2082/HB2113 PROFESSIONS & LICENSURE: Handgun carry permits as a valid form of government-issued photo ID.

Sen. Haile, Ferrell  
Rep. Grills, Rusty

Summary: Requires the acceptance of an enhanced handgun carry permit or a concealed handgun carry permit as valid government-issued photo identification in the same manner as a driver license is accepted for purposes of access to goods, facilities, and services.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 10, 2020) NOT SIGNIFICANT

Intro Dates: S: 02/06/20, H: 02/03/20

Senate Status: 03/03/20 - Senate Judiciary Committee deferred to 03/10/20.

House Status: 03/04/20 - House Judiciary Committee recommended. Sent to House Calendar & Rules.

Executive Status:

Committees: Senate Judiciary Committee

House Calendar & Rules Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17 and Title 55, Chapter 50, relative to handgun carry permits.

AG Opinion:

Last Action Date: 03/04/20

Cosponsors: Rep. Cepicky, Scott; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Griffey, Bruce; Rep. Hall, Mark; Rep. Hill, Timothy; Rep. Hill, Matthew; Rep. Kumar, Sabi; Rep. Leatherwood, Tom; Rep. Moody, Debra; Rep. Ogles, Brandon; Rep. Sexton, Jerry; Rep. VanHuss, James; Rep. White, Mark; Sen. White, Dawn;

Effective Date:

Position: Support

Priority:

Comment:

SB2191/HB2258 CRIMINAL LAW: Punishment for theft of a firearm worth less than \$2,500.

Sen. Johnson, Jack  
Rep. Lamberth, William

Summary: Specifies that theft of property is a Class E felony if the property obtained is a firearm worth less than \$2,500. Part of Administration Package.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 19, 2020) Increase State Expenditures \$8,415,800 Incarceration\* Decrease Local Expenditures \$576,000/FY20-21 and Subsequent Years

Intro Dates: S: 02/06/20, H: 02/05/20

Senate Status: 03/03/20 - Senate Judiciary Committee deferred to 03/10/20.

House Status: 03/04/20 - House Judiciary Committee recommended. Sent to House Finance.

Executive Status:

Committees: Senate Judiciary Committee

House Finance, Ways & Means Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Section 39-14-105, relative to theft of a firearm.

AG Opinion:

Last Action Date: 03/04/20

Cosponsors: Sen. Bell, Mike; Rep. Gant, Ron; Rep. Griffey, Bruce; Rep. Hardaway, G.A.; Rep. Hulse, Bud; Rep. Ogles, Brandon; Rep. Sherrell, Paul;

Effective Date:

Position: Oppose

Priority:

Comment: Tennessee already has a spectrum of criminal charges based on the market value of the items stolen or destroyed. This law proposes to complicate and confuse that criminal standard by increasing penalties based on considerations other than the value of the stolen item(s).

SB2192/HB2259 CRIMINAL LAW: Requires monthly reporting of certain juvenile justice information to the administrative office of the courts.

Sen. Johnson, Jack  
Rep. Lamberth, William

Summary: Includes a probation violation as part of a delinquent case that resulted in a child being placed on probation. Requires each juvenile court clerk report to the administrative office of the courts each new delinquent case a child is charged including information concerning the child's, case, and information pertaining to services received under the Juvenile Justice Reform Act of 2018. Requires information collected by the administrative office of the courts be kept confidential. Part of Administration Package. Broadly captioned.

Amendment

Summary:

House Children & Families Subcommittee amendment 1 (014900) deletes and replaces all language after the enacting clause. Updates definitions for out of home placement, probation, and re-offense. Adds requirement that the age, sex, race, and county of children served be included in the monthly report by the department of mental health.

Subcommittee

Children\_and\_Familes\_02.26.20.pdf

Amendments:

Fiscal Note:

(Dated February 21, 2020) NOT SIGNIFICANT

Intro Dates:

S: 02/06/20, H: 02/05/20

Senate Status:

02/10/20 - Referred to Senate Judiciary Committee.

House Status:

03/04/20 - House Judiciary Committee recommended with amendment 1 (014900). Sent to House Calendar & Rules.

Executive Status:

Committees:

Senate Judiciary Committee  
House Calendar & Rules Committee

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 1, relative to juvenile justice information.

AG Opinion:

Last Action Date:

03/04/20

Cosponsors:

Rep. Camper, Karen; Rep. Hardaway, G.A.; Sen. Jackson, Ed;

Effective Date:

Position:

Priority:

Comment:

**SB2240/HB2347 CRIMINAL LAW: Persons prohibited from purchasing or possessing under the laws of another state.**



Sen. Kyle, Sara

Rep. Clemmons, John

Summary:

Clarifies that it is an offense for a person to purchase or possess a firearm in this state if the person has been prohibited from purchasing or possessing under the laws of another state and not just Tennessee law or federal law.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

(Dated February 18, 2020) Increase Local Expenditures - \$8,600/FY20-21 and Subsequent Years\*

Intro Dates:

S: 02/06/20, H: 02/05/20

Senate Status:

02/10/20 - Referred to Senate Judiciary Committee.

House Status:

03/03/20 - House Constitutional Protections & Sentencing Subcommittee deferred to 03/10/20.

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 Date:

03/03/20

Cosponsors:

Effective Date:

Position:

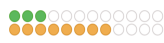
Oppose

Priority:

Comment:

Federal law broadly defines the elements that prohibit a person from purchasing or possessing firearms. Tennessee adopts those standards - even if it should not. However, other states have even more stringent requirements and this law could indirectly Tennessee to be the lowest common denominator of all states when it comes to infringing 2nd Amendment rights.

**SB2262/HB1975 EDUCATION: Automatic revocation of the license of a licensed teacher or administrator.**



Sen. Gresham, Dolores

Rep. Moody, Debra

Summary:

Adds offenses to the list of offenses for which, upon conviction, the state board of education shall automatically revoke a teacher's or administrator's license, including arson or aggravated arson, proving a handgun to juveniles, and child abuse, child neglect or child endangerment.

Amendment

Summary:

Senate Education Committee amendment 1, House Education Committee amendment 1 (014746) deletes and replaces language to the original bill to require that due process rights of licensed teachers or administrators be exhausted or waived before licensure can be revoked for certain criminal offenses.

Subcommittee

K-12\_Sub\_2.18.2020.pdf

Amendments:

Fiscal Note:

(Dated February 7, 2020) NOT SIGNIFICANT

Intro Dates:

S: 02/06/20, H: 01/29/20

Senate Status:

03/04/20 - Senate Education Committee recommended with amendment 1 (014746), which deletes and replaces language to the original bill to require that due process rights of licensed teachers or administrators be exhausted or waived before licensure can be revoked for certain criminal offenses. Sent to Senate Calendar Committee.

House Status:

02/27/20 - Set for House floor 03/05/20.

Executive Status:

Committees:

Senate Calendar Committee

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Section 49-5-417, relative to automatic revocation of the license of a licensed teacher or administrator.

AG Opinion:

Last Action Date:

03/04/20

Cosponsors:

Rep. Cepicky, Scott; Rep. Clemmons, John; Rep. Deberry Jr., John; Sen. Dickerson, Steven; Rep. Dixie, Vincent; Rep. Doggett, Clay; Rep. Dunn, Bill; Rep. Eldridge, Rick; Sen. Haile, Ferrell; Rep. Hall, Mark; Rep. Haston, Kirk; Sen. Hensley, Joey; Rep. Hill, Matthew; Rep. Hill, Timothy; Rep. Hurt, Chris; Rep. Kumar, Sabi; Rep. Leatherwood, Tom; Sen. Lundberg, Jon; Rep. Ogles, Brandon; Rep. Ragan, John; Rep. Rudder, Iris; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. VanHuss, James; Rep. Weaver, Terri; Rep. White, Mark; Sen. White, Dawn;

Effective Date:

Position:

Priority:

Comment:

**SB2280/HB2632 CRIMINAL LAW: Fee for concealed handgun carry permit renewal.**



Sen. Stevens, John

Rep. Holt, Andy

Summary:

Requires an applicant for a concealed handgun carry permit renewal to pay a \$50 renewal fee.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 14, 2020) Increase State Revenue \$782,600/FY27-28 and Subsequent Years/Handgun Permit Division

Intro Dates: S: 02/06/20, H: 02/06/20

Senate Status: 02/10/20 - Referred to Senate Judiciary Committee.

House Status: 02/26/20 - House Judiciary Committee recommended. Sent to House Finance.

Executive Status:

Committees:

Senate Judiciary Committee  
House Finance, Ways & Means Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to handgun carry permit renewals.

AG Opinion:

Last Action Date: 02/26/20

Cosponsors:

Effective Date:

Position: Oppose

Priority:

Comment:

This bill is to correct another serious problem with the 2019 "concealed only" permit where the bill sponsors in 2019 (and those who rushed to support it) completely omitted to include renewal language. The "concealed only" permit should be repealed. If anything, reduce the costs and training requirements of the "enhanced permits" or, better yet, pass constitutional carry in Tennessee!

**SB2292/HB2492 ENVIRONMENT & NATURE: Protection of Private Property and Sporting Rights Act**

Sen. Bowling, Janice  
Rep. VanHuss, James

Summary: Prohibits a wildlife resources officer from entering any privately owned property unless the officer has a valid search warrant, has written permission of the landowner or the lessee of the property, has observed an illegal act, is there to dispatch crippled or distressed wildlife, or is responding to a report of an emergency or another overt threat to public safety.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated March 1, 2020) Decrease State Revenue - \$1,513,800/Wildlife Resources Fund

Intro Dates: S: 02/06/20, H: 02/06/20

Senate Status: 03/04/20 - Senate Energy, Agriculture & Natural Resources Committee recommended with amendment 1 (015496). Sent to Senate Calendar Committee.

House Status: 02/11/20 - Referred to House Constitutional Protections & Sentencing Subcommittee.

Executive Status:

Committees:

Senate Calendar Committee  
House Constitutional Protections & Sentencing Subcommittee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 20; Title 29; Title 38; Title 39; Title 40 and Title 70, relative to law enforcement activities by the Tennessee wildlife resources agency.

AG Opinion:

Last Action Date: 03/04/20

Cosponsors:

Effective Date:

Position: Support

Priority:

Comment:

**SB2300/HB2494 ENVIRONMENT & NATURE: Persons who assist persons who qualify for a license to hunt or fish at no charge or a discount based on having a disability.**

Sen. Jackson, Ed  
Rep. VanHuss, James

Summary: States that a sportsman's license is not required in order to assist a person with a disability fish or hunt if they meet certain requirements. Allows a person with a disability to designate one person each calendar year.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 14, 2020) NOT SIGNIFICANT

Intro Dates: S: 02/06/20, H: 02/06/20

Senate Status: 02/24/20 - Senate passed.

House Status: 03/03/20 - House Agriculture & Natural Resources Committee deferred to 03/10/20.

Executive Status:

Committees:

House Agriculture & Natural Resources Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 70, relative to persons who assist persons who qualify for a license to hunt or fish at no charge or a discount based on having a disability.

AG Opinion:

Last Action Date: 03/03/20

Cosponsors: Rep. Griffey, Bruce; Sen. Rose, Paul;

Effective Date:

Position: Amend

Priority:

Comment: Amend so that a disabled hunter can have an assistant without designation. This would allow a disabled hunter to have more than one annual assistant.

**SB2438/HB2430 TAXES SALES: Exemption - gun safes and gun safety devices.**

Sen. Kyle, Sara  
Rep. Mitchell, Bo

Summary: Exempts from sales tax purchases of gun safes and gun safety devices.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 11, 2020) Decrease State Revenue Net Impact \$321,300/FY20-21 and Subsequent Years Decrease Local Revenue Net Impact \$131,100/FY20-21 and Subsequent Years

*Intro Dates:* S: 02/06/20, H: 02/05/20  
*Senate Status:* 03/03/20 - Senate Finance Revenue Subcommittee deferred to 03/10/20.  
*House Status:* 02/26/20 - House Finance Subcommittee placed behind the budget.  
*Executive Status:*  
*Committees:* Senate Finance Revenue Subcommittee  
*Public Chapter:*  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 6, relative to taxation of gun safes and gun safety devices.  
*AG Opinion:*  
*Last Action Date:* 03/03/20  
*Cosponsors:* Rep. Clemmons, John;  
*Effective Date:*  
*Position:* Support  
*Priority:*  
*Comment:*

**SB2527/HB2660 CRIMINAL LAW: Use of justifiable force in civil action cases.**

●●○○○○○○○○○○○ Sen. Stevens, John  
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*Summary:* Protects defendants using or threatening to use force against any civil actions based on use of justifiable force unless the plaintiff is a law enforcement officer. Requires criminal investigations halt any civil actions against the defendant until the investigation concludes. Requires immunity hearings for civil actions made against a defendant be expedited and requires the court issue a decision within 40 days of the hearing. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 22, 2020) NOT SIGNIFICANT

*Intro Dates:* S: 02/06/20, H: 02/06/20

*Senate Status:* 02/10/20 - Referred to Senate Judiciary Committee.

*House Status:* 02/25/20 - Taken off notice in House Civil Justice Subcommittee.

*Executive Status:*

*Committees:* Senate Judiciary Committee  
House Civil Justice Subcommittee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to justification of force.

*AG Opinion:*

*Last Action Date:* 02/25/20

*Cosponsors:* Rep. Byrd, David; Rep. Carter, Mike; Rep. Crawford, John; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Farmer, Andrew; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Haston, Kirk; Rep. Holt, Andy; Rep. Hulsey, Bud; Rep. Kumar, Sabi; Rep. Lamberth, William; Rep. Leatherwood, Tom; Rep. Littleton, Mary; Rep. Moody, Debra; Rep. Ragan, John; Rep. Reedy, Jay; Rep. Rudder, Iris; Rep. VanHuss, James; Rep. White, Mark; Rep. Wright, Dave;

*Effective Date:*

*Position:* Support

*Priority:*

*Comment:*

**SB2533/HB2414 ENVIRONMENT & NATURE: Hunting and fishing - exemptions from licensure for persons who are related to owners of farmlands.**

●●●●●●●●○○○ Sen. Southerland, Steve  
 ●●○○○○○○○○○○○ Rep. Eldridge, Rick

*Summary:* Extends the exemption from licensure to hunt and fish on farmlands owned by a spouse, parent, or grandparent, to include spouses of children of landowners.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 21, 2020) NOT SIGNIFICANT

*Intro Dates:* S: 02/06/20, H: 02/05/20

*Senate Status:* 03/05/20 - Senate passed.

*House Status:* 03/03/20 - House Agriculture & Natural Resources Committee deferred to 03/10/20.

*Executive Status:*

*Committees:* House Agriculture & Natural Resources Committee

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 70, relative to exemptions from licensure for persons who are related to owners of farmlands.

*AG Opinion:*

*Last Action Date:* 03/05/20

*Cosponsors:* Rep. Cepicky, Scott; Rep. Doggett, Clay; Rep. Griffey, Bruce; Rep. Hall, Mark; Rep. Helton, Esther; Rep. Hill, Matthew; Rep. Hill, Timothy; Rep. Leatherwood, Tom; Rep. Moody, Debra; Rep. Ogles, Brandon; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. VanHuss, James;

*Effective Date:*

*Position:* Amend

*Priority:*

*Comment:* If the land is being hunted by owners or family members (of any degree) no hunting or fishing license should be required.

**SB2549/HB2397 CRIMINAL LAW: Use of force in self-defense.**

●○○○○○○○○○○○ Sen. Jackson, Ed  
 ●●○○○○○○○○○○○ Rep. Todd, Chris

*Summary:* Clarifies a person does not have the right to use force as self-defense if they are engaged in conduct that would constitute a felony or Class A misdemeanor.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 13, 2020) NOT SIGNIFICANT

*Intro Dates:* S: 02/06/20, H: 02/05/20

*Senate Status:* 02/10/20 - Referred to Senate Judiciary Committee.

*House Status:* 03/03/20 - House Criminal Justice Subcommittee recommended. Sent to full committee.

*Executive Status:*



Committees: Senate Judiciary Committee  
House Judiciary Committee

Public Chapter:  
Caption: AN ACT to amend Tennessee Code Annotated, Section 39-11-611, relative to self-defense.

AG Opinion:  
Last Action Date: 03/03/20  
Cosponsors: Rep. Byrd, David; Rep. Doggett, Clay; Rep. Grills, Rusty; Rep. Haston, Kirk; Rep. Reedy, Jay; Rep. VanHuss, James; Rep. White, Mark;  
Effective Date:  
Position: Amend

Priority:  
Comment: This bill addresses a problem with existing law where the presumption of self defense under certain circumstances is not available if the person is engaged in any unlawful activity. The court of appeals has held that there does not need to be a connection between the self-defense events and the illegal action such that a zoning violation, a failure to have vehicle insurance, etc., would deprive the person of the self-defense presumption. This bill alters that slightly by eliminating the "any" clause to exclude Class C and Class B misdemeanors. TFA requests that the bill be amended to simply delete the reference to "any unlawful activity" and not substitute another qualifier. The self-defense laws, as written and without that clause, would be entirely adequate.

**SB2554/HB2450 CRIMINAL LAW: Offense of aggravated assault involving the use of a deadly weapon.**

Sen. Jackson, Ed  
Rep. Coley, Jim

Summary: Requires that a person convicted of the offense of aggravated assault involving the use of a deadly weapon to be punished one classification higher than otherwise provided if the violation was committed by discharging a firearm from within a motor vehicle.

Amendment  
Summary:  
Subcommittee  
Amendments:  
Fiscal Note: (Dated February 21, 2020) Increase State Expenditures \$213,400 Incarceration\*  
Intro Dates: S: 02/06/20, H: 02/05/20  
Senate Status: 02/10/20 - Referred to Senate Judiciary Committee.  
House Status: 02/25/20 - House Criminal Justice Subcommittee deferred to 03/10/20.

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

Public Chapter:  
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to aggravated assault.

AG Opinion:  
Last Action Date: 02/25/20  
Cosponsors: Rep. Camper, Karen; Rep. Griffey, Bruce; Rep. Parkinson, Antonio; Rep. Vaughan, Kevin; Rep. White, Mark;  
Effective Date:  
Position: Oppose  
Priority:  
Comment: It should not matter if the firearm is discharged from within a motor vehicle, "on" a motor vehicle, on a bicycle, on a scooter, on a jetski, in a plane, on a horse or elsewhere. The vantage point of the shooter is immaterial - or should be to whether an assault has occurred.

**SB2556/HB2108 CRIMINAL LAW: Allows law enforcement officers to carry handguns in posted areas.**

Sen. Jackson, Ed  
Rep. White, Mark

Summary: Allows law enforcement officers to carry handguns in posted areas under certain circumstances even when the owner or entity prohibits and restricts the possession of weapons. Broadly captioned.

Amendment  
Summary: House Judiciary Committee amendment 1 (013800) deletes and replaces all language after the enacting clause. Clarifies that law enforcement officers are exempt from laws allowing individuals, corporations, businesses entities, or local, state, or federal government entities or agents to prohibit firearms on property they own, operate, or manage.

Subcommittee  
Amendments: Constitutional\_Protections\_and\_Sentencing\_Subcommittee\_02.25.20.pdf

Fiscal Note: (Dated February 1, 2020) NOT SIGNIFICANT  
Intro Dates: S: 02/06/20, H: 02/03/20  
Senate Status: 03/03/20 - Senate Judiciary Committee deferred to 03/10/20.

House Status: 03/04/20 - House Judiciary Committee recommended with amendment 1 (013800), which deletes and replaces all language after the enacting clause. Clarifies that law enforcement officers are exempt from laws allowing individuals, corporations, businesses entities, or local, state, or federal government entities or agents to prohibit firearms on property they own, operate, or manage. Sent to House Calendar & Rules.

Executive Status:  
Committees: Senate Judiciary Committee  
House Calendar & Rules Committee

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

AG Opinion:  
Last Action Date: 03/04/20  
Cosponsors: Rep. Daniel, Martin; Rep. Eldridge, Rick; Rep. Leatherwood, Tom; Rep. Moon, Jerome; Rep. Russell, Lowell; Rep. VanHuss, James; Rep. Vaughan, Kevin; Sen. White, Dawn;

Effective Date:  
Position: Oppose  
Priority:  
Comment: The bill's inclusion of those carrying pursuant to TCA 39-17-1350 continues the policy concept of creating different classes of civilians who are "off duty" based on their status or employment. Any legislation which differentiates between classes of citizens in the self-defense issue based on what the person did prior to retirement, whether the person served any government role, or whether the person when "on duty" is in some category of law enforcement is a law which denies other citizens the equal right under the law to protect their lives in those same locations. NOTICE -- the House amendment would allow off duty officers to ignore signs on private property which prohibit guns.

**SB2614/HB2536 CRIMINAL LAW: Sets punishments for second amendment infringement.**

Sen. Hensley, Joey  
Rep. Doggett, Clay

Summary: Allows individuals whose second amendment rights have been infringed upon to enact civil action. Requires persons or government entities violating an individual's second amendment right be liable for actual damages, statutory damages of \$500 per day of violation, punitive damages, or reasonable attorney's fees. Declares a government official who knowingly infringes upon an individual's second amendment rights can be removed from their position.

Amendment  
Summary:

## Subcommittee

## Amendments:

Fiscal Note: (Dated February 14, 2020) NOT SIGNIFICANT

Intro Dates: S: 02/06/20, H: 02/06/20

Senate Status: 02/10/20 - Referred to Senate Judiciary Committee.

House Status: 03/03/20 - House Constitutional Protections &amp; Sentencing Subcommittee deferred to 03/10/20.

## Executive Status:

## Committees:

Senate Judiciary Committee

House Constitutional Protections &amp; Sentencing Subcommittee

## Public Chapter:

## Caption:

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 54 and Title 8, Chapter 47, relative to the Tennessee Firearms Freedom Act.

## AG Opinion:

Last Action Date: 03/03/20

Cosponsors: Rep. Byrd, David; Rep. Eldridge, Rick; Rep. Griffey, Bruce; Rep. Hill, Timothy; Rep. Kumar, Sabi; Rep. Moody, Debra; Rep. Reedy, Jay; Rep. Sexton, Jerry; Rep. VanHuss, James;

## Effective Date:

Position: Support

## Priority:

## Comment:

**SB2671/HB2817 CRIMINAL LAW: Reporting issuing and denying judges' decisions.**

Sen. Johnson, Jack

Rep. Lamberth, William

## Summary:

Increases amount of time an issuing or denying judge is required to report to the attorney general and reporter the denial or an order approving an interception from 30 to 45 days after the expiration or extension of the order. Broadly captioned.

## Amendment

## Summary:

**Senate Judiciary Committee amendment 1, House Constitutional Protections & Sentencing Subcommittee amendment 1 (015802) creates exceptions for the offense of open or concealed carrying of a firearm with the intent to go armed for any person legally in possession and not prohibited from carrying a firearm. Specifies that theft of a firearm worth less than \$2,500 is a Class E felony offense. Enhances the mandatory confinement period for theft of a firearm to 180 days. Creates an enhancement factor when an offense involved the theft of a firearm from a motor vehicle. Requires no release eligibility for certain offenses committed after July 1, 2020 unless 85 percent of an imposed sentence is served, less sentence credits. Prohibits a reduction of such sentences less than 70 percent of the sentence imposed.**

## Subcommittee

## Amendments:

## Fiscal Note:

(Dated February 10, 2020) NOT SIGNIFICANT

## Intro Dates:

H: 02/06/20

## Senate Status:

03/03/20 - Senate Judiciary Committee recommended with amendment 1 (015802). Sent to Senate Finance.

## House Status:

03/03/20 - House Constitutional Protections &amp; Sentencing Subcommittee deferred to 03/10/20 after adopting amendment 1 (015802).

## Executive Status:

## Committees:

Senate Finance, Ways &amp; Means Committee

House Constitutional Protections &amp; Sentencing Subcommittee

## Public Chapter:

## Caption:

AN ACT to amend Tennessee Code Annotated, Section 10-7-504; Title 33; Title 36, Chapter 3, Part 6; Title 37; Title 38; Title 39; Title 40; Title 41; Title 49; Title 50; Title 55; Title 70 and Title 71, relative to criminal justice.

## AG Opinion:

Last Action Date: 03/03/20

## Cosponsors:

Sen. Bell, Mike; Rep. Boyd, Clark; Rep. Bricken, Rush; Rep. Byrd, David; Rep. Carter, Mike; Rep. Cepicky, Scott; Rep. Cochran, Mark; Rep. Crawford, John; Rep. Curcio, Michael; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Faison, Jeremy; Rep. Gant, Ron; Rep. Garrett, Johnny; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Halford, Curtis; Rep. Hall, Mark; Rep. Haston, Kirk; Rep. Hawk, David; Rep. Helton, Esther; Rep. Hill, Timothy; Rep. Holsclaw, Jr., John; Rep. Holt, Andy; Rep. Howell, Dan; Rep. Hurt, Chris; Rep. Johnson, Curtis; Rep. Keisling, Kelly; Rep. Lafferty, Justin; Rep. Leatherwood, Tom; Rep. Littleton, Mary; Sen. Lundberg, Jon; Rep. Lynn, Susan; Rep. Marsh, Pat; Rep. Moody, Debra; Rep. Moon, Jerome; Rep. Powers, Dennis; Sen. Powers, Bill; Rep. Ragan, John; Rep. Ramsey, Bob; Rep. Reedy, Jay; Sen. Reeves, Shane; Sen. Roberts, Kerry; Rep. Rudd, Tim; Rep. Rudder, Iris; Rep. Sexton, Jerry; Rep. Sexton, Cameron; Rep. Sherrell, Paul; Rep. Smith, Robin; Rep. Sparks, Mike; Sen. Stevens, John; Rep. Terry, Bryan; Rep. Tillis, Rick; Rep. Todd, Chris; Rep. VanHuss, James; Sen. White, Dawn; Rep. Wright, Dave; Rep. Zachary, Jason;

## Effective Date:

Position: Amend

Priority: 1 - Top-tier

**Comment: This is the "Governor's" bill which is mischaracterized as "constitutional carry". It IS NOT constitutional carry. This bill creates an exception for only those individuals who would be eligible to be issued an enhanced handgun permit (but who have not done so) to carry in very limited locations without a permit. Further, it provides no option to carry in public parks or public buildings. It will not protect an individual from being fired if they store a handgun in their personal car at work (a permit will prevent that). The bill appears PRIMARILY designed to increase penalties on some criminals and to increase state expenses to do so.**

**SB2716/HB2174 TAXES BUSINESS: Exempts charitable organizations from taxes on tangible property sales.**

Sen. Reeves, Shane

Rep. Todd, Chris

## Summary:

Exempts tangible personal property from the sales and use tax when sold by a charitable organization for fundraising purposes.

## Amendment

## Summary:

## Subcommittee

## Amendments:

## Fiscal Note:

(Dated February 22, 2020) Decrease State Revenue Up to \$26,994,600/FY20-21 and Subsequent Years Decrease Local Revenue Up to \$9,171,700/FY20-21 and Subsequent Years

## Intro Dates:

H: 02/05/20

## Senate Status:

03/03/20 - Senate Finance Revenue Subcommittee deferred to 03/10/20.

## House Status:

02/10/20 - Referred to House Finance, Ways &amp; Means Subcommittee.

## Executive Status:

## Committees:

Senate Finance Revenue Subcommittee

House Finance, Ways &amp; Means Subcommittee

## Public Chapter:

## Caption:

AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 6, Part 3, relative to charitable organizations.

## AG Opinion:

Last Action Date: 03/03/20

## Cosponsors:

Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Littleton, Mary; Rep. VanHuss, James; Rep. White, Mark; Sen. White, Dawn;

## Effective Date:

Position: Support

## Priority:

## Comment:



**SB2737/HB2333 CRIMINAL LAW: Waives lifetime handgun carry permit fees for certain retired law enforcement officers.**



Sen. Bell, Mike  
Rep. Howell, Dan

**Summary:** Requires the lifetime handgun carry permit fees be waived for retired law enforcement officers who served for at least 10 years, rather than former law enforcement officers who served for at least 10 years.

**Amendment**

**Summary:**

**Subcommittee**

**Amendments:**

**Fiscal Note:** (Dated February 13, 2020) Increase State Revenue Exceeds \$15,700/FY20-21 and Subsequent Years/Handgun Permit Division

**Intro Dates:** H: 02/05/20

**Senate Status:** 03/05/20 - Senate passed.

**House Status:** 03/03/20 - House Constitutional Protections & Sentencing Subcommittee deferred to 03/10/20.

**Executive Status:**

**Committees:** House Constitutional Protections & Sentencing Subcommittee

**Public Chapter:**

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

**AG Opinion:**

**Last Action Date:** 03/05/20

**Cosponsors:** Rep. Griffey, Bruce; Rep. VanHuss, James; Sen. White, Dawn;

**Effective Date:**

**Position:** Oppose

**Priority:**

**Comment:**

**SB2801/HB2424 CRIMINAL LAW: Prohibits the sale of firearms to persons who are listed on the federal terrorist watchlist.**



Sen. Akbari, Raumesh  
Rep. Beck, Bill

**Summary:** Prohibits the sale of firearms to persons who are listed on the federal terrorist watchlist.

**Amendment**

**Summary:**

**Subcommittee**

**Amendments:**

**Fiscal Note:** (Dated February 10, 2020) NOT SIGNIFICANT

**Intro Dates:** H: 02/05/20

**Senate Status:** 02/10/20 - Referred to Senate Judiciary Committee.

**House Status:** 02/25/20 - Taken off notice in 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, Section 39-17-1316, relative to the sale of firearms.

**AG Opinion:**

**Last Action Date:** 02/25/20

**Cosponsors:**

**Effective Date:**

**Position:**

**Priority:**

**Comment:**

**SB2811/HB2530 CRIMINAL LAW: Expunction related to person's status as a victim of human trafficking.**



Sen. Akbari, Raumesh  
Rep. Shaw, Johnny

**Summary:** Adds that a person filing a petition for expunction of records involving offenses related to the person's status as a victim of human trafficking must not have been convicted of any criminal offense during the one year preceding the petition including any federal offenses or offenses in any other state.

**Amendment**

**Summary:**

**Subcommittee**

**Amendments:**

**Fiscal Note:** (Dated February 10, 2020) NOT SIGNIFICANT

**Intro Dates:** H: 02/06/20

**Senate Status:** 02/10/20 - Referred to Senate Judiciary Committee.

**House Status:** 02/25/20 - Taken off notice in 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 40, Chapter 32, relative to expunction for certain offenses.

**AG Opinion:**

**Last Action Date:** 02/25/20

**Cosponsors:**

**Effective Date:**

**Position:**

**Priority:**

**Comment:**

**SB2893/HB2666 CRIMINAL LAW: Carrying of firearms by retired law enforcement.**



Sen. Bailey, Paul  
Rep. Williams, Ryan

**Summary:** Removes a provision regarding how the Tennessee POST commission determines if a retired law enforcement officer is eligible to carry a firearm under federal law. Broadly captioned.

**Amendment**

**Summary:**

Subcommittee

Amendments:

Fiscal Note:

(Dated February 21, 2020) Decrease State Revenue \$14,600/FY20-21 and Subsequent Years/TBI \$11,000/FY20-21 and Subsequent Years/POST Commission Decrease State Expenditures \$14,600/FY20-21 and Subsequent Years/TBI \$1,300/FY20-21 and Subsequent Years/POST Commission

Intro Dates:

H: 02/06/20

Senate Status:

02/10/20 - Referred to Senate Judiciary Committee.

House Status:

03/03/20 - House Constitutional Protections & Sentencing Subcommittee deferred to 03/10/20.

Executive Status:

Committees:

Senate Judiciary Committee  
House Constitutional Protections & Sentencing Subcommittee

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 38, Chapter 8 and Title 39, Chapter 17, relative to retired law enforcement.

AG Opinion:

Last Action Date:

03/03/20

Cosponsors:

Effective Date:

Position:

Priority:

Comment:

**HJR748 MISCELLANEOUS: Reaffirms that Tennessee is a sanctuary for the right of law-abiding citizens to keep and bear arms.**



Rep. VanHuss, James

Summary:

Recognizes that the primary purpose of the Second Amendment is to protect our freedoms. To do so, citizens must be able to keep and bear arms that are at least equal to those of their government's basic infantry unit. In the year 2020, we recognize that those include semi-automatic AR-15s, AK-47s, and similar firearms.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

(Dated February 11, 2020) NOT SIGNIFICANT

Intro Dates:

H: 02/05/20

Senate Status:

House Status:

03/05/20 - Set for House Floor on 03/09/20.

Executive Status:

Committees:

House Floor

Public Chapter:

Caption:

AG Opinion:

Last Action Date:

03/05/20

Cosponsors:

Rep. Bricken, Rush; Rep. Byrd, David; Rep. Calfee, Kent; Rep. Carr, Dale; Rep. Carter, Mike; Rep. Crawford, John; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Griffey, Bruce; Rep. Halford, Curtis; Rep. Hall, Mark; Rep. Hill, Timothy; Rep. Holt, Andy; Rep. Keisling, Kelly; Rep. Lamberth, William; Rep. Powers, Dennis; Rep. Ragan, John; Rep. Rudd, Tim ; Rep. Rudder, Iris; Rep. Sexton, Jerry; Rep. Todd, Chris;

Effective Date:

Position:

Support

Priority:

Comment:

TFA supports this resolution and would prefer that Tennessee's law actually reflected what this resolution calls for.