



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Tennessee Firearms Association

Calendar Report - Week of March 9, 2020

Tue 3/10/20 8:00am - House Hearing Rm II, House Agriculture & Natural Resources Committee

MEMBERS: CHAIR C. Halford (R); VICE CHAIR C. Todd (R); R. Grills (R); J. Holsclaw, Jr. (R); J. Shaw (D); S. Cepicky (R); M. Carter (R); M. Stewart (D); D. Moody (R); P. Marsh (R); K. Keisling (R); B. Hulseley (R); A. Holt (R); J. Chism (D) STAFF: Karen Carr, Research Analyst PHONE: (615) 741-1100 ext. 44982 EMAIL: karen.carr@capitol.tn.gov

5. **HB2414 ENVIRONMENT & NATURE: Hunting and fishing - exemptions from licensure for persons who are related to owners of farmlands.** Extends the Eldridge exemption from licensure to hunt and fish on farmlands owned by a spouse, parent, or grandparent, to include spouses of children of landowners.
R.
- 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:** 03/05/20 - Set for House Agriculture & Natural Resources Committee 03/10/20.
- Executive Status:** Wed 2/26/20 11:00am - Senate Hearing Rm I, Senate Energy, Agriculture & Natural Resources Committee; Tue 2/25/20 9:00am - House Hearing Rm II, House Agriculture & Natural Resources Subcommittee; Tue 3/3/20 8:00am - CANCELED, House Agriculture & Natural Resources Committee; Thu 3/5/20 8:30am - Senate Chamber, Senate Consent 2; Tue 3/10/20 8:00am - House Hearing Rm II, House Agriculture & Natural Resources Committee; House Agriculture & Natural Resources Committee ;
- 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; Sen. Crowe, Rusty; 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; Sen. Rose, Paul; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. VanHuss, James;
- 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.
- rows:**
SB2533 - S. Southerland - 03/05/20 - Senate passed.

6. **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.** 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.
- VanHuss
J.
- 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: 03/05/20 - Set for House Agriculture & Natural Resources Committee 03/10/20.
Executive Status: Wed 2/19/20 11:00am - Senate Hearing Rm I, Senate Energy, Agriculture & Natural Resources Committee; Tue 2/25/20 9:00am - House Hearing Rm II, House Agriculture & Natural Resources Subcommittee; Mon 2/24/20 4:30pm - Senate Chamber, Senate Consent 2; Tue 3/3/20 8:00am - CANCELED, House Agriculture & Natural Resources Committee; Tue 3/10/20 8:00am - House Hearing Rm II, House Agriculture & Natural Resources Committee; House Agriculture & Natural Resources Committee ;
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: 03/05/20
Cosponsors: Rep. Griffey, Bruce; Sen. Rose, Paul;
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.
rows:
SB2300 - E. Jackson - 02/24/20 - Senate passed.

Tue 3/10/20 12:00pm - House Hearing Rm IV, House Education Curriculum, Testing & Innovation Subcommittee

MEMBERS: CHAIR D. Moody (R); J. Deberry Jr. (D); B. Dunn (R); M. White (R); D. Byrd (R); M. Cochran (R); H. Love Jr. (D) STAFF: Patrick Boggs, Research Analyst; Paul Marsh, Research Analyst PHONE: (615) 741-1100 ext. 44991 EMAIL: patrick.boggs@capitol.tn.gov

13. **HB2761** **EDUCATION: Allows schools to post firearm safety curriculum online.** Allows an LEA or school that offers a firearm safety class or program to elementary school students to post the curriculum and educational materials on the school's or LEA's website.
- Ogles B.
- Amendment Summary:**
Subcommittee Amendments:
Fiscal Note: (Dated February 4, 2020) NOT SIGNIFICANT
Intro Dates: S: 02/06/20, H: 02/06/20
Senate Status: 02/10/20 - Referred to Senate Education Committee.
House Status: 03/05/20 - Set for House Education Curriculum, Testing & Innovation Subcommittee 03/10/20.
Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm IV, House Education Curriculum, Testing & Innovation Subcommittee; Senate Education Committee ; House Education Curriculum, Testing & Innovation Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 6, relative to firearm safety instruction.
AG Opinion:
Last Action Date: 03/05/20
Cosponsors:
Position:
Priority:
Comment:
rows:
SB2209 - J. Johnson - 02/10/20 - Referred to Senate Education Committee.

Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee

The subcommittee will have a budget hearing by the TN Bureau of Investigation. MEMBERS: CHAIR A. Farmer (R); K. Camper (D); M. Curcio (R); C. Doggett (R); W. Lamberth (R); B. Ogles (R); A. Parkinson (D); G. Hardaway (D) STAFF: John Gleason, Research Analyst; James Held, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

11. **HB2450** **CRIMINAL LAW: Offense of aggravated assault involving the use of a deadly weapon.** 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.
Coley J.
- 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: 03/05/20 - Set for Senate Judiciary Committee 03/10/20.
House Status: 03/05/20 - Set for House Criminal Justice Subcommittee 03/10/20.
Executive Status: Tue 2/25/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to aggravated assault.
AG Opinion:
Last Action Date: 03/05/20
Cosponsors: Rep. Camper, Karen; Rep. Griffey, Bruce; Rep. Parkinson, Antonio; Rep. Vaughan, Kevin; Rep. White, Mark;
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.
rows:
SB2554 - E. Jackson - 03/05/20 - Set for Senate Judiciary Committee 03/10/20.
15. **HB2663** **CRIMINAL LAW: Offense of possessing implements for the infliction of serious bodily injury or death.** Broadens list of prohibited weapons that results in an offense charge to include a blackjack or stun baton.
Grills R.
- Amendment Summary:**
Subcommittee Amendments:
Fiscal Note: (Dated March 5, 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: 03/05/20 - Set for House Criminal Justice Subcommittee 03/10/20.
Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Section 39-17-1302, relative to weapons.
AG Opinion:
Last Action Date: 03/05/20
Cosponsors:
Position: Oppose
Priority:
Comment: TFA generally opposes legislation which restricts the discretion of a citizen to select non-lethal weapons for personal defense purposes. This bill could be amended to allow that choice and make it an "aggravated" assault to use such weapons to further an assault or other crime.
rows:
SB2399 - J. Hensley - 02/10/20 - Referred to Senate Judiciary Committee.

23. **HB2621** **CRIMINAL LAW: Crime of violence definition.** Changes language in the definition of a crime of violence from "especially aggravated rape of a child" to Curcio M. "aggravated rape of a child." Broadly captioned.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated February 9, 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: 03/05/20 - Set for House Criminal Justice Subcommittee 03/10/20.

Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 16; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 49 and Title 70, relative to firearms.

AG Opinion:

Last Action Date: 03/05/20

Cosponsors:

Position:

Priority:

Comment:

rows:

SB2276 - J. Stevens - 02/10/20 - Referred to Senate Judiciary Committee.

27. **HJR821** **CRIMINAL LAW: Discharging of firearms on interstate system and federal highways.** Urges U.S. Attorneys to pursue criminal charges against persons discharging firearms in violation of state or federal laws on the interstate system and other federal highways in Tennessee. Hodges J.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated March 5, 2020) NOT SIGNIFICANT

Intro Dates:

Senate Status:

House Status: 03/05/20 - Set for House Criminal Justice Subcommittee 03/10/20.

Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; House Criminal Justice Subcommittee ;

Caption:

AG Opinion:

Last Action Date: 03/05/20

Cosponsors: Rep. Hardaway, G.A.;

Position:

Priority:

Comment:

rows:

Tue 3/10/20 3:00pm - House Hearing Rm II, House Civil Justice Subcommittee

MEMBERS: CHAIR M. Carter (R); B. Beck (D); M. Curcio (R); J. Garrett (R); D. Howell (R); J. Towns Jr. (D); D. Moody (R) STAFF: John Gleason, Research Analyst; James Held, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

3. **HB2660** **CRIMINAL LAW: Use of justifiable force in civil action cases.** 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:** 03/05/20 - Set for House Civil Justice Subcommittee 03/10/20.**Executive Status:** Tue 2/25/20 3:00pm - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/10/20 3:00pm - House Hearing Rm II, House Civil Justice Subcommittee; Senate Judiciary Committee ; House Civil Justice Subcommittee ;**Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, relative to justification of force.**AG Opinion:****Last Action Date:** 03/05/20**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;**Position:** Support**Priority:****Comment:****rows:**

SB2527 - J. Stevens - 02/10/20 - Referred to Senate Judiciary Committee.

Tue 3/10/20 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) STAFF: Chase Johnson, Research Analyst PHONE: (615) 741-7821 EMAIL: chase.johnson@capitol.tn.gov

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

Johnson
J.**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:** 03/05/20 - Set for Senate Judiciary Committee 03/10/20.**House Status:** 03/04/20 - House Judiciary Committee recommended. Sent to House Finance.**Executive Status:** Tue 2/25/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/3/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/4/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Finance, Ways & Means Committee ;**Caption:** AN ACT to amend Tennessee Code Annotated, Section 39-14-105, relative to theft of a firearm.**AG Opinion:****Last Action Date:** 03/05/20**Cosponsors:** Rep. Beck, Bill; Sen. Bell, Mike; Rep. Curcio, Michael; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Gant, Ron; Rep. Griffey, Bruce; Rep. Hardaway, G.A.; Rep. Hulsey, Bud; Rep. Johnson, Curtis; Rep. Littleton, Mary; Rep. Moody, Debra; Rep. Ogles, Brandon; Rep. Sherrell, Paul; Rep. VanHuss, James; Rep. Weaver, Terri; Rep. Williams, Ryan;**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).**rows:**

HB2258 - W. Lamberth - 03/04/20 - House Judiciary Committee recommended. Sent to House Finance.

8. **SB2192** **CRIMINAL LAW: Requires monthly reporting of certain juvenile justice information to the administrative office of the courts.** 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 Amendments:** Children_and_Families_02.26.20.pdf
- Fiscal Note:** (Dated February 21, 2020) NOT SIGNIFICANT
- Intro Dates:** S: 02/06/20, H: 02/05/20
- Senate Status:** 03/05/20 - Set for Senate Judiciary Committee 03/10/20.
- House Status:** 03/04/20 - House Judiciary Committee recommended with amendment 1 (014900). Sent to House Calendar & Rules.
- Executive Status:** Wed 2/26/20 2:00pm - House Hearing Rm II, House Children & Families Subcommittee; Wed 3/4/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Calendar & Rules Committee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 1, relative to juvenile justice information.
- AG Opinion:**
- Last Action Date:** 03/05/20
- Cosponsors:** Rep. Camper, Karen; Rep. Hardaway, G.A.; Sen. Jackson, Ed;
- Position:**
- Priority:**
- Comment:**
- rows:**
HB2259 - W. Lamberth - 03/04/20 - House Judiciary Committee recommended with amendment 1 (014900). Sent to House Calendar & Rules.
17. **SB2082** **PROFESSIONS & LICENSURE: Handgun carry permits as a valid form of government-issued photo ID.** 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:** 03/05/20 - Set for Senate Judiciary Committee 03/10/20.
- House Status:** 03/04/20 - House Judiciary Committee recommended. Sent to House Calendar & Rules.
- Executive Status:** Tue 2/25/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/3/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/4/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Calendar & Rules Committee ;
- 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:** 03/05/20
- 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;
- Position:** Support
- Priority:**
- Comment:**
- rows:**
HB2113 - R. Grills - 03/04/20 - House Judiciary Committee recommended. Sent to House Calendar & Rules.

19. **SB2554** **CRIMINAL LAW: Offense of aggravated assault involving the use of a deadly weapon.** 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.
Jackson
E.
- 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: 03/05/20 - Set for Senate Judiciary Committee 03/10/20.
House Status: 03/05/20 - Set for House Criminal Justice Subcommittee 03/10/20.
Executive Status: Tue 2/25/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to aggravated assault.
AG Opinion:
Last Action Date: 03/05/20
Cosponsors: Rep. Camper, Karen; Rep. Griffey, Bruce; Rep. Parkinson, Antonio; Rep. Vaughan, Kevin; Rep. White, Mark;
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.
rows:
HB2450 - J. Coley - 03/05/20 - Set for House Criminal Justice Subcommittee 03/10/20.
20. **SB2556** **CRIMINAL LAW: Allows law enforcement officers to carry handguns in posted areas.** 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.
Jackson
E.
- 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: 03/05/20 - Set for Senate Judiciary Committee 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: Tue 2/25/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/3/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/4/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Calendar & Rules Committee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to firearms.
AG Opinion:
Last Action Date: 03/05/20
Cosponsors: Rep. Daniel, Martin; Rep. Eldridge, Rick; Rep. Leatherwood, Tom; Rep. Moon, Jerome; Rep. Russell, Lowell; Rep. Towns Jr., Joe; Rep. VanHuss, James; Rep. Vaughan, Kevin; Sen. White, Dawn;
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.
rows:
HB2108 - M. White - 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.

27. **SB88** **CRIMINAL LAW: Expunction of certain criminal records.** Permits filing of petitions for record expunctions after three years for misdemeanors and five years for felonies.

Akbari R.

Amendment Summary: House Judiciary Committee amendment 1 (013393) changes the effective date to July 1, 2020.

Subcommittee Amendments: Constitutional_Protections_and_Sentencing_Subcommittee_02.04.20.pdf

Fiscal Note: (Dated March 18, 2019) Increase State Revenue Exceeds \$2,400,000/One-Time/TBI Exceeds \$6,240,000/One-Time/District Attorneys Expunction Fund Increase Local Revenue Exceeds \$4,800,000/One-Time

Intro Dates: S: 01/28/19, H: 01/28/19

Senate Status: 03/05/20 - Set for Senate Judiciary Committee 03/10/20.

House Status: 02/19/20 - Taken off notice in House Judiciary Committee after adopting amendment 1 (013393).

Executive Status: Wed 3/20/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 3/27/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 4/3/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 1/28/20 4:30pm - CANCELED, House Constitutional Protections & Sentencing Subcommittee; Tue 2/4/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 2/19/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Judiciary Committee ;

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: 03/05/20

Cosponsors: Sen. Gilmore, Brenda; Sen. Kyle, Sara;

Position: Neutral

Priority:

Comment:

rows:

HB134 - H. Love Jr. - 02/19/20 - Taken off notice in House Judiciary Committee after adopting amendment 1 (013393).

28. **SB505** **CRIMINAL LAW: Permits expunction of certain nonviolent felonies 10 years after completion of the sentence.** Permits expunction of certain nonviolent felonies after 10 years have elapsed since the completion of the sentence imposed for the most recent offense.

Akbari R.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note:

Intro Dates: S: 02/06/19, H: 02/06/19

Senate Status: 03/05/20 - Set for Senate Judiciary Committee 03/10/20.

House Status: 02/11/19 - Referred to House Constitutional Protections & Sentencing Subcommittee.

Executive Status: Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;

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

AG Opinion:

Last Action Date: 03/05/20

Cosponsors:

Position:

Priority:

Comment:

rows:

HB587 - R. Staples - 02/11/19 - Referred to House Constitutional Protections & Sentencing Subcommittee.

Tue 3/10/20 4:30pm - 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); P. Sherrell (R); M. Daniel (R) STAFF: John Gleason, Research Analyst; James Held, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

1. **HB2817** **CRIMINAL LAW: Reporting issuing and denying judges' decisions.** 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 Lamberth W.
- 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:** Constitutional_Protections_and_Sentencing_Subcommittee_03.03.20.pdf
- 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:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Tue 3/3/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/3/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Finance, Ways & Means Committee ; House Constitutional Protections & Sentencing Subcommittee ;
- 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:** 03/05/20
- 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;
- 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.
- rows:**
SB2671 - J. Johnson - 03/03/20 - Senate Judiciary Committee recommended with amendment 1 (015802). Sent to Senate Finance.
2. **HB2661** **CRIMINAL LAW: Changes regulations for carrying a concealed handgun with a permit.** Allows a person to carry a handgun in a concealed manner. Todd C. Permits a person carrying a handgun in a concealed manner to carry in parks, higher education campuses, and areas posted by local governments in the same manner permitted by handgun carry permit holders.
- Amendment Summary:**
- Subcommittee Amendments:**
- Fiscal Note:**
- Intro Dates:** H: 02/06/20
- Senate Status:** 02/10/20 - Referred to Senate Judiciary Committee.
- House Status:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee House Constitutional Protections & Sentencing Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Section 10-7-504; Section 33-6-413; Section 38-8-116; Title 39; Section 50-1-312; Title 70, Chapter 4, Part 1 and Section 70-5-101, relative to carrying of firearms in a concealed manner.
- AG Opinion:**
- Last Action Date:** 03/05/20
- Cosponsors:** Rep. Byrd, David; Rep. Carter, Mike; Rep. Crawford, John; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Holt, Andy; Rep. Hulse, Bud; 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. Wright, Dave;
- Position:** Support
- Priority:**
- Comment:**
- rows:**
SB2888 - P. Bailey - 02/10/20 - Referred to Senate Judiciary Committee.

3. **HB2333** **CRIMINAL LAW: Waives lifetime handgun carry permit fees for certain retired law enforcement officers.** 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.
Howell D.

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: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.

Executive Status: Tue 2/18/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 2/25/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/3/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Thu 3/5/20 8:30am - Senate Chamber Senate Consent 2; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; House Constitutional Protections & Sentencing Subcommittee ;

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: Sen. Crowe, Rusty; Rep. Griffey, Bruce; Sen. Pody, Mark; Sen. Rose, Paul; Sen. Stevens, John; Rep. VanHuss, James; Sen. White, Dawn;

Position: Oppose

Priority:

Comment:

rows:

SB2737 - M. Bell - 03/05/20 - Senate passed.

6. **HB2771** **CRIMINAL LAW: Exchange of firearms formerly titled to a law enforcement agency or a drug task force.** Requires that firearms previously titled to law enforcement can only be exchanged for other firearms, ammunition, or body armor, or equipment suitable for use for legitimate law enforcement purposes by the law enforcement agency.
Moody D.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated February 8, 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: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.

Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee House Constitutional Protections & Sentencing Subcommittee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to disposition of confiscated weapons.

AG Opinion:

Last Action Date: 03/05/20

Cosponsors:

Position:

Priority:

Comment:

rows:

SB2420 - P. Rose - 02/10/20 - Referred to Senate Judiciary Committee.

10. **HB2666** **CRIMINAL LAW: Carrying of firearms by retired law enforcement.** 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.
 Williams R.
- 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: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
Executive Status: Tue 2/25/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/3/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;
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: 03/05/20
Cosponsors:
Position:
Priority:
Comment:
rows:
 SB2893 - P. Bailey - 02/10/20 - Referred to Senate Judiciary Committee.
11. **HB2536** **CRIMINAL LAW: Sets punishments for second amendment infringement.** 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.
 Doggett C.
- 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: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
Executive Status: Tue 3/3/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;
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: 03/05/20
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;
Position: Support
Priority:
Comment:
rows:
 SB2614 - J. Hensley - 02/10/20 - Referred to Senate Judiciary Committee.

13. **HB2311** **CRIMINAL LAW: Creates a Class C misdemeanor for the sale or transfer of a firearm without a criminal background check.** Creates a Class C misdemeanor for an owner or lawful possessor of a firearm to knowingly advertise, intend to sell or transfer or actually sells or transfers a firearm without first conducting a criminal background check on the person the gun is sold or transferred to.
- Stewart
M.
- Amendment Summary:**
- Subcommittee Amendments:**
- Fiscal Note:** (Dated March 4, 2020) Increase State Revenue Exceeds \$25,000/FY20-21 and Subsequent Years/TBI Increase State Expenditures Exceeds \$25,000/FY20-21 and Subsequent Years/TBI
- Intro Dates:** S: 02/06/20, H: 02/05/20
- Senate Status:** 02/10/20 - Referred to Senate Judiciary Committee.
- House Status:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee House Constitutional Protections & Sentencing Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to the sale of firearms.
- AG Opinion:**
- Last Action Date:** 03/05/20
- Cosponsors:**
- Position:** Oppose
- Priority:**
- Comment:** This proposal would apparently seek to eliminate the long existing state and federal casual sale exemption. It would needlessly complicate the process for an individual to liquidate personal inventory and drive up the costs for doing so.
- rows:**
- SB2236 - B. Gilmore - 02/10/20 - Referred to Senate Judiciary Committee.
14. **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:**
- Subcommittee Amendments:**
- Fiscal Note:** (Dated March 20, 2019) Increase State Revenue Exceeds \$10,000/TBI Increase State Expenditures Exceeds \$10,000/TBI
- Intro Dates:** S: 02/07/19, H: 02/07/19
- Senate Status:** 02/11/19 - Referred to Senate Judiciary Committee.
- House Status:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Wed 3/27/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 4/3/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; 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:** 03/05/20
- Cosponsors:** Rep. Clemmons, John;
- Position:** Oppose
- Priority:**
- Comment:**
- rows:**
- SB1010 - B. Gilmore - 02/11/19 - Referred to Senate Judiciary Committee.

16. **HB2347** **CRIMINAL LAW: Persons prohibited from purchasing or possessing under the laws of another state.** 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: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.

Executive Status: Tue 2/25/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/3/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; 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: 03/05/20

Cosponsors:

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.

rows:

SB2240 - S. Kyle - 02/10/20 - Referred to Senate Judiciary Committee.

17. **HB2368** **CRIMINAL LAW: Transportation and storage of firearms in motor vehicles.** 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: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.

Executive Status: Tue 2/25/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/3/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee ; House Constitutional Protections & Sentencing Subcommittee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 39; Title 49 and Title 50, relative to firearms.

AG Opinion:

Last Action Date: 03/05/20

Cosponsors: Rep. Clemmons, John; Rep. Mitchell, Bo;

Position: Oppose

Priority:

Comment: Typical urban Democrat gun control legislation.

rows:

SB1722 - S. Kyle - 01/23/20 - Referred to Senate Judiciary Committee.

18. **HB2900** **CRIMINAL LAW: Requires a judge to inform a defendant if their offense is eligible for expunction.** Requires a judge to notify a defendant at the time of sentencing if their conviction is for an eligible for expunction and the time period after which a petition to expunge may be filed.

Hardaway
G.
Amendment Summary:
Subcommittee Amendments:
Fiscal Note: (Dated February 11, 2020) NOT SIGNIFICANT
Intro Dates: H: 02/06/20
Senate Status: 02/10/20 - Referred to Senate Judiciary Committee.
House Status: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee House Constitutional Protections & Sentencing Subcommittee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32; Title 40, Chapter 35, Part 3 and Chapter 244 of the Public Acts of 2019, relative to expunction.
AG Opinion:
Last Action Date: 03/05/20
Cosponsors: Rep. Clemmons, John; Sen. Kyle, Sara;
Position:
Priority:
Comment:
rows:
SB2829 - K. Robinson - 02/10/20 - Referred to Senate Judiciary Committee.

19. **HB2901** **CRIMINAL LAW: Expunction of criminal defendant sentenced on or after July 1, 2020.** Requires a court order the automatic expunction of a defendant's public records of conviction if they meet all requirements and transmit a copy of the order to the district attorney. Creates other requirements regarding automatic expunction. Broadly captioned.

Hardaway
G.
Amendment Summary:
Subcommittee Amendments:
Fiscal Note: (Dated February 12, 2020) NOT SIGNIFICANT
Intro Dates: H: 02/06/20
Senate Status: 02/10/20 - Referred to Senate Judiciary Committee.
House Status: 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; 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: 03/05/20
Cosponsors: Rep. Clemmons, John; Sen. Kyle, Sara;
Position:
Priority:
Comment:
rows:
SB2830 - K. Robinson - 02/10/20 - Referred to Senate Judiciary Committee.

20. **HB1553** **CRIMINAL LAW: Unlawful possession of a firearm.** Creates exceptions to 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 possessing a firearm. Broadly captioned.
- Griffey B.
- Amendment Summary:**
- Subcommittee Amendments:**
- Fiscal Note:** (Dated January 21, 2020) Decrease State Revenue Exceeds \$1,227,100/FY20-21 and Subsequent Years/ Handgun Permit Division Exceeds \$422,100/FY20-21 and Subsequent Years/ Tennessee Bureau of Investigation Foregone State Revenue Exceeds \$108,700/FY20-21 and Subsequent Years/ Handgun Permit Division Decrease State Expenditures Exceeds \$54,900/FY20-21 and Subsequent Years/ Handgun Permit Division Exceeds \$182,000/FY20-21 and Subsequent Years/ Tennessee Bureau of Investigation State Expenditures Cost Avoidance Exceeds \$3,300/FY20-21 and Subsequent Years/ Handgun Permit Division Exceeds \$14,500/FY20-21 and Subsequent Years/ Tennessee Bureau of Investigation Decrease Local Revenue Exceeds \$137,200/FY20-21 and Subsequent Years
- Intro Dates:** S: 01/14/20, H: 01/14/20
- Senate Status:** 01/16/20 - Referred to Senate Judiciary Committee.
- House Status:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee House Constitutional Protections & Sentencing Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 10; Title 33; Title 38; Title 39; Title 40; Title 50 and Title 70, relative to the carrying of firearms.
- AG Opinion:**
- Last Action Date:** 03/05/20
- Cosponsors:** Rep. Hill, Timothy; Rep. VanHuss, James; Rep. Weaver, Terri;
- Position:** Support
- Priority:** 1 - Top-tier
- Comment:** This is a bill to establish constitutional carry in Tennessee. It does this by creating a provision which provides that anyone who legally possess a firearm can carry it open or concealed without the necessity of a state issued permit.
- rows:**
SB1566 - J. Hensley - 01/16/20 - Referred to Senate Judiciary Committee.
21. **HB2516** **CRIMINAL LAW: Changes to expunction requirements.** Allows the court clerk to charge up to \$100 for record expunctions. Requires the district attorney general assigned to a case where a person is eligible for expunction inquire on the record whether the person would like to petition for record expunction at no additional charge. Restricts persons patronizing prostitution from a minor or from someone having an intellectual disability from being eligible for expunction. Allows a person to have a conviction for fraudulent use of a debit or credit card for less than \$500 expunged.
- Curcio M.
- Amendment Summary:**
- Subcommittee Amendments:**
- Fiscal Note:**
- Intro Dates:** H: 02/06/20
- Senate Status:** 02/10/20 - Referred to Senate Judiciary Committee.
- House Status:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Judiciary Committee House Constitutional Protections & Sentencing Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Section 8- 21-401 and Title 40, Chapter 32, relative to expunction.
- AG Opinion:**
- Last Action Date:** 03/05/20
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
SB2825 - R. Akbari - 02/10/20 - Referred to Senate Judiciary Committee.

23. **HB2492 ENVIRONMENT & NATURE: Protection of Private Property and Sporting Rights Act** 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.
VanHuss J.
- Amendment Summary:** Senate Energy, Agriculture & Natural Resources Committee amendment 1 (015496) deletes all language after the enacting clause. Requires that full-time wildlife resource officers charged with enforcing wildlife laws must have a search warrant to inspect the interior of an automobile.
- 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:** 03/05/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/10/20.
- Executive Status:** Wed 3/4/20 11:30am - Senate Hearing Rm I, Senate Energy, Agriculture & Natural Resources Committee; Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Calendar Committee ; House Constitutional Protections & Sentencing Subcommittee ;
- 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:** 03/05/20
- Cosponsors:**
- Position:** Support
- Priority:**
- Comment:**
- rows:**
SB2292 - J. Bowling - 03/04/20 - Senate Energy, Agriculture & Natural Resources Committee recommended with amendment 1 (015496). Sent to Senate Calendar Committee.

Wed 3/11/20 8:30am - Senate Hearing Rm II, Senate Finance Revenue Subcommittee

MEMBERS: CHAIR J. Hensley (R); VICE CHAIR T. Gardenhire (R); B. Gilmore (D); F. Haile (R); K. Yager (R) STAFF: John Kerr, Research Analyst PHONE: (615) 741-3100
EMAIL: john.kerr@capitol.tn.gov

7. **SB2438 TAXES SALES: Exemption - gun safes and gun safety devices.** Exempts from sales tax purchases of gun safes and gun safety devices.
Kyle S.
- 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:** 03/05/20 - Set for Senate Finance Revenue Subcommittee 03/11/20.
- House Status:** 02/26/20 - House Finance Subcommittee placed behind the budget.
- Executive Status:** Wed 2/26/20 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 3/3/20 9:00am - CANCELED, Senate Finance Revenue Subcommittee; Wed 3/11/20 8:30am - Senate Hearing Rm II, Senate Finance Revenue Subcommittee; Senate Finance Revenue Subcommittee ;
- 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:** 03/05/20
- Cosponsors:** Rep. Clemmons, John;
- Position:** Support
- Priority:**
- Comment:**
- rows:**
HB2430 - B. Mitchell - 02/26/20 - House Finance Subcommittee placed behind the budget.

21. **SB2716 TAXES BUSINESS: Exempts charitable organizations from taxes on tangible property sales.** Exempts tangible personal property from the sales and use tax when sold by a charitable organization for fundraising purposes.

Reeves S.

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: 03/05/20 - Set for Senate Finance Revenue Subcommittee 03/11/20.

House Status: 02/10/20 - Referred to House Finance, Ways & Means Subcommittee.

Executive Status: Tue 2/25/20 9:00am - Senate Hearing Rm I, Senate Finance Revenue Subcommittee; Tue 3/3/20 9:00am - CANCELED, Senate Finance Revenue Subcommittee; Wed 3/11/20 8:30am - Senate Hearing Rm II, Senate Finance Revenue Subcommittee; Senate Finance Revenue Subcommittee ; House Finance, Ways & Means Subcommittee ;

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

AG Opinion:

Last Action Date: 03/05/20

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

Position: Support

Priority:

Comment:

rows:

HB2174 - C. Todd - 02/10/20 - Referred to House Finance, Ways & Means Subcommittee.

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

MEMBERS: CHAIR G. Hicks (R); J. Deberry Jr. (D); R. Tillis (R); R. Staples (D); L. Miller (D); A. Holt (R); D. Hawk (R); R. Gant (R); K. Camper (D); B. Ogles (R); S. Lynn (R); M. Hill (R); P. Hazlewood (R); S. Whitson (R) STAFF: Mirna Tunjic, Research Analyst; Tanner Poss, Research Analyst PHONE: (615) 741-1100 ext. 44131 EMAIL: mirna.tunjic@capitol.tn.gov

31. **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 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 Amendments: Criminal_Justice_Subcommittee_03.27.19.pdf

Fiscal Note: (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: 03/05/20 - Set for House Finance, Ways & Means Subcommittee 03/11/20.

Executive Status: Wed 2/20/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee; Tue 2/26/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/5/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/12/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/19/19 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/27/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 4/3/19 12:30pm - House Hearing Rm I, House Judiciary Committee; Wed 4/10/19 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/17/19 1:30pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee; Tue 4/23/19 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Tue 4/23/19 4:00pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee; Wed 4/24/19 2:30pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee; Wed 4/24/19 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Thu 4/25/19 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Mon 4/29/19 5:30pm - CANCELED, House Finance, Ways & Means Subcommittee; Mon 4/29/19 2:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Tue 4/30/19 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Tue 4/30/19 3:00pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee; Wed 5/1/19 9:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 3/4/20 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 3/11/20 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee ;

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

AG Opinion:

Last Action Date: 03/05/20

Cosponsors: Sen. Robinson, Katrina;

Position: Oppose

Priority:

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

rows:

SB35 - B. Gilmore - 05/01/19 - Taken off notice in Senate Finance, Ways & Means Committee.

39. **HB2632** **CRIMINAL LAW: Fee for concealed handgun carry permit renewal.** Requires an applicant for a concealed handgun carry permit renewal to pay a \$50 renewal fee.

Holt A.

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: 03/05/20 - Set for House Finance, Ways & Means Subcommittee 03/11/20.

Executive Status: Tue 2/18/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 2/26/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Wed 3/11/20 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Senate Judiciary Committee ; House Finance, Ways & Means Subcommittee ;

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: 03/05/20

Cosponsors:

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!

Rows:

SB2280 - J. Stevens - 02/10/20 - Referred to Senate Judiciary Committee.

Wed 3/11/20 3:30pm - House Hearing Rm I, House Judiciary Committee

MEMBERS: CHAIR M. Curcio (R); VICE CHAIR J. Garrett (R); D. Moody (R); B. Mitchell (D); B. Ogles (R); A. Parkinson (D); J. Potts (D); I. Rudder (R); P. Sherrell (R); J. Towns Jr. (D); J. VanHuss (R); A. Farmer (R); G. Hardaway (D); M. Littleton (R); W. Lamberth (R); C. Johnson (R); B. Beck (D); K. Camper (D); M. Carter (R); M. Daniel (R); C. Doggett (R); R. Eldridge (R); B. Griffey (R); D. Howell (R); B. Hulsey (R) STAFF: John Gleason, Research Analyst; James Held, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

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

Todd C.

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: 03/05/20 - Set for House Judiciary Committee 03/11/20.

Executive Status: Tue 3/3/20 1:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Wed 3/11/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Senate Judiciary Committee ; House Judiciary Committee ;

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

AG Opinion:

Last Action Date: 03/05/20

Cosponsors: Rep. Byrd, David; Rep. Doggett, Clay; Rep. Grills, Rusty; Rep. Haston, Kirk; Rep. Reedy, Jay; Rep. VanHuss, James; Rep. White, Mark;

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.

Rows:

SB2549 - E. Jackson - 02/10/20 - Referred to Senate Judiciary Committee.

2. **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:** House Constitutional Protections & Sentencing Subcommittee amendment 1 (007099) rewrites the bill to (1) create a Class A misdemeanor for leaving a firearm in a motor vehicle or boat that is unattended or with a person under the age of 18, unless the firearm is kept from ordinary observation or kept within the trunk, glovebox, or container securely affixed, and (2) establish that such an offense is punishable only by a fine of not less than \$500, which shall be credited to the General Fund.
- Subcommittee Amendments:** Constitutional_Protections_and_Sentencing_Subcommittee_04.03.19.pdf
- Fiscal Note:** (Dated March 9, 2019) NOT SIGNIFICANT
- Intro Dates:** S: 02/07/19, H: 02/06/19
- Senate Status:** 04/23/19 - Taken off notice in Senate Judiciary Committee.
- House Status:** 03/05/20 - Set for House Judiciary Committee 03/11/20.
- Executive Status:** Wed 3/13/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 3/20/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 4/3/19 8:45am - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 4/9/19 1:30pm - House Hearing Rm I, House Judiciary Committee; Wed 4/10/19 12:30pm - House Hearing Rm I, House Judiciary Committee; Tue 4/23/19 1:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/11/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Senate Judiciary 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:** 03/05/20
- Cosponsors:** Rep. Hardaway, G.A.; Sen. Kyle, Sara;
- Position:** Oppose
- Priority:**
- Comment:**
- rows:**
SB813 - R. Akbari - 04/23/19 - Taken off notice in Senate Judiciary Committee.