



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Tennessee Firearms Association

Calendar Report - Week of March 16, 2020

Mon 3/16/20 1:30pm - Senate Hearing Rm I, Senate Education Committee

Final Calendar. The committee will convene again on Wednesday, March 18th to take up any remaining bills from this calendar. The committee will have a budget hearing by the TN Department of Education. SB2342, SB1580, SB2437, and SB1767 have been added to the calendar by suspension of the rules on the Senate Floor on 03/13/20.

MEMBERS: CHAIR D. Gresham (R); VICE CHAIR B. Kelsey (R); 2ND VICE CHAIR R. Akbari (D); M. Bell (R); R. Crowe (R); S. Dickerson (R); F. Haile (R); J. Hensley (R); J. Lundberg (R) STAFF: Michael Maren, Research Analyst PHONE: (615) 741-3038 EMAIL: michael.maren@capitol.tn.gov

45. **SB2209** **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.

Johnson
J. **Amendment Summary:** House Education Curriculum, Testing & Innovation Subcommittee amendment 1 (016583) requires the department of education in conjunction with the TWRA determine the earliest grade in which it is appropriate for students to receive gun safety instruction. Requires the departments to study all relevant data and risk factors in their determination. Requires LEAs and public charter schools, starting with the 2021-2022 school year, to provide annual age and grade appropriate gun safety instruction that begins at the earliest appropriate grade as determined by the departments. Establishes requirements for the education including how to avoid injury, to never a found firearm, to immediately notify an adult of the location of a found firearm, to not include live ammunition or firearms, and to be provided within one 15 minute period. Requires the department of education and TWRA to develop and approve the curriculum.

Subcommittee Amendments: CTI_Sub_03.10.20.pdf

Fiscal Note: (Dated February 4, 2020) NOT SIGNIFICANT

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

Senate Status: 03/12/20 - Set for Senate Education Committee 03/16/20.

House Status: 03/12/20 - Set for House Education Committee 03/18/20.

Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm IV, House Education Curriculum, Testing & Innovation Subcommittee; Mon 3/16/20 1:30pm - Senate Hearing Rm I, Senate Education Committee; Wed 3/18/20 8:00am - House Hearing Rm I, House Education Committee; Senate Education Committee ; House Education Committee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 6, relative to firearm safety instruction.

AG Opinion:

Last Action Date: 03/12/20

Cosponsors:

Position:

Priority:

Comment:

rows:

HB2761 - B. Ogles - 03/12/20 - Set for House Education Committee 03/18/20.

58. **SB2288** **CRIMINAL LAW: Allows students to carry concealed firearms on campus.** Allows a student at a public institution of higher education to carry a concealed firearm on property owned, operated or controlled by the institution.

Bowling
J.

Amendment Summary:

Subcommittee Amendments:

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

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

Senate Status: 03/12/20 - Set for Senate Education Committee 03/16/20.

House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Mon 3/16/20 1:30pm - Senate Hearing Rm I, Senate Education Committee; Tue 3/17/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Education Committee ; House Constitutional Protections & Sentencing Subcommittee ;

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 49, relative to carrying of firearms on higher education campuses.

AG Opinion:

Last Action Date: 03/12/20

Cosponsors: Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Griffey, Bruce; Rep. Hill, Matthew; Rep. Hill, Timothy; Rep. Sexton, Jerry; Rep. VanHuss, James;

Position: Amend

Priority:

Comment: Bill should be amended to allow any permit holder to carry a firearm on any school grounds.

rows:
HB2102 - R. Bricken - 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Mon 3/16/20 4:30pm - Senate Chamber, Senate Consent 2

10. **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.

Haile F.

Amendment Summary:

Subcommittee Amendments:

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

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

Senate Status: 03/13/20 - Set for Senate Consent 2 03/16/20.

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; Mon 3/16/20 4:30pm - Senate Chamber, Senate Consent 2; Senate Consent 2 ; 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: 03/13/20

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.

Tue 3/17/20 8:00am - House Hearing Rm II, House Agriculture & Natural Resources Committee

Final Calendar. The committee will hear a presentation about 2020 Ag Day on the Hill. 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. Hulsey (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 exemption from licensure to hunt and fish on farmlands owned by a spouse, parent, or grandparent, to include spouses of children of landowners. Eldridge 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: 03/12/20 - Set for House Agriculture & Natural Resources Committee 03/17/20.
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 - CANCELED, House Agriculture & Natural Resources Committee; Tue 3/17/20 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: 03/12/20
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: 03/12/20 - Set for House Agriculture & Natural Resources Committee 03/17/20.
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 - CANCELED, House Agriculture & Natural Resources Committee; Tue 3/17/20 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: 03/12/20
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 3/17/20 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

MEMBERS: CHAIR B. Watson (R); VICE CHAIR J. Stevens (R); 2ND VICE CHAIR J. Hensley (R); J. Yarbro (D); K. Yager (R); B. Kelsey (R); J. Johnson (R); F. Haile (R); B. Gilmore (D); T. Gardenhire (R); R. Briggs (R) STAFF: John Kerr, Research Analyst; Tres Wittum, Research Analyst PHONE: (615) 741-9500 EMAIL: john.kerr@capitol.tn.gov

12. **SB2671** **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 captioned.

Governor's
permissless
carry
defense bill.

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: 03/12/20 - Set for Senate Finance, Ways & Means Committee 03/17/20.

House Status: 03/12/20 - Set for House Judiciary Committee 03/18/20.

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; Tue 3/17/20 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 3/18/20 3:30pm - House Hearing Rm I, House Judiciary Committee Senate Finance, Ways & Means Committee ; House Judiciary Committee ;

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: 03/12/20

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:

HB2817 - W. Lamberth - 03/12/20 - Set for House Judiciary Committee 03/18/20.

Tue 3/17/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee

Final Calendar. 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 PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

19. **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: 03/12/20 - Set for House Criminal Justice Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/17/20 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: 03/12/20

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.

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

Towns Jr.
J.

Amendment Summary:

Subcommittee Amendments:

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

Intro Dates: S: 02/06/19, H: 02/07/19

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

House Status: 03/12/20 - Set for House Criminal Justice Subcommittee 03/17/20.

Executive Status: Wed 3/6/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 4/3/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee; Tue 3/17/20 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 39, Chapter 13 and Title 40, relative to criminal offenses.

AG Opinion:

Last Action Date: 03/12/20

Cosponsors:

Position:

Priority:

Comment:

rows:

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

38. **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: 03/12/20 - Set for House Criminal Justice Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/17/20 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: 03/12/20

Cosponsors:

Position:

Priority:

Comment:

rows:

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

47. **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.
Hardaway G.

Amendment Summary:

Subcommittee Amendments:

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

Intro Dates:

Senate Status:

House Status: 03/12/20 - Set for House Criminal Justice Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/17/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; House Criminal Justice Subcommittee ;

Caption:

AG Opinion:

Last Action Date: 03/12/20

Cosponsors: Rep. Clemmons, John; Rep. Hodges, Jason;

Position:

Priority:

Comment:

rows:

Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

The committee will convene again on Wednesday, March 18th to take up any remaining bills from this calendar. 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

10. **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:** 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
- House Status:** 03/12/20 - Set for House Floor on 03/16/20.
- 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; Thu 3/12/20 8:00am - House Hearing Rm I, House Calendar & Rules Committee; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Floor ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to firearms.
- AG Opinion:**
- Last Action Date:** 03/12/20
- 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 - 03/12/20 - Set for House Floor on 03/16/20.
16. **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:** 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
- House Status:** 03/12/20 - Set for House Judiciary Committee 03/18/20.
- 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; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/18/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Senate Judiciary Committee ; House Judiciary Committee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32, Part 1, relative to the expunction of certain criminal records.
- AG Opinion:**
- Last Action Date:** 03/12/20
- Cosponsors:** Sen. Gilmore, Brenda; Sen. Kyle, Sara;
- Position:** Neutral
- Priority:**
- Comment:**
- rows:**
HB134 - H. Love Jr. - 03/12/20 - Set for House Judiciary Committee 03/18/20.

17. **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: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
Executive Status: Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 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 and Title 40, relative to expunction.
AG Opinion:
Last Action Date: 03/12/20
Cosponsors:
Position:
Priority:
Comment:
rows:
HB587 - R. Staples - 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
18. **SB506** **CRIMINAL LAW: Permits expunction of certain misdemeanors.** Permits the expunction of certain misdemeanor offenses not eligible under current law.
Akbari R.
- Amendment Summary:**
Subcommittee Amendments:
Fiscal Note: (Dated March 9, 2019) Increase State Revenue Exceeds \$160,000/TBI Exceeds \$416,000/District Attorney Expunction Fund Increase Local Revenue Exceeds \$320,000
Intro Dates: S: 02/06/19, H: 02/06/19
Senate Status: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
Executive Status: Wed 3/13/19 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 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 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: 03/12/20
Cosponsors: Rep. Hakeem, Yusuf;
Position:
Priority:
Comment:
rows:
HB560 - K. Camper - 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

19. **SB686** **CRIMINAL LAW: Sealing criminal history records.** Allows certain felony offenders to petition to have the offender's criminal history records sealed after completion of all requirements of sentencing and at least five years without being convicted of a new offense. Broadly captioned.
 Akbari R.
- Amendment Summary:**
Subcommittee Amendments:
Fiscal Note: (Dated March 31, 2019) Increase Local Revenue Exceeds \$125,000 Increase Local Expenditures Exceeds \$125,000*
Intro Dates: S: 02/06/19, H: 02/06/19
Senate Status: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 02/04/20 - Taken off notice in House Criminal Justice Subcommittee.
Executive Status: Wed 4/3/19 3:30pm - House Hearing Rm II, House Criminal Justice Subcommittee; Tue 1/28/20 12:00pm - CANCELED, House Criminal Justice Subcommittee; Tue 2/4/20 12:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 3/17/20 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 and Title 40, relative to criminal history records.
AG Opinion:
Last Action Date: 03/12/20
Cosponsors: Rep. Chism, Jesse;
Position:
Priority:
Comment:
rows:
 HB883 - V. Dixie - 02/04/20 - Taken off notice in House Criminal Justice Subcommittee.
20. **SB813** **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.
 Akbari R.
- 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 coat 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: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 03/11/20 - Taken off notice in House Judiciary Committee.
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; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Judiciary Committee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.
AG Opinion:
Last Action Date: 03/12/20
Cosponsors: Rep. Hardaway, G.A.; Sen. Kyle, Sara;
Position: Oppose
Priority:
Comment:
rows:
 HB801 - M. White - 03/11/20 - Taken off notice in House Judiciary Committee.

44. **SB2280** **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.
Stevens
J.
- 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: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 03/12/20 - Set for House Finance, Ways & Means Subcommittee 03/17/20.
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; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 3:30pm - House Hearing Rm I, 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: 03/12/20
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:
HB2632 - A. Holt - 03/12/20 - Set for House Finance, Ways & Means Subcommittee 03/17/20.

Tue 3/17/20 3:30pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee

The subcommittee will meet immediately following the full Finance Committee. Any bills not taken up today, will be taken up on Wednesday at 11:00 am. 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

2. **HB2027** **CRIMINAL LAW: Extends validity of enhanced handgun permits.** 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: 03/12/20 - Set for House Finance, Ways & Means Subcommittee 03/17/20.
Executive Status: Tue 2/18/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 2/25/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Wed 3/4/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Tue 3/17/20 3:30pm - House Hearing Rm I, 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 permits.
AG Opinion:
Last Action Date: 03/12/20
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;
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.
rows:
SB1985 - J. Stevens - 02/03/20 - Referred to Senate Judiciary Committee.

16. **HB2258** **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.
- Lamberth
W.
- 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:** 03/10/20 - Senate Judiciary Committee deferred to the last calendar.
- House Status:** 03/12/20 - Set for House Finance, Ways & Means Subcommittee 03/17/20.
- 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; Tue 3/17/20 3:30pm - House Hearing Rm I, House Finance, Ways & Means Subcommittee; Senate Judiciary Committee ; House Finance, Ways & Means Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Section 39-14-105, relative to theft of a firearm.
- AG Opinion:**
- Last Action Date:** 03/12/20
- 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:**
SB2191 - J. Johnson - 03/10/20 - Senate Judiciary Committee deferred to the last calendar.
26. **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:** 03/12/20 - Set for House Finance, Ways & Means Subcommittee 03/17/20.
- 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; Tue 3/17/20 3:30pm - House Hearing Rm I, 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:** 03/12/20
- 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.

38. **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: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.

House Status: 03/12/20 - Set for House Finance, Ways & Means Subcommittee 03/17/20.

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; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 3:30pm - House Hearing Rm I, 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: 03/12/20

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 - 03/12/20 - Set for Senate Judiciary Committee 03/17/20.

Tue 3/17/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee

Final Calendar. MEMBERS: CHAIR J. VanHuss (R); M. Curcio (R); R. Eldridge (R); B. Griffey (R); B. Mitchell (D); P. Sherrell (R); M. Daniel (R) STAFF: John Gleason, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

1. **HB2661** **CRIMINAL LAW: Changes regulations for carrying a concealed handgun with a permit.** Allows a person to carry a handgun in a concealed manner. 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.
Todd C.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated March 7, 2020) Decrease State Revenue - \$2,357,100/FY20-21 and Subsequent Years/Handgun Permit Division \$496,600/FY20-21 and Subsequent Years/TBI Decrease State Expenditures \$83,700/FY20-21 and Subsequent Years/Handgun Permit Division \$349,500/FY20-21 and Subsequent Years/TBI Decrease Local Revenue \$172,500/FY20-21 and Subsequent Years Decrease Local Expenditures \$5,500/FY20-21 and Subsequent Years

Intro Dates: H: 02/06/20

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

House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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: 03/12/20

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.

This is a much better permitless carry bill than the governor's proposal. If not enacted, its provisions should be amended into governor's bill.

2. **HB2298** **CRIMINAL LAW: Changes reporting date for TBI on excess cost of background checks.** Changes from February 1 to January 15 the date by which the TBI is required to provide an annual report to the judiciary committees of the senate and house of representatives regarding the amount of money collected from gun dealers to perform background checks in excess of the TBI cost of background checks. Broadly captioned.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated February 8, 2020) NOT SIGNIFICANT

Intro Dates: H: 02/05/20

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

House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/17/20 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; Title 39; Title 40; Title 49; Section 50-3-201; Section 58-1-112; Section 70-4-123 and Section 70-5-101, relative to firearms.

AG Opinion:

Last Action Date: 03/12/20

Cosponsors: Rep. VanHuss, James;

Position:

Priority:

Comment:

rows:

SB2887 - P. Bailey - 02/10/20 - Referred to Senate Judiciary Committee.

3. **HB2188** **CRIMINAL LAW: Creates Class A misdemeanor for possession of certain controlled substances and drug paraphernalia when possessing a firearm.** Creates a Class A misdemeanor for possessing a firearm while also in possession of any Schedule I, II, III, or IV controlled substance or drug paraphernalia used in the production of those substances. Broadly captioned.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated March 6, 2020) Increase Local Expenditures - \$897,100/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: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/17/20 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, relative to unlawful carrying or possession of a weapon.

AG Opinion:

Last Action Date: 03/12/20

Cosponsors:

Position: Oppose

Priority:

Comment: TFA generally opposes any legislation that makes mere possession of a firearm an offense or enhancement. TFA does not generally oppose legislation that increases the penalty if the firearm is used to "further" the underlying crime.

rows:

SB2525 - R. Briggs - 02/10/20 - Referred to Senate Judiciary Committee.

5. **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:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- Executive Status:** Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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:** 03/12/20
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
SB2420 - P. Rose - 02/10/20 - Referred to Senate Judiciary Committee.
9. **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:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- 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; Tue 3/17/20 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:** 03/12/20
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
SB2893 - P. Bailey - 02/10/20 - Referred to Senate Judiciary Committee.

10. **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:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- 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; Tue 3/17/20 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:** 03/12/20
- 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.
11. **HB2102** **CRIMINAL LAW: Allows students to carry concealed firearms on campus.** Allows a student at a public institution of higher education to carry a concealed firearm on property owned, operated or controlled by the institution.
- Bricken
R.
- Amendment Summary:**
- Subcommittee Amendments:**
- Fiscal Note:** (Dated February 21, 2020) NOT SIGNIFICANT
- Intro Dates:** S: 02/06/20, H: 02/03/20
- Senate Status:** 03/12/20 - Set for Senate Education Committee 03/16/20.
- House Status:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- Executive Status:** Mon 3/16/20 1:30pm - Senate Hearing Rm I, Senate Education Committee; Tue 3/17/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Senate Education Committee ; House Constitutional Protections & Sentencing Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 49, relative to carrying of firearms on higher education campuses.
- AG Opinion:**
- Last Action Date:** 03/12/20
- Cosponsors:** Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Griffey, Bruce; Rep. Hill, Matthew; Rep. Hill, Timothy; Rep. Sexton, Jerry; Rep. VanHuss, James;
- Position:** Amend
- Priority:**
- Comment:** Bill should be amended to allow any permit holder to carry a firearm on any school grounds.
- rows:**
SB2288 - J. Bowling - 03/12/20 - Set for Senate Education Committee 03/16/20.

13. **HB560** **CRIMINAL LAW: Permits expunction of certain misdemeanors.** Permits the expunction of certain misdemeanor offenses not eligible under current law.
Camper
K.
- Amendment Summary:**
Subcommittee Amendments:
Fiscal Note: (Dated March 9, 2019) Increase State Revenue Exceeds \$160,000/TBI Exceeds \$416,000/District Attorney Expunction Fund Increase Local Revenue Exceeds \$320,000
Intro Dates: S: 02/06/19, H: 02/06/19
Senate Status: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
Executive Status: Wed 3/13/19 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 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 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: 03/12/20
Cosponsors: Rep. Hakeem, Yusuf;
Position:
Priority:
Comment:
rows:
SB506 - R. Akbari - 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
14. **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**
Stewart
M. **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.**
- 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: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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: 03/12/20
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.

15. **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.
- 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:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- 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; Tue 3/17/20 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:** 03/12/20
- Cosponsors:** Rep. Clemmons, John;
- Position:** Oppose
- Priority:**
- Comment:**
- rows:**
SB1010 - B. Gilmore - 02/11/19 - Referred to Senate Judiciary Committee.
18. **HB587** **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.
- Staples
R.
- Amendment Summary:**
- Subcommittee Amendments:**
- Fiscal Note:**
- Intro Dates:** S: 02/06/19, H: 02/06/19
- Senate Status:** 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
- House Status:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- Executive Status:** Tue 3/10/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/17/20 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 and Title 40, relative to expunction.
- AG Opinion:**
- Last Action Date:** 03/12/20
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
SB505 - R. Akbari - 03/12/20 - Set for Senate Judiciary Committee 03/17/20.

20. **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.

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: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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: 03/12/20

Cosponsors: Rep. Clemmons, John; Sen. Kyle, Sara;

Position:

Priority:

Comment:

rows:

SB2829 - K. Robinson - 02/10/20 - Referred to Senate Judiciary Committee.

21. **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.

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: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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: 03/12/20

Cosponsors: Rep. Clemmons, John; Sen. Kyle, Sara;

Position:

Priority:

Comment:

rows:

SB2830 - K. Robinson - 02/10/20 - Referred to Senate Judiciary Committee.

24. **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: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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: 03/12/20

Cosponsors: Rep. Hill, Timothy; Rep. Keisling, Kelly; 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.

25. **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 an 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: (Dated March 6, 2020) Increase Local Revenue Exceeds \$48,700/FY20-21 and Subsequent Years

Intro Dates: H: 02/06/20

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

House Status: 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.

Executive Status: Tue 3/10/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; Tue 3/17/20 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: 03/12/20

Cosponsors: Rep. Daniel, Martin;

Position:

Priority:

Comment:

rows:

SB2825 - R. Akbari - 02/10/20 - Referred to Senate Judiciary Committee.

This is the most permissive permitless carry bill of the three. Its provisions should be amended into the governor's bill if this one is not enacted independently

29. **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 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:** 03/12/20 - Senate passed with amendment 1 (015496), which 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.
- House Status:** 03/12/20 - Set for House Constitutional Protections & Sentencing Subcommittee 03/17/20.
- 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; Thu 3/12/20 8:30am - Senate Chamber, Senate Floor; Tue 3/17/20 4:30pm - House Hearing Rm II, House Constitutional Protections & Sentencing Subcommittee; House Constitutional Protections & Sentencing Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, 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:** 03/12/20
- Cosponsors:** Sen. Powers, Bill; Sen. Stevens, John;
- Position:** Support
- Priority:**
- Comment:**
- rows:**
SB2292 - J. Bowling - 03/12/20 - Senate passed with amendment 1 (015496), which 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.

Wed 3/18/20 8:00am - House Hearing Rm I, House Education Committee

The committee will have budget hearings by the State Board of Education and the University of Memphis. MEMBERS: CHAIR M. White (R); VICE CHAIR K. Haston (R); G. Johnson (D); J. Ragan (R); I. Rudder (R); J. Sexton (R); K. Vaughan (R); T. Weaver (R); J. Windle (D); C. Baum (R); D. Hawk (R); J. Clemmons (D); A. Parkinson (D); D. Moody (R); H. Love Jr. (D); D. Byrd (R); S. Cepicky (R); M. Cochran (R); J. Coley (R); J. Deberry Jr. (D); V. Dixie (D); B. Dunn (R); J. Hodges (D); C. Hurt (R) STAFF: Patrick Boggs, Research Analyst; Paul Marsh, Research Analyst PHONE: (615) 741-1100 ext. 44991 EMAIL: patrick.boggs@capitol.tn.gov

28. **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:** House Education Curriculum, Testing & Innovation Subcommittee amendment 1 (016583) requires the department of education in conjunction with the TWRA determine the earliest grade in which it is appropriate for students to receive gun safety instruction. Requires the departments to study all relevant data and risk factors in their determination. Requires LEAs and public charter schools, starting with the 2021-2022 school year, to provide annual age and grade appropriate gun safety instruction that begins at the earliest appropriate grade as determined by the departments. Establishes requirements for the education including how to avoid injury, to never a found firearm, to immediately notify an adult of the location of a found firearm, to not include live ammunition or firearms, and to be provided within one 15 minute period. Requires the department of education and TWRA to develop and approve the curriculum.
- Subcommittee Amendments:** CTI_Sub_03.10.20.pdf
- Fiscal Note:** (Dated February 4, 2020) NOT SIGNIFICANT
- Intro Dates:** S: 02/06/20, H: 02/06/20
- Senate Status:** 03/12/20 - Set for Senate Education Committee 03/16/20.
- House Status:** 03/12/20 - Set for House Education Committee 03/18/20.
- Executive Status:** Tue 3/10/20 12:00pm - House Hearing Rm IV, House Education Curriculum, Testing & Innovation Subcommittee; Mon 3/16/20 1:30pm - Senate Hearing Rm I, Senate Education Committee; Wed 3/18/20 8:00am - House Hearing Rm I, House Education Committee; Senate Education Committee ; House Education Committee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 6, relative to firearm safety instruction.
- AG Opinion:**
- Last Action Date:** 03/12/20
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
SB2209 - J. Johnson - 03/12/20 - Set for Senate Education Committee 03/16/20.

Wed 3/18/20 2:00pm - House Hearing Rm II, House Children & Families Subcommittee

Final Calendar. MEMBERS: CHAIR M. Littleton (R); M. Curcio (R); C. Johnson (R); J. Potts (D); I. Rudder (R) STAFF: John Gleason, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

11. **HB1873** **CRIMINAL LAW: Allows temporary removal of guns from at-risk owners.** Allows any family member, household member, intimate partner, or law enforcement officer who reasonably believes a person is at risk of harming others if in possession of a firearm to file an emergency order of protection against that person. Upon filing the petition, the courts can immediately issue an ex parte emergency protection order, which will prohibit the person from purchasing or owning a firearm during the time of the protective order. Requires a hearing to be held within 30 days of order's issuance at which time the court may dissolve or extend the protective order for up to one year. Creates a Class A misdemeanor for a violation of an emergency order of protection. Establishes other requirements for an emergency protection order. Broadly captioned.

Amendment Summary:**Subcommittee Amendments:****Fiscal Note:** (Dated January 29, 2020) Increase Local Expenditures - \$1,900/FY20-21 and Subsequent Years***Intro Dates:** S: 01/23/20, H: 01/27/20**Senate Status:** 01/27/20 - Referred to Senate Judiciary Committee.**House Status:** 03/12/20 - Set for House Children & Families Subcommittee 03/18/20.**Executive Status:** Wed 3/18/20 2:00pm - House Hearing Rm II, House Children & Families Subcommittee; Senate Judiciary Committee ; House Children & Families Subcommittee ;**Caption:** AN ACT to amend Tennessee Code Annotated, Title 36 and Title 39, relative to emergency protection orders.**AG Opinion:****Last Action Date:** 03/12/20**Cosponsors:** Rep. Clemmons, John;**Position:** Oppose**Priority:** 1 - Top-tier**Comment:** Extreme Risk Protection Order // Red Flag Law**rows:**

SB1807 - S. Kyle - 01/27/20 - Referred to Senate Judiciary Committee.

RED FLAG
bill

Wed 3/18/20 3:30pm - House Hearing Rm I, House Judiciary Committee

MEMBERS: CHAIR M. Curcio (R); J. Garrett (R); 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); D. Moody (R); B. Mitchell (D); M. Littleton (R); W. Lamberth (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. Hulseley (R); C. Johnson (R) STAFF: John Gleason, Research Analyst; James Held, Research Analyst PHONE: (615) 741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

4. **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:** 03/12/20 - Set for House Judiciary Committee 03/18/20.**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; Wed 3/18/20 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, relative to justification of force.**AG Opinion:****Last Action Date:** 03/12/20**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. Hulseley, 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.

13. **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: 03/10/20 - Senate Judiciary Committee deferred to 03/24/20.
House Status: 03/12/20 - Set for House Judiciary Committee 03/18/20.
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; Wed 3/18/20 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 13, relative to aggravated assault.
AG Opinion:
Last Action Date: 03/12/20
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 - 03/10/20 - Senate Judiciary Committee deferred to 03/24/20.
17. **HB134** **CRIMINAL LAW: Expunction of certain criminal records.** Permits filing of petitions for record expunctions after three years for misdemeanors and five years for felonies.
Love Jr.
H.
- Amendment Summary:** 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: 03/12/20 - Set for Senate Judiciary Committee 03/17/20.
House Status: 03/12/20 - Set for House Judiciary Committee 03/18/20.
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; Tue 3/17/20 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/18/20 3:30pm - House Hearing Rm I, House Judiciary Committee; Senate Judiciary Committee ; House Judiciary Committee ;
Caption: AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 32, Part 1, relative to the expunction of certain criminal records.
AG Opinion:
Last Action Date: 03/12/20
Cosponsors: Sen. Gilmore, Brenda; Sen. Kyle, Sara;
Position: Neutral
Priority:
Comment:
rows:
SB88 - R. Akbari - 03/12/20 - Set for Senate Judiciary Committee 03/17/20.

23. **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: 03/12/20 - Set for Senate Finance, Ways & Means Committee 03/17/20.

House Status: 03/12/20 - Set for House Judiciary Committee 03/18/20.

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; Tue 3/17/20 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 3/18/20 3:30pm - House Hearing Rm I, House Judiciary Committee Senate Finance, Ways & Means Committee ; House Judiciary Committee ;

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 70 and Title 71, relative to criminal justice.

AG Opinion:

Last Action Date: 03/12/20

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 - 03/12/20 - Set for Senate Finance, Ways & Means Committee 03/17/20.

30. **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: 03/12/20 - Set for House Judiciary Committee 03/18/20.

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; Wed 3/18/20 3:30pm - House Hearing Rm I, House Judiciary Committee; House Judiciary Committee ;

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

AG Opinion:

Last Action Date: 03/12/20

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.

Governor Lee's permitless carry bill -- needs significant amendments.

44. **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.

G. **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: 03/12/20 - Set for House Judiciary Committee 03/18/20.

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; Wed 3/18/20 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; Title 49 and Title 50, relative to firearms.

AG Opinion:

Last Action Date: 03/12/20

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.