



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Bill Status Report - March 12, 2021

SB15/HB7 HEALTH CARE: Powers of county mayor during a county-wide health emergency.

Sponsors: Sen. Bell, Mike , Rep. Zachary, Jason

Summary: Specifies that the county mayor has the authority to establish and implement health policies that affect the entire county during a county-wide health emergency. Directs the county health director, health officer, and board of health to provide advice to the mayor to develop the policies. Applies only in Shelby, Davidson, Knox, Hamilton, Sullivan, and Madison counties.

Amendment Summary: House amendment 1 to 1 (004445) amends provisions of Amendment 003975 to establish county boards of health act solely in advisory roles to county mayors during public health emergencies, as determined by the county mayor. House amendment 1 (003975) deletes and rewrites all language after the enacting clause such that the substantive changes: (1) establish statewide applicability; and (2) remove primacy prescribed to regulations of county boards of health over certain local ordinances.

Subcommittee Amendments: Health_Sub_02.24.21.pdf

Fiscal Note: (Dated December 1, 2020) NOT SIGNIFICANT

Intro Dates: S: 01/12/21, H: 01/12/21

Senate Status: 03/10/21 - Set for Senate Health & Welfare Committee 03/17/21.

House Status: 03/08/21 - House passed with amendment 1 to 1 (004445) and amendment 1 (003975). Amendment 1 to 1 amends provisions of Amendment 1 to establish county boards of health act solely in advisory roles to county mayors during public health emergencies, as determined by the county mayor. Amendment 1 deletes and rewrites all language after the enacting clause such that the substantive changes: (1) establish statewide applicability; and (2) remove primacy prescribed to regulations of county boards of health over certain local ordinances.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 5 and Title 68, Chapter 2, Part 6, relative to public health emergencies.

AG Opinion:

Cosponsors: Rep. Bricken, Rush; Rep. Carringer, Michele; Rep. Cepicky, Scott; Rep. Cochran, Mark; Rep. Faison, Jeremy; Rep. Gant, Ron; Rep. Garrett, Johnny ; Rep. Hall, Mark; Rep. Helton, Esther; Rep. Howell, Dan; Rep. Hurt, Chris; Rep. Lafferty, Justin; Rep. Lamberth, William; Rep. Littleton, Mary; Rep. Moody, Debra; Rep. Moon, Jerome; Rep. Ogles, Brandon; Rep. Ragan, John; Rep. Sherrell, Paul; Rep. Smith, Robin; Rep. Terry, Bryan; Rep. Todd, Chris; Rep. Weaver, Terri; Rep. White, Mark; Rep. Wright, Dave;

Effective Date:

Position:

Priority:

Task:

Comment:

SB19/HB864 CRIMINAL LAW: Assault against a first responder includes nurses.

Sponsors: Sen. Gilmore, Brenda , Rep. Chism, Jesse

Summary: Adds nurses to the assault against a first responder who is discharging or attempting to discharge official duties statute.

Amendment Summary:

Subcommittee Amendments:

Fiscal Note: (Dated January 26, 2021) NOT SIGNIFICANT

Intro Dates: S: 01/12/21, H: 02/10/21

Senate Status: 03/01/21 - Senate passed.

House Status: 03/11/21 - Set for House Criminal Justice Subcommittee 03/17/21.

Executive Status:

Public Chapter:

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

AG Opinion:

Cosponsors: Sen. Bailey, Paul; Sen. Briggs, Richard; Sen. Gardenhire, Todd; Sen. Niceley, Frank; Sen. Rose, Paul; Sen. Walley, Page; Sen. Watson, Bo; Sen. Yager, Ken;

Effective Date:

Position:

Priority:

Task:

Comment:

SB189/HB50 CRIMINAL LAW: 2021 Defense Doctrine.

Sponsors: Sen. Bowling, Janice , Rep. Ogles, Brandon

Summary: Expands definition of duress to include grave sexual abuse. Broadly captioned.

Amendment Summary: Senate Judiciary Committee amendment 1 (004664) changes a reference from the police officer standards and training commission to the peace officer standards and training commission. House Criminal Justice Subcommittee amendment 1 (003721) renames the bill as the "2020 Defense Doctrine." Changes a reference from the police officer standards and training commission to the peace officer standards and training commission.

Subcommittee Amendments: Criminal_Justice_Subcommittee_02.24.21.pdf

Fiscal Note: (Dated January 13, 2021) NOT SIGNIFICANT

Intro Dates: S: 02/08/21, H: 01/12/21

Senate Status: 03/11/21 - Set for Senate Floor 03/15/21.

House Status: 03/11/21 - Set for House Floor on 03/15/21.

Executive Status:

Public Chapter:

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

AG Opinion:

Cosponsors: Rep. Crawford, John; Rep. Griffey, Bruce; Rep. Lamar, London; Rep. Lamberth, William;

Effective Date:
Position:
Priority:
Task:
Comment:

SB262/HB1594 CRIMINAL LAW: Waives certain gun carry permit fees for retired military.

Sponsors: Sen. Niceley, Frank , Rep. Towns Jr., Joe
Summary: Waives an enhanced handgun carry permit's application fee for retired members of the military who are residents of the state. Broadly captioned.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: S: 02/08/21, H: 02/25/21
Senate Status: 02/10/21 - Referred to Senate Judiciary Committee.
House Status: 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.
Executive Status:
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to handgun carry permits.
AG Opinion:
Cosponsors:
Effective Date:
Position: Neutral
Priority:
Task:
Comment: While this is a popular topic for legislators, the fact is that bills like this do not waive any fees. Instead, these bills are shifting the costs of these programs and services to other applicants or taxpayers.

SB277/HB153 CRIMINAL LAW: Disposition of confiscated weapons.

Sponsors: Sen. Rose, Paul , Rep. Moody, Debra
Summary: Expands the type of equipment for which law enforcement agencies may exchange confiscated weapons to include any equipment suitable for use for legitimate law enforcement purposes.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note: (Dated January 12, 2021) NOT SIGNIFICANT
Intro Dates: S: 02/08/21, H: 01/13/21
Senate Status: 02/10/21 - Referred to Senate Judiciary Committee.
House Status: 03/11/21 - Set for House Criminal Justice Committee 03/17/21.
Executive Status:
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to disposition of confiscated weapons.
AG Opinion:
Cosponsors: Rep. Griffey, Bruce;
Effective Date:
Position:
Priority:
Task:
Comment:

SB318/HB18 CRIMINAL LAW: Open or concealed carrying of a firearm with the intent to go armed.

Sponsors: Sen. Hensley, Joey , Rep. Griffey, Bruce
Summary: 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. Converts existing defenses to be exceptions. Broadly captioned.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: S: 02/08/21, H: 01/12/21
Senate Status: 02/10/21 - Referred to Senate Judiciary Committee.
House Status: 03/10/21 - House Criminal Justice Committee recommended. Sent to House Finance.
Executive Status:
Public Chapter:
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:
Cosponsors: Sen. Bowling, Janice; Rep. Bricken, Rush; Rep. Calfee, Kent; Rep. Campbell, Scotty; Rep. Carr, Dale; Rep. Cepicky, Scott; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Faison, Jeremy; Rep. Farmer, Andrew; Rep. Garrett, Johnny ; Rep. Grills, Rusty; Rep. Hall, Mark; Rep. Hulsey, Bud; Rep. Kumar, Sabi; Rep. Lamberth, William; Rep. Littleton, Mary; Rep. Lynn, Susan; Sen. Pody, Mark; Rep. Rudd, Tim ; Rep. Rudder, Iris; Rep. Russell, Lowell; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. Smith, Robin; Rep. Terry, Bryan; Rep. Todd, Chris; Rep. Warner, Todd; Rep. Weaver, Terri;
Effective Date:
Position: Support
Priority: 1 - Top-tier
Task:
Comment: This is a constitutional carry bill and is a refiled version of one pending in 2020. It would improve current law by creating an exception to a criminal charge.

SB404/HB412 PROFESSIONS & LICENSURE: Retired law enforcement officers - private protective services.

Sponsors: Sen. Haile, Ferrell , Rep. Jernigan, Darren
Summary: Permits a retired law enforcement officer who is authorized to carry a firearm in the same manner as an active law enforcement officer to provide private security services without completing the required firearms training. Broadly captioned.
Amendment
Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: S: 02/08/21, H: 02/08/21

Senate Status: 02/10/21 - Referred to Senate Judiciary Committee.

House Status: 03/09/21 - House Civil Justice Subcommittee deferred to 03/23/21.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 38 and Title 62, Chapter 35, relative to retired law enforcement officers.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB434/HB477 CRIMINAL LAW: Off duty law enforcement officers carrying firearms into certain locations.

Sponsors: Sen. Rose, Paul , Rep. White, Mark

Summary: Clarifies that a law enforcement officer is not prohibited from carrying a firearm into certain locations regardless of whether the officer is on or off duty. Clarifies that the exemption to the ban on weapons in parks and other similar places for a law enforcement officer applies regardless of whether the officer is on duty. Requires signage in such places to state, "All law enforcement officers are exempt."

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 4, 2021) NOT SIGNIFICANT

Intro Dates: S: 02/08/21, H: 02/08/21

Senate Status: 02/10/21 - Referred to Senate Judiciary Committee.

House Status: 03/09/21 - Taken off notice in House Civil Justice Subcommittee.

Executive Status:

Public Chapter:

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

AG Opinion:

Cosponsors: Rep. Moon, Jerome;

Effective Date:

Position: Amend

Priority:

Task:

Comment: The TN Supreme Court has held that off duty officers are not special classes of citizens but are simply citizens when not engaged in the official discharge of duties. TFA would prefer to see this bill amended to make clear that those citizens who have the "enhanced permits" are at a minimum given the same scope to carry that other citizens - who happen to be law enforcement officers when "on the job" - have.

SB456/HB43 CRIMINAL LAW: Prohibits law enforcement surveillance on private property.

Sponsors: Sen. Bell, Mike , Rep. Faison, Jeremy

Summary: Prohibits law enforcement from entering private property to engage in surveillance or set up surveillance equipment unless the officer has obtained a search warrant or a judicially recognized exception to the warrant requirement exists. Broadly captioned.

Amendment Summary: House Criminal Justice Subcommittee amendment 1 (004387) allows law enforcement officers to enter private property to engage in electronic surveillance if they have obtained consent from the landowner or tenant of the property in the last year. Establishes that this legislation does not limit evidence collected from privately controlled monitoring devices, equipment worn by law enforcement officers or installed on law enforcement vehicles.

Subcommittee Criminal_Justice_Subcommittee_03.10.21.pdf

Amendments:

Fiscal Note: (Dated January 11, 2021) NOT SIGNIFICANT

Intro Dates: S: 02/10/21, H: 01/12/21

Senate Status: 02/11/21 - Referred to Senate Judiciary Committee.

House Status: 03/10/21 - House Criminal Justice Subcommittee recommended with amendment 1 (004387). Sent to full committee.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, relative to surveillance of private property.

AG Opinion:

Cosponsors: Rep. Grills, Rusty;

Effective Date:

Position: Support

Priority: 2 - Second-tier

Task:

Comment:

SB543/HB661 CRIMINAL LAW: Audit of handgun permit application fees.

Sponsors: Sen. Powers, Bill , Rep. Mannis, Eddie

Summary: Deletes requirement that the comptroller of the treasury must conduct an annual audit of the TBI regarding the bureau's receipt and use of the \$15 portion of the handgun carry permit application fee to be used exclusively for updating and maintaining the fingerprint criminal history database.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 9, 2021) NOT SIGNIFICANT

Intro Dates: S: 02/10/21, H: 02/10/21

Senate Status: 03/08/21 - Senate passed.

House Status: 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to the audit of handgun permit application fees.

AG Opinion:

Cosponsors:

Effective Date:

Position: Neutral

Priority:

Task:

Comment: Bill, as filed, would require annual audit of TDOS financial records to make sure that the \$15 added to the handgun permit is used for purposes set forth in TCA 39-17-1351(p)

SB551/HB761 TAXES SALES: Sales and use tax exemption on purchases of gun safes and gun safety devices.

Sponsors: Sen. Kyle, Sara , Rep. Sparks, Mike

Summary: Creates a sales and use tax exemption for purchases of gun safes and gun safety devices. Defines "gun safe" as a locking enclosure designed for the secure storage of one or more firearms. Defines "gun safety device" as a device installed on a firearm that allows the user to program the firearm to only operate for specific persons.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 9, 2021) Decrease State Revenue Net Impact \$321,300/FY21-22 and Subsequent Years Decrease Local Revenue Net Impact \$131,100/FY21-22 and Subsequent Years

Intro Dates: S: 02/10/21, H: 02/10/21

Senate Status: 03/09/21 - Senate Finance Revenue Subcommittee returned to full committee with a negative recommendation.

House Status: 02/20/21 - Referred to House Finance, Ways & Means Subcommittee.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 6, relative to taxation of gun safes and gun safety devices.

AG Opinion:

Cosponsors:

Effective Date:

Position: Support

Priority: 2 - Second-tier

Task:

Comment: This bill, as filed, would exempt gun safes and storage from sales and use taxes.

SB647/HB1393 CRIMINAL LAW: Restoration of suffrage with a plan to pay restitution.

Sponsors: Sen. Robinson, Katrina , Rep. Shaw, Johnny

Summary: Allows persons to be eligible to apply for a voter registration card and have their right to suffrage restored if they have agreed on a plan to pay the full amount of required restitution in installments and is current on their payments. Broadly captioned.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: S: 02/10/21, H: 02/24/21

Senate Status: 03/10/21 - Set for Senate Judiciary Committee 03/16/21.

House Status: 03/01/21 - Referred to House Criminal Justice Subcommittee.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 40, relative to restoration of rights of citizenship.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB675/HB888 CRIMINAL LAW: Fees for expunction.

Sponsors: Sen. Haile, Ferrell , Rep. Curcio, Michael

Summary: Allows a clerk to charge a fee of less than \$100 for expunction. Expands the offenses for which expunction is permitted.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: S: 02/10/21, H: 02/11/21

Senate Status: 02/11/21 - Referred to Senate Judiciary Committee.

House Status: 03/11/21 - Set for House Criminal Justice Subcommittee 03/17/21.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Section 8- 21-401 and Title 40, relative to expunction.

AG Opinion:

Cosponsors: Rep. Doggett, Clay; Rep. Lamberth, William;

Effective Date:

Position:

Priority:

Task:

Comment:

SB747/HB79 GOVERNMENT REGULATION: UAPA - payment of expenses incurred during proceedings related to contested cases.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William

Summary: Requires a party issued a notice of violation by an agency to prevail on the merits of all allegations in the notice at the contested case hearing in order to recover reasonable costs from the agency. Requires a hearing officer or administrative law judge to set forth in writing facts upon which certain determinations are based. Requires parties seeking judicial review of certain agency decisions to cover reasonable costs of the review, including costs for the time, travel, and lodging of the office of the attorney general, court reporter and transcript costs, and court costs.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated January 7, 2021) NOT SIGNIFICANT
Intro Dates: S: 02/10/21, H: 01/12/21
Senate Status: 03/10/21 - Set for Senate Government Operations Committee 03/17/21.
House Status: 01/13/21 - Referred to House Government Operations Committee.
Executive Status:
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Section 4- 5-325 and Section 63-1-144, relative to payment of expenses incurred during proceedings related to contested cases.
AG Opinion:
Cosponsors: Rep. Gant, Ron; Rep. Ramsey, Bob; Sen. Roberts, Kerry;
Effective Date:
Position: Oppose
Priority:
Task:
Comment: TFA opposes legislation which would shift costs to the citizens involved in administrative hearings involving government agencies. Such legislation can be the "camel's nose under the tent" and lead to fee shifting in administrative matters involving permit holders, FFL's and even gun ranges.

SB765/HB786 CRIMINAL LAW: Handgun carry permits and offenses involving handguns.

Sponsors: Sen. Johnson, Jack , Rep. Lamberth, William
Summary: Creates an exemption for unlawful carrying of a firearm if the person meets the qualifications for an enhanced handgun carry permit, lawfully possesses the handgun and is in a place where they have a right to be. Clarifies that a person who has a valid enhanced handgun carry permit, a concealed handgun carry permit or lawfully carries a handgun is allowed to transport and store a firearm and ammunition in their vehicle. Changes the requirements for carrying a handgun carry permit to only being required to do so when carrying a handgun in a location or manner that would otherwise be prohibited if not for the person's status as a permit holder. Upgrades the charge of theft of a firearm from a class A misdemeanor to a class E felony for thefts valued at less than \$2,500. Changes the sentence for theft of a firearm from no less than 30 days confinement to no less than 180 days confinement. Allows the court to consider if an offense involved the theft of a firearm from a motor vehicle as a sentence enhancement factor. Establishes that for certain firearms offenses there is to be no release eligibility before the offender serves 85 percent of their sentence. Part of Administration Package.
Amendment Summary: Senate Judiciary Committee amendment 1 (004122) Deletes and adds language to the original bill such that any person at least 21 years old or at least 18 years old and is a member of or honorably discharged or retired from the United States Armed Forces or any National Guard or Reserves is exempt from the offense of open or concealed carrying of a firearm with the intent to go armed if legally in possession and not prohibited from carrying a firearm. Creates a Class B misdemeanor offense for a person to carry a handgun who has been convicted of stalking, aggravated stalking, or especially aggravated stalking, convicted of two or more DUIs within the last ten years or one within the last five years. Creates a Class B misdemeanor offense for a person to carry a handgun who has been adjudicated as a mental defective, judicially committed to or hospitalized in a mental institution or has had a court appoint a conservator for the person by reason of a mental defect. House Criminal Justice Committee amendment 1 (003738) establishes that those who are at least 21 years of age and those who are at least 18 years of age and have served in the military are eligible to carry a handgun without a permit in certain situations. House Criminal Justice Committee amendment 2 (004089) establishes that it is a class B misdemeanor to carry a firearm after being convicted of certain offenses, being adjudicated as mentally defective or being prohibited from carrying a firearm in federal statute.
Subcommittee Amendments: Criminal_Justice_Subcommittee_03.03.21.pdf
Fiscal Note:
Intro Dates: S: 02/10/21, H: 02/10/21
Senate Status: 03/10/21 - Set for Senate Finance, Ways & Means Committee 03/16/21.
House Status: 03/11/21 - Set for House Finance, Ways & Means Subcommittee 03/17/21.
Executive Status:
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 14, Part 1; Title 39, Chapter 17, Part 13 and Title 40, Chapter 35, relative to firearms.
AG Opinion:
Cosponsors: Sen. Bell, Mike; Rep. Faison, Jeremy; Rep. Gant, Ron; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Halford, Curtis; Rep. Russell, Lowell; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. Terry, Bryan;
Effective Date:
Position: Neutral
Priority: 1 - Top-tier
Task:
Comment: This bill appears to be the refiled version of the Governor's crime package from 2020 that had in it provisions which would create an "exception" to a charge of illegal possession if a) meets the qualifications for obtaining a state enhanced handgun permit (i.e., this does not apply to all who can legally possess a firearm), b) the person lawfully possess the handgun and c) the person is in a place where they have a right to be.

SB855/HB603 CRIMINAL LAW: Carrying of handguns in public park.

Sponsors: Sen. Bowling, Janice , Rep. Calfee, Kent
Summary: Authorizes handgun carry permit holders to carry handguns within a public park. Broadly captioned.
Amendment Summary:
Subcommittee Amendments:
Fiscal Note: (Dated February 8, 2021) NOT SIGNIFICANT
Intro Dates: S: 02/11/21, H: 02/10/21
Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.
House Status: 03/09/21 - Referred to House Civil Justice Subcommittee.
Executive Status:
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Section 10-7-504; Section 33-6-413; Section 38-8-116; Title 39; Title 40; Title 49; Title 50; Section 58-1- 112 and Title 70, relative to firearms.
AG Opinion:
Cosponsors: Rep. Griffey, Bruce; Rep. Ragan, John;
Effective Date:
Position: Neutral
Priority:
Task:
Comment: As written, the bill appears to be a technical cleanup of the public parks restrictions on permit holders.

SB890/HB1018 CRIMINAL LAW: Criminal history check every four years for persons issued a concealed handgun carry permit.

Sponsors: Sen. Stevens, John , Rep. Halford, Curtis
Summary: Requires the department of safety to do a name-based criminal history record check on concealed handgun carry permit holders every 4 years after they obtain the permit and revoke individuals' permits if they violate state or federal law prohibiting them from carrying a firearm.
Amendment Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates:

S: 02/11/21, H: 02/11/21

Senate Status:

02/22/21 - Referred to Senate Judiciary Committee.

House Status:

03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.

Executive Status:

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to concealed handgun carry permits.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB896/HB1186 ESTATES & TRUSTS: Makes various changes to laws regarding trusts.

Sponsors:

Sen. Stevens, John , Rep. Garrett, Johnny

Summary:

Specifies that in cases where the total amount of money and property received in a distribution is equal to or less than twenty percent it is not a partial liquidation. Places administration of a trust under the purview of state laws. Expands matters a nonjudicial settlement agreement can resolve to include trust protectors or trust advisors and approval of investment decisions. Makes exemptions for powers of the trust protector or advisor (12 pp.).

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates:

S: 02/11/21, H: 02/22/21

Senate Status:

02/22/21 - Referred to Senate Judiciary Committee.

House Status:

03/11/21 - Set for House Children & Family Affairs Subcommittee 03/17/21.

Executive Status:

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 35, relative to trusts.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB946/HB1321 CRIMINAL LAW: Reckless endangerment definition and punishment.

Sponsors:

Sen. Kyle, Sara , Rep. Hardaway, G.A.

Summary:

Specifies that the offense of reckless endangerment applies to actions committed by multiple people as well as individuals. Establishes that motor vehicles are deadly weapons for the purpose of reckless endangerment. Specifies that reckless endangerment in a group of two or more people, from within a motor vehicle or into a motor vehicle is a class C felony that is punishable by the revocation of the person's driver's license for five years. Allows the court to sentence someone guilty of reckless endangerment with a deadly weapon to anger management classes. Establishes a sentence enhancement for acts of reckless endangerment found to be acts of community terrorism. Defines "community terrorism" as an offense committed against a population by members of a criminal gang that regularly engages in gang-related conduct.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

(Dated March 5, 2021) Increase State Expenditures \$29,300 Incarceration*

Intro Dates:

S: 02/11/21, H: 02/22/21

Senate Status:

02/22/21 - Referred to Senate Judiciary Committee.

House Status:

03/11/21 - Set for House Criminal Justice Subcommittee 03/17/21.

Executive Status:

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 40, Chapter 35, relative to reckless endangerment.

AG Opinion:

Cosponsors:

Rep. Griffey, Bruce;

Effective Date:

Position:

Priority:

Task:

Comment:

SB1003/HB26 CRIMINAL LAW: Changes qualifications for disqualifying use of force in self-defense.

Sponsors:

Sen. Jackson, Ed , Rep. Todd, Chris

Summary:

Changes the parameters of disqualifying actions from "unlawful activity" to "conduct that would constitute a felony or Class A misdemeanor" in justifying use of force in self-defense.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

(Dated December 10, 2020) NOT SIGNIFICANT

Intro Dates:

S: 02/11/21, H: 01/12/21

Senate Status:

02/22/21 - Referred to Senate Judiciary Committee.

House Status:

03/11/21 - Set for House Criminal Justice Subcommittee 03/17/21.

Executive Status:

Public Chapter:

Caption:

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

AG Opinion:

Cosponsors:

Rep. Alexander, Rebecca; Rep. Calfee, Kent; Rep. Doggett, Clay; Rep. Garrett, Johnny ; Rep. Williams, Ryan;

Effective Date:

Position:

Support

Priority:

Task:

Comment: TFA supports this bill but would like to see it amended to eliminate inclusion of any misdemeanor matters or nonviolent felonies.

SB1148/HB25 CRIMINAL LAW: Allows stay of proceedings in certain cases of use of force.

Sponsors: Sen. White, Dawn , Rep. Todd, Chris

Summary: Allows a person who uses justifiable force against another to request a stay of proceedings until the criminal investigation concludes. Allows for an immunity hearing. Broadly captioned.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated December 15, 2020) NOT SIGNIFICANT

Intro Dates: S: 02/11/21, H: 01/12/21

Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.

House Status: 03/11/21 - Set for House Civil Justice Committee 03/17/21.

Executive Status:

Public Chapter:

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

AG Opinion:

Cosponsors: Rep. Calfee, Kent; Rep. Doggett, Clay; Rep. Garrett, Johnny ; Rep. Griffey, Bruce; Rep. Grills, Rusty; Sen. Jackson, Ed; Rep. Williams, Ryan;

Effective Date:

Position: Support

Priority: 1 - Top-tier

Task:

Comment: If has an existing civil immunity statute but it needs important improvements. This bill brings substantial improvements that existing statute. This is a bill that was refiled from 2020.

SB1184/HB981 CRIMINAL LAW: Punishment for reckless endangerment with a deadly weapon.

Sponsors: Sen. Jackson, Ed , Rep. Gillespie, John

Summary: Establishes that reckless endangerment by discharging a firearm from within a motor vehicle during a road rage incident is a class D felony. Defines "road rage incident" as aggressive behavior of a driver towards another driver or drivers on a public road, includes menacing, gestures, yelling, honking excessively and throwing objects.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated March 4, 2021) Increase State Expenditures \$14,100 Incarceration*

Intro Dates: H: 02/11/21

Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.

House Status: 03/11/21 - Set for House Criminal Justice Subcommittee 03/17/21.

Executive Status:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 55, Chapter 10, Part 2, relative to reckless endangerment.

AG Opinion:

Cosponsors: Rep. Griffey, Bruce; Rep. Thompson, Dwayne;

Effective Date:

Position:

Priority:

Task:

Comment:

SB1333/HB899 JUDICIARY: Creates civil action against government entity that violates a person's right to bear arms.

Sponsors: Sen. Hensley, Joey , Rep. Doggett, Clay

Summary: Establishes that it is a violation of an individual's civil rights for a government entity or official to infringe or deny an individual's rights to carry a firearm as established in the United States and Tennessee constitutions. Clarifies that it is not a violation of rights for a government entity or official to enforce laws within their scope unless the law has been found to violate either the United States or Tennessee constitutions. Establishes that violation of this is cause for civil action against the county, can be punished as official oppression and can be grounds for an ouster.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: H: 02/11/21

Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.

House Status: 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.

Executive Status:

Public Chapter:

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

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB1334/HB902 CRIMINAL LAW: Department of safety annual report on handgun carry permits provided electronically.

Sponsors: Sen. Hensley, Joey , Rep. Doggett, Clay

Summary: Authorizes the department of safety to provide its annual report on handgun carry permits to the members of the general assembly electronically. Broadly captioned.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated February 12, 2021) NOT SIGNIFICANT

Intro Dates: H: 02/11/21
 Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.
 House Status: 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.
 Executive Status:
 Public Chapter:
 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 weapons.
 AG Opinion:
 Cosponsors:
 Effective Date:
 Position:
 Priority:
 Task:
 Comment:

SB1335/HB928 CRIMINAL LAW: Tennessee Second Amendment Sanctuary Act.

Sponsors: Sen. Hensley, Joey , Rep. Campbell, Scotty
 Summary: Enacts the "Tennessee Second Amendment Sanctuary Act," which declares any federal law, treaty, executive order or other regulation that violates the Second Amendment of the United States Constitution null and unenforceable in the state. Prohibits the state and all political subdivisions from using public resources to enforce, administer or cooperate with the enforcement of any such regulation. Broadly captioned.

Amendment
 Summary:
 Subcommittee
 Amendments:
 Fiscal Note:
 Intro Dates: H: 02/11/21
 Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.
 House Status: 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.
 Executive Status:
 Public Chapter:
 Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 38 and Title 39, relative to the Tennessee Second Amendment Sanctuary Act.
 AG Opinion:
 Cosponsors: Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Reedy, Jay;
 Effective Date:
 Position:
 Priority:
 Task:
 Comment:

SB1391/HB1388 CRIMINAL LAW: Unlawful carrying or possession of a weapon.

Sponsors: Sen. Bowling, Janice , Rep. Todd, Chris
 Summary: Specifies that the offense of carrying a firearm or club is only an offense if the person has previously been convicted of a violent felony, a felony involving a deadly weapon or a felony drug offense. Establishes that the offense is a class B felony for those convicted of violent felonies or felonies involving a deadly weapon and a class C felony for those convicted of a felony drug offense. Establishes that possession of a firearm is a class E felony if the person has previously been convicted of a felony. Deletes provisions regarding legal defenses to unlawful possession or carrying of a weapon.

Amendment
 Summary:
 Subcommittee
 Amendments:
 Fiscal Note: (Dated March 11, 2021) Decrease State Revenue \$2,676,500/FY21-22 and Subsequent Years/ Handgun Permit Division \$594,600/FY21-22 and Subsequent Years/ Tennessee Bureau of Investigation Decrease State Expenditures \$72,300/FY21-22 and Subsequent Years/ Handgun Permit Division \$313,700/FY21-22 and Subsequent Years/ Tennessee Bureau of Investigation Decrease Local Revenue \$203,300/FY21-22 and Subsequent Years
 Intro Dates: H: 02/24/21
 Senate Status: 02/22/21 - Referred to Senate Judiciary Committee.
 House Status: 03/11/21 - Set for House Criminal Justice Subcommittee 03/17/21.
 Executive Status:
 Public Chapter:
 Caption: AN ACT to amend Tennessee Code Annotated, Title 39, relative to the carrying of weapons.
 AG Opinion:
 Cosponsors: Rep. Grills, Rusty; Rep. Weaver, Terri;
 Effective Date:
 Position:
 Priority:
 Task:
 Comment:

SB1608/HB159 CRIMINAL LAW: Personal Privacy Protection Act.

Sponsors: Sen. Bailey, Paul , Rep. Williams, Ryan
 Summary: Prohibits public agencies from requiring an individual, 501(c)s, or contractors with the agency to provide personal information. Establishes protections for personal information confidential and not an open record. Creates a civil cause of action and criminal offense for violations. Broadly captioned.
 Amendment
 Summary:
 Subcommittee
 Amendments:
 Fiscal Note: (Dated January 13, 2021) NOT SIGNIFICANT
 Intro Dates: H: 01/14/21
 Senate Status: 03/10/21 - Set for Senate State & Local Government Committee 03/16/21.
 House Status: 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.
 Executive Status:
 Public Chapter:
 Caption: AN ACT to amend Tennessee Code Annotated, Title 2; Title 3; Title 4; Title 5; Title 6; Title 7; Title 10; Title 12; Title 39; Title 40 and Title 41, relative to privacy.
 AG Opinion:
 Cosponsors: Rep. Todd, Chris;
 Effective Date:
 Position: Neutral
 Priority:
 Task:

Comment:

SJR1 JUDICIARY: Constitutional amendment - selection of attorney general and reporter.

Sponsors: Sen. Yager, Ken ,
Summary: Proposes amendment to Article VI, Section 5 of the state constitution to provide for the selection of the attorney general and reporter for the state with nomination by the supreme court and confirmation by the general assembly.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated January 26, 2021) Increase Local Expenditures Up to \$10,000/FY22-23*

Intro Dates: S: 01/12/21

Senate Status: 03/08/21 - Senate adopted on third reading.

House Status:

Executive Status:

Public Chapter:

Caption:

AG Opinion:

Cosponsors:

Effective Date:

Position: Oppose

Priority: 2 - Second-tier

Task:

Comment: TFA does not support the concept of an appointed attorney general even as proposed in this legislation. TFA supports and calls for the enactment of laws that allow the people of this state to elect an attorney general (or similar office) to ensure that the loyalty of such individual and office is first to the people of the state of Tennessee.

SJR10 JUDICIARY: Constitutional amendment - powers of governor during a disability.

Sponsors: Sen. Massey, Becky ,
Summary: Proposes an amendment to Article II and Article III of the Constitution of Tennessee, relative to provide for the exercise of the powers and duties of the governor during disability.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note: (Dated January 26, 2021) Increase Local Expenditures Up to \$10,000/FY22-23*

Intro Dates: S: 01/12/21

Senate Status: 03/04/21 - Senate adopted on third reading.

House Status: 03/11/21 - Set for House Public Service Subcommittee 03/17/21.

Executive Status:

Public Chapter:

Caption:

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment: