



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Calendar Report March 12, 2021

Bills on notice for hearing starting March 15

Mon 3/15/21 4:00pm - Senate Chamber, Senate Floor

5. **SB189** **CRIMINAL LAW: 2021 Defense Doctrine.** Expands definition of duress to include grave sexual abuse. Broadly captioned.
Bowling
J.
- 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. Wed 2/17/21 5:00pm - CANCELED, House Criminal Justice Subcommittee; Wed 2/24/21 5:00pm - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/3/21 3:30pm - House Hearing Rm II, House Criminal Justice Committee; Tue 3/9/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Thu 3/11/21 8:30am - House Hearing Rm I, House Calendar & Rules Committee; Mon 3/15/21 4:00pm - Senate Chamber, Senate Floor; Senate Floor ; House Floor ;
- 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:**
- rows:**
HB50 - B. Ogles - 03/11/21 - Set for House Floor on 03/15/21.

Tue 3/16/21 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

The committee will have a budget hearing by the TN Department of Revenue. They will also have an expansion request by the TN Department of Human Services. MEMBERS: CHAIR B. Watson (R); VICE CHAIR J. Stevens (R); 2ND VICE CHAIR J. Hensley (R); T. Gardenhire (R); B. Gilmore (D); F. Haile (R); J. Johnson (R); J. Lundberg (R); D. White (R); K. Yager (R); J. Yarbro (D) PHONE: 615-741-6620 EMAIL: john.kerr@capitol.tn.gov

1. SB765 **CRIMINAL LAW: Handgun carry permits and offenses involving handguns.** 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.

Johnson
J.

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. Wed 2/24/21 5:00pm - House Hearing Rm II, House Criminal Justice Subcommittee; Tue 3/2/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/3/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/10/21 3:30pm - House Hearing Rm II, House Criminal Justice Committee; Tue 3/16/21 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 3/17/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Senate Finance, Ways & Means Committee; House Finance, Ways & Means Subcommittee;

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.

rows:
HB786 - W. Lamberth - 03/11/21 - Set for House Finance, Ways & Means Subcommittee 03/17/21.

Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee

MEMBERS: CHAIR A. Farmer (R); M. Carter (R); J. Clemmons (D); M. Curcio (R); J. Garrett (R); B. Griffey (R); B. Ogles (R); A. Parkinson (D); B. Ramsey (R) PHONE: 615-741-1100 ext. 45087 EMAIL: ben.voytas@capitol.tn.gov

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

Halford C.

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. Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate Judiciary Committee; House Civil Justice Subcommittee;

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:

rows:
SB890 - J. Stevens - 02/22/21 - Referred to Senate Judiciary Committee.

5. **HB159** **CRIMINAL LAW: Personal Privacy Protection Act.** 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.
 Williams
 R.
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. Tue 3/9/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Tue 3/9/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/16/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate State & Local Government Committee ; House Civil Justice Subcommittee ;
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:
rows:
 SB1608 - P. Bailey - 03/10/21 - Set for Senate State & Local Government Committee 03/16/21.
6. **HB1594** **CRIMINAL LAW: Waives certain gun carry permit fees for retired military.** Waives an enhanced handgun carry permit's application fee for retired members of the military who are residents of the state. Broadly captioned.
 Towns Jr.
 J.
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. Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate Judiciary Committee ; House Civil Justice Subcommittee ;
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.
rows:
 SB262 - F. Niceley - 02/10/21 - Referred to Senate Judiciary Committee.
9. **HB899** **JUDICIARY: Creates civil action against government entity that violates a person's right to bear arms.** 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.
 Doggett
 C.
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. Tue 3/9/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate Judiciary Committee ; House Civil Justice Subcommittee ;
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 54 and Title 8, Chapter 47, relative to the Tennessee Firearms Freedom Act.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:
rows:
 SB1333 - J. Hensley - 02/22/21 - Referred to Senate Judiciary Committee.

10. **HB902** **CRIMINAL LAW: Department of safety annual report on handgun carry permits provided electronically.** Authorizes the department of safety to provide its annual report on handgun carry permits to the members of the general assembly electronically. Broadly captioned.
 Doggett
 C.
- 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. Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate Judiciary Committee ; House Civil Justice Subcommittee ;
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:
rows:
 SB1334 - J. Hensley - 02/22/21 - Referred to Senate Judiciary Committee.
11. **HB661** **CRIMINAL LAW: Audit of handgun permit application fees.** Deletes requirement that the comptroller of the treasury must conduct an annual audit of 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.
 Mannis E.
- 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. Tue 3/2/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 3/9/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Mon 3/8/21 4:00pm - Senate Chamber, Senate Consent 2; Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; House Civil Justice Subcommittee ;
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)
rows:
 SB543 - B. Powers - 03/08/21 - Senate passed.
15. **HB928** **CRIMINAL LAW: Tennessee Second Amendment Sanctuary Act.** 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.
 Campbell
 S.
- 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. Tue 3/9/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate Judiciary Committee ; House Civil Justice Subcommittee ;
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:
rows:
 SB1335 - J. Hensley - 02/22/21 - Referred to Senate Judiciary Committee.

Tue 3/16/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee

The committee will have budget hearings by the TN Department of Military and the TN Department of Correction. MEMBERS: CHAIR R. Briggs (R); VICE CHAIR T. Gardenhire (R); 2ND VICE CHAIR P. Walley (R); E. Jackson (R); B. Kelsey (R); S. Kyle (D); B. Powers (R); K. Yager (R); J. Yarbro (D) PHONE: 615-741-7891 EMAIL: rhhett.pratt@capitol.tn.gov

2. **SB1608** **CRIMINAL LAW: Personal Privacy Protection Act.** 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.

Bailey P.

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. Tue 3/9/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Tue 3/9/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/16/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Senate State & Local Government Committee ; House Civil Justice Subcommittee ;

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:

rows:

HB159 - R. Williams - 03/11/21 - Set for House Civil Justice Subcommittee 03/16/21.

Tue 3/16/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee

MEMBERS: CHAIR M. Bell (R); VICE CHAIR D. White (R); 2ND VICE CHAIR P. Rose (R); T. Gardenhire (R); S. Kyle (D); J. Lundberg (R); K. Roberts (R); K. Robinson (D); J. Stevens (R) PHONE: 615-741-7821 EMAIL: matthew.cook@capitol.tn.gov

12. **SB647** **CRIMINAL LAW: Restoration of suffrage with a plan to pay restitution.** 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.

Robinson K.

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. Tue 3/16/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

HB1393 - J. Shaw - 03/01/21 - Referred to House Criminal Justice Subcommittee.

Wed 3/17/21 8:30am - Senate Hearing Rm I, Senate Government Operations Committee

MEMBERS: CHAIR K. Roberts (R); VICE CHAIR E. Jackson (R); 2ND VICE CHAIR J. Bowling (R); M. Bell (R); H. Campbell (D); R. Crowe (R); S. Kyle (D); M. Pody (R); P. Rose (R) PHONE: 615-741-3642 EMAIL: jonathan.springer@capitol.tn.gov

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

Johnson J.

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. Wed 3/17/21 8:30am - Senate Hearing Rm I, Senate Government Operations Committee; Senate Government Operations Committee ; House Government Operations Committee ;

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.

rows:

HB79 - W. Lamberth - 01/13/21 - Referred to House Government Operations Committee.

Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee

MEMBERS: CHAIR C. Doggett (R); B. Beck (D); M. Curcio (R); A. Farmer (R); B. Griffey (R); G. Hardaway (D); D. Howell (R); W. Lamberth (R); D. Moody (R); L. Russell (R); J. Sexton (R) PHONE: 615-741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

11. **HB26** **CRIMINAL LAW: Changes qualifications for disqualifying use of force in self-defense.** 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.
Todd C.
- 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. Wed 3/10/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
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.
rows:
SB1003 - E. Jackson - 02/22/21 - Referred to Senate Judiciary Committee.
12. **HB1388** **CRIMINAL LAW: Unlawful carrying or possession of a weapon.** 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.
Todd C.
- 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. Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
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:
rows:
SB1391 - J. Bowling - 02/22/21 - Referred to Senate Judiciary Committee.
16. **HB981** **CRIMINAL LAW: Punishment for reckless endangerment with a deadly weapon.** 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.
Gillespie J.
- 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. Wed 3/10/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
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:
rows:
SB1184 - E. Jackson - 02/22/21 - Referred to Senate Judiciary Committee.

24. **HB864** **CRIMINAL LAW: Assault against a first responder includes nurses.** Adds nurses to the assault against a first responder who is discharging or attempting to discharge official duties statute.
 Chism J.
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. Tue 2/23/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Mon 3/1/21 4:00pm - Senate Chamber, Senate Floor; Wed 3/10/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; House Criminal Justice Subcommittee ;
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:
rows:
 SB19 - B. Gilmore - 03/01/21 - Senate passed.
36. **HB888** **CRIMINAL LAW: Fees for expunction.** Allows a clerk to charge a fee of less than \$100 for expunction. Expands the offenses for which expunction is permitted.
 Curcio M.
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. Wed 3/3/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/10/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
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:
rows:
 SB675 - F. Haile - 02/11/21 - Referred to Senate Judiciary Committee.
47. **HB1321** **CRIMINAL LAW: Reckless endangerment definition and punishment.** 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.
 Hardaway G.
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. Wed 3/10/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/17/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Senate Judiciary Committee ; House Criminal Justice Subcommittee ;
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:
rows:
 SB946 - S. Kyle - 02/22/21 - Referred to Senate Judiciary Committee.

Wed 3/17/21 9:00am - House Hearing Rm IV, House Public Service Subcommittee

MEMBERS: CHAIR E. Helton (R); R. Alexander (R); D. Jernigan (D); C. Johnson (R); K. Keisling (R); P. Marsh (R); J. Windle (D) PHONE: 615-741-4881 EMAIL: nathan.whitt@capitol.tn.gov

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

Massey

B.

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. Tue 2/9/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 2/16/21 1:30pm - CANCELED, Senate State & Local Government Committee; Tue 2/23/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Thu 2/25/21 8:30am - Senate Chamber, Senate Floor; Mon 3/1/21 4:00pm - Senate Chamber, Senate Floor; Thu 3/4/21 8:30am - Senate Chamber, Senate Floor; Wed 3/17/21 9:00am - House Hearing Rm IV, House Public Service Subcommittee; House Public Service Subcommittee ;

Public Chapter:

Caption:

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

rows:

Wed 3/17/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

HB786 has been added to the calendar by suspension of the rules on the House Floor on 03/11/21. MEMBERS: CHAIR G. Hicks (R); C. Baum (R); K. Camper (D); B. Freeman (D); R. Gant (R); D. Hawk (R); P. Hazlewood (R); S. Lynn (R); B. Ogles (R); C. Todd (R); S. Whitson (R); R. Williams (R); J. Windle (D) PHONE: 615-741-1100 ext. 44131 EMAIL: mirna.tunjic@capitol.tn.gov

21. **HB786** **CRIMINAL LAW: Handgun carry permits and offenses involving handguns.** 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.

Lamberth

W.

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. Wed 2/24/21 5:00pm - House Hearing Rm II, House Criminal Justice Subcommittee; Tue 3/2/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/3/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/10/21 3:30pm - House Hearing Rm II, House Criminal Justice Committee; Tue 3/16/21 8:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 3/17/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee ;

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.

rows:

SB765 - J. Johnson - 03/10/21 - Set for Senate Finance, Ways & Means Committee 03/16/21.

Wed 3/17/21 12:30pm - House Hearing Rm III, House Civil Justice Committee

MEMBERS: CHAIR M. Carter (R); VICE CHAIR D. Jernigan (D); R. Bricken (R); J. Clemmons (D); M. Curcio (R); R. Eldridge (R); A. Farmer (R); J. Garrett (R); J. Gillespie (R); B. Griffey (R); T. Harris (D); M. Littleton (R); B. Ogles (R); A. Parkinson (D); B. Ramsey (R); R. Smith (R); M. Stewart (D) PHONE: 615-741-1100 ext. 45087 EMAIL: ben.voytas@capitol.tn.gov

- 3) **HB25** **CRIMINAL LAW: Allows stay of proceedings in certain cases of use of force.** 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.
 Todd C.
- 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. Tue 3/9/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Wed 3/17/21 12:30pm - House Hearing Rm III, House Civil Justice Committee; Senate Judiciary Committee ; House Civil Justice Committee ;
- 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.
- rows:**
- SB1148 - D. White - 02/22/21 - Referred to Senate Judiciary Committee.

Wed 3/17/21 1:30pm - Senate Hearing Rm I, Senate Health & Welfare Committee

The committee will have a budget hearing by TennCare. MEMBERS: CHAIR R. Crowe (R); VICE CHAIR F. Haile (R); 2ND VICE CHAIR S. Reeves (R); J. Hensley (R); E. Jackson (R); B. Massey (R); A. Swann (R); B. Watson (R); J. Yarbro (D) PHONE: 615-741-7936 EMAIL: jenny.ritchey@capitol.tn.gov

13. **SB15** **HEALTH CARE: Powers of county mayor during a county-wide health emergency.** 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.
 Bell M.
- 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. Tue 2/16/21 12:00pm - CANCELED, House Health Subcommittee; Tue 2/23/21 12:00pm - House Hearing Rm II, House Health Subcommittee; Wed 3/3/21 2:00pm - House Hearing Rm I, House Health Committee; Thu 3/4/21 8:30am - House Hearing Rm I, House Calendar & Rules Committee; Mon 3/8/21 5:00pm - House Chamber, House Floor; Wed 3/17/21 1:30pm - Senate Hearing Rm I, Senate Health & Welfare Committee; Senate Health & Welfare Committee ;
- 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:**
- rows:**
- HB7 - J. Zachary - 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.

Wed 3/17/21 2:00pm - House Hearing Rm II, House Children & Family Affairs Subcommittee

MEMBERS: CHAIR M. Littleton (R); R. Bricken (R); M. Carter (R); R. Eldridge (R); J. Gillespie (R); T. Harris (D); M. Stewart (D) PHONE: 615-741-1100 ext. 45087 EMAIL: ben.voytas@capitol.tn.gov

- 4. **HB1186** **ESTATES & TRUSTS: Makes various changes to laws regarding trusts.** 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.).

Garrett J.

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. Wed 3/17/21 2:00pm - House Hearing Rm II, House Children & Family Affairs Subcommittee; Senate Judiciary Committee ; House Children & Family Affairs Subcommittee ;

Public Chapter:

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

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

rows:

SB896 - J. Stevens - 02/22/21 - Referred to Senate Judiciary Committee.

Wed 3/17/21 3:30pm - House Hearing Rm II, House Criminal Justice Committee

MEMBERS: CHAIR M. Curcio (R); VICE CHAIR J. Sexton (R); B. Beck (D); S. Campbell (R); V. Dixie (D); C. Doggett (R); A. Farmer (R); B. Griffey (R); G. Hardaway (D); D. Hawk (R); D. Howell (R); B. Hulsey (R); L. Lamar (D); W. Lamberth (R); D. Moody (R); L. Russell (R); P. Sherrell (R) PHONE: 615-741-1100 ext. 44648 EMAIL: john.gleason@capitol.tn.gov

- 6. **HB153** **CRIMINAL LAW: Disposition of confiscated weapons.** 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.

Moody D.

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. Wed 3/10/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/17/21 3:30pm - House Hearing Rm II, House Criminal Justice Committee; Senate Judiciary Committee ; House Criminal Justice Committee ;

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:

rows:

SB277 - P. Rose - 02/10/21 - Referred to Senate Judiciary Committee.