



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Calendar Report April 30, 2021

Bills on notice for hearing starting May 3

Mon 5/3/21 10:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee 3

Behind the Budget Calendar. PHONE: (615) 741-1100 ext. 44131 EMAIL: mirna.tunjic@capitol.tn.gov

48. **HB18 CRIMINAL LAW: Open or concealed carrying of a firearm with the intent to go armed.** 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: (Dated February 19, 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: S: 02/08/21, H: 01/12/21

Senate Status: 04/13/21 - Senate Judiciary Committee deferred to first calendar of 2022.

House Status: 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21. Wed 2/24/21 5:00pm - House Hearing Rm II, House Criminal Justice Subcommittee; 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; Wed 3/24/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 4/13/21 2:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Mon 5/3/21 10:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee 3; Senate Judiciary Committee ; House Finance, Ways & Means Subcommittee 3 ;

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. Farmer, Andrew; Rep. Gant, Ron; Rep. Garrett, Johnny ; Rep. Grills, Rusty; Rep. Hall, Mark; Rep. Hulse, Bud; Rep. Kumar, Sabi; Rep. Lamberth, William; Rep. Littleton, Mary; Rep. Lynn, Susan; Sen. Pody, Mark; Rep. Reedy, Jay; Rep. Rudd, Tim ; Rep. Rudder, Iris; Rep. Russell, Lowell; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. Smith, Robin; Sen. Southerland, Steve; 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.

rows:

SB318 - J. Hensley - 04/13/21 - Senate Judiciary Committee deferred to first calendar of 2022.

62. **HB761** **TAXES SALES: Sales and use tax exemption on purchases of gun safes and gun safety devices.** 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:** House Finance Ways and Means Subcommittee amendment 1 (006058) deletes all language after the enacting clause and rewrites the bill but makes no substantial changes to the bill.
- Subcommittee Amendments:** budget_sub_amendment_03.31.2021.pdf
- 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:** 04/29/21 - Set for Senate Finance, Ways & Means Committee 05/03/21.
- House Status:** 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21. Tue 3/9/21 9:00am - Senate Hearing Rm I, Senate Finance Revenue Subcommittee; Wed 3/24/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 3/31/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/14/21 11:15am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/21/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 4/27/21 1:30pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 4/28/21 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Mon 5/3/21 10:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee 3; Mon 5/3/21 2:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee 3 ;
- 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:** Rep. Baum, Charlie; Rep. Beck, Bill; Rep. Boyd, Clark; Rep. Bricken, Rush; Rep. Calfee, Kent; Rep. Carr, Dale; Rep. Casada, Glen; Rep. Chism, Jesse; Rep. Clemmons, John; Rep. Cochran, Mark; Rep. Crawford, John; Rep. Curcio, Michael; Rep. Darby, Tandy; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Faison, Jeremy; Rep. Farmer, Andrew; Rep. Freeman, Bob; Rep. Garrett, Johnny ; Rep. Gillespie, John; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Hakeem, Yusuf; Rep. Hall, Mark; Rep. Hardaway, G.A.; Rep. Harris, Torrey; Rep. Haston, Kirk; Rep. Hawk, David; Rep. Helton, Esther; Rep. Hulsey, Bud; Rep. Jernigan, Darren; Rep. Johnson, Curtis; Rep. Johnson, Gloria; Rep. Lafferty, Justin; Rep. Lamar, London; Rep. Lamberth, William; Rep. Leatherwood, Tom; Rep. Littleton, Mary; Rep. Lynn, Susan; Rep. Mannis, Eddie; Rep. Miller, Larry; Rep. Mitchell, Bo; Rep. Moody, Debra; Rep. Moon, Jerome; Rep. Ogles, Brandon; Rep. Parkinson, Antonio; Rep. Powell, Jason; Rep. Powers, Dennis; Rep. Ragan, John; Rep. Ramsey, Bob; Sen. Roberts, Kerry; Rep. Rudd, Tim ; Rep. Russell, Lowell; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. Smith, Robin; Rep. Terry, Bryan; Rep. Thompson, Dwayne; Rep. Vaughan, Kevin; Rep. Warner, Todd; Rep. Weaver, Terri; Rep. White, Mark; Rep. Whitson, Sam ; Rep. Williams, Ryan; Rep. Windle, John; Rep. Zachary, Jason;
- 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.
- rows:**
SB551 - S. Kyle - 04/29/21 - Set for Senate Finance, Ways & Means Committee 05/03/21.
64. **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.
- Amendment Summary:** Senate Judiciary Committee amendment 1, House Civil Justice Committee amendment 1 (005427) sets guidelines for what documentation will be accepted to prove retired military status.
- Subcommittee Amendments:** Civil_Sub_Amdts_03.23.21.pdf
- Fiscal Note:** (Dated March 11, 2021) Decrease State Revenue \$280,100/FY21-22 and Subsequent Years/Handgun Permit Division \$106,500/FY21-22 and Subsequent Years/Tennessee Bureau of Investigation Increase State Expenditures \$8,000/FY21-22/Handgun Permit Division Decrease State Expenditures \$2,300/FY27-28 and Subsequent Years/Handgun Permit Division Decrease Local Revenue \$34,600/FY21-22 and Subsequent Years
- Intro Dates:** S: 02/08/21, H: 02/25/21
- Senate Status:** 04/29/21 - Set for Senate Finance, Ways & Means Committee 05/03/21.
- House Status:** 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21. Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/23/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/30/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/31/21 12:30pm - House Hearing Rm III, House Civil Justice Committee; Wed 4/14/21 11:15am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/21/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 4/27/21 1:30pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 4/28/21 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Mon 5/3/21 10:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee 3; Mon 5/3/21 2:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee 3 ;
- Public Chapter:**
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to handgun carry permits.
- AG Opinion:**
- Cosponsors:** Rep. Griffey, Bruce; Rep. Parkinson, Antonio;
- 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 - 04/29/21 - Set for Senate Finance, Ways & Means Committee 05/03/21.

Mon 5/3/21 2:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee

Final Calendar. 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) MEMBERS W/ EMAILS: 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

39. **SB551** **TAXES SALES: Sales and use tax exemption on purchases of gun safes and gun safety devices.** 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.
- Kyle S.**
- Amendment Summary:** House Finance Ways and Means Subcommittee amendment 1 (006058) deletes all language after the enacting clause and rewrites the bill but makes no substantial changes to the bill.
- Subcommittee Amendments:** budget_sub_amendment_03.31.2021.pdf
- 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:** 04/29/21 - Set for Senate Finance, Ways & Means Committee 05/03/21.
- House Status:** 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21. Tue 3/9/21 9:00am - Senate Hearing Rm I, Senate Finance Revenue Subcommittee; Wed 3/24/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 3/31/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/14/21 11:15am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/21/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 4/27/21 1:30pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 4/28/21 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Mon 5/3/21 10:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee 3; Mon 5/3/21 2:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee 3 ;
- 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:** Rep. Baum, Charlie; Rep. Beck, Bill; Rep. Boyd, Clark; Rep. Bricken, Rush; Rep. Calfee, Kent; Rep. Carr, Dale; Rep. Casada, Glen; Rep. Chism, Jesse; Rep. Clemmons, John; Rep. Cochran, Mark; Rep. Crawford, John; Rep. Curcio, Michael; Rep. Darby, Tandy; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Faison, Jeremy; Rep. Farmer, Andrew; Rep. Freeman, Bob; Rep. Garrett, Johnny ; Rep. Gillespie, John; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Hakeem, Yusuf; Rep. Hall, Mark; Rep. Hardaway, G.A.; Rep. Harris, Torrey; Rep. Haston, Kirk; Rep. Hawk, David; Rep. Helton, Esther; Rep. Hulsey, Bud; Rep. Jernigan, Darren; Rep. Johnson, Curtis; Rep. Johnson, Gloria; Rep. Lafferty, Justin; Rep. Lamar, London; Rep. Lamberth, William; Rep. Leatherwood, Tom; Rep. Littleton, Mary; Rep. Lynn, Susan; Rep. Mannis, Eddie; Rep. Miller, Larry; Rep. Mitchell, Bo; Rep. Moody, Debra; Rep. Moon, Jerome; Rep. Ogles, Brandon; Rep. Parkinson, Antonio; Rep. Powell, Jason; Rep. Powers, Dennis; Rep. Ragan, John; Rep. Ramsey, Bob; Sen. Roberts, Kerry; Rep. Rudd, Tim ; Rep. Russell, Lowell; Rep. Sexton, Jerry; Rep. Sherrell, Paul; Rep. Smith, Robin; Rep. Terry, Bryan; Rep. Thompson, Dwayne; Rep. Vaughan, Kevin; Rep. Warner, Todd; Rep. Weaver, Terri; Rep. White, Mark; Rep. Whitson, Sam ; Rep. Williams, Ryan; Rep. Windle, John; Rep. Zachary, Jason;
- 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.
- rows:**
HB761 - M. Sparks - 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21.
48. **SB262** **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.
- Niceley F.**
- Amendment Summary:** Senate Judiciary Committee amendment 1, House Civil Justice Committee amendment 1 (005427) sets guidelines for what documentation will be accepted to prove retired military status.
- Subcommittee Amendments:** Civil_Sub_Amdts_03.23.21.pdf
- Fiscal Note:** (Dated March 11, 2021) Decrease State Revenue \$280,100/FY21-22 and Subsequent Years/Handgun Permit Division \$106,500/FY21-22 and Subsequent Years/Tennessee Bureau of Investigation Increase State Expenditures \$8,000/FY21-22/Handgun Permit Division Decrease State Expenditures \$2,300/FY27-28 and Subsequent Years/Handgun Permit Division Decrease Local Revenue \$34,600/FY21-22 and Subsequent Years
- Intro Dates:** S: 02/08/21, H: 02/25/21
- Senate Status:** 04/29/21 - Set for Senate Finance, Ways & Means Committee 05/03/21.
- House Status:** 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21. Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/23/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/30/21 3:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 3/31/21 12:30pm - House Hearing Rm III, House Civil Justice Committee; Wed 4/14/21 11:15am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/21/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 4/27/21 1:30pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 4/28/21 1:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Mon 5/3/21 10:00am - House Hearing Rm I, House Finance, Ways & Means Subcommittee 3; Mon 5/3/21 2:00pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Senate Finance, Ways & Means Committee ; House Finance, Ways & Means Subcommittee 3 ;
- Public Chapter:**
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to handgun carry permits.
- AG Opinion:**
- Cosponsors:** Rep. Griffey, Bruce; Rep. Parkinson, Antonio;
- 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:**
HB1594 - J. Towns Jr. - 04/29/21 - Set for House Finance, Ways & Means Subcommittee 3 05/03/21.

Mon 5/3/21 4:00pm - House Chamber, House Floor

6. **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: 04/29/21 - Set for House Floor 05/03/21. 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; Wed 3/24/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/31/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Tue 4/20/21 10:30am - House Hearing Rm III, House Criminal Justice Subcommittee; Wed 4/21/21 2:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 4/27/21 1:30pm - House Hearing Rm I, House Criminal Justice Committee; Wed 4/28/21 11:00am - House Hearing Rm I, House Calendar & Rules Committee; Mon 5/3/21 4:00pm - House Chamber, House Floor; House Floor ;
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; Rep. Casada, Glen; Rep. Clemmons, John; Sen. Gardenhire, Todd; Rep. Griffey, Bruce; Rep. Hardaway, G.A.; Rep. McKenzie, Sam; Sen. Niceley, Frank; Rep. Ramsey, Bob; Sen. Rose, Paul; Sen. Walley, Page; Rep. Warner, Todd; Sen. Watson, Bo; Sen. Yager, Ken;
Effective Date:
Position:
Priority:
Task:
Comment:
rows:
SB19 - B. Gilmore - 03/01/21 - Senate passed.
7. **HB1406 CRIMINAL LAW: Establishing new policies regarding the use of force by law enforcement.** Prohibits the use of chokeholds by law enforcement unless the officer reasonably believes that deadly force is necessary. Changes the curriculum at state law enforcement training facilities to reflect the banning of chokeholds. Requires each law enforcement agency to develop a policy regarding de-escalation and train officers on de-escalation techniques. Establishes a duty to intervene for officers that witness or have knowledge of other officers using excessive force. Requires law enforcement agencies to develop a use of force reporting system designed to identify trends and provide timely information. Prohibits the issuance of no-knock warrants.
Curcio M.
- Amendment Summary:** Senate amendment 1, House Criminal Justice Committee amendment 1 (004896) expands the use of force reporting system that this bill will require law enforcement agencies to develop. By January 1, 2022, this amendment requires each law enforcement agency to implement the use of force reporting system to collect data on use of force incidents. Beginning January 1, 2022, this amendment requires each law enforcement agency to report monthly to the TBI all use of force data consistent with the requirements, definitions, and methods of the FBI's National Use of Force Data Collection. The TBI will be required to compile such information and submit an annual report to the chair of the judiciary committee of the senate and the chair of the criminal justice committee of the house of representatives. The report must include statewide and countywide aggregate data, but must not include any personally identifying information of law enforcement officers. This amendment also requires the TBI to make the report available to the public on its website.
Subcommittee Amendments: Criminal_Justice_Subcommittee_04.21.21.pdf
Fiscal Note: (Dated February 23, 2021) NOT SIGNIFICANT
Intro Dates: H: 02/24/21
Senate Status: 04/19/21 - Senate passed with amendment 1 (004896).
House Status: 04/29/21 - Set for House Floor 05/03/21. Tue 4/6/21 1:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 4/7/21 12:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 4/13/21 2:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 4/20/21 10:30am - House Hearing Rm III, House Criminal Justice Subcommittee; Mon 4/19/21 4:00pm - Senate Chamber, Senate Floor; Wed 4/21/21 2:00pm - House Hearing Rm III, House Criminal Justice Subcommittee; Tue 4/27/21 1:30pm - House Hearing Rm I, House Criminal Justice Committee; Wed 4/28/21 11:00am - House Hearing Rm I, House Calendar & Rules Committee; Mon 5/3/21 4:00pm - House Chamber, House Floor; House Floor ;
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 38; Title 39 and Title 40, relative to criminal justice.
AG Opinion:
Cosponsors: Sen. Akbari, Raumesh; Sen. Briggs, Richard; Sen. Campbell, Heidi; Rep. Dixie, Vincent; Sen. Gilmore, Brenda; Rep. Hardaway, G.A.; Sen. Jackson, Ed; Sen. Kyle, Sara; Rep. Love Jr., Harold; Sen. Massey, Becky; Sen. Walley, Page; Sen. Yager, Ken; Sen. Yarbrough, Jeff;
Effective Date:
Position:
Priority:
Task:
Comment:
rows:
SB1380 - M. Bell - 04/19/21 - Senate passed with amendment 1 (004896).

31. **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.

Amendment Summary: Senate amendment 1 (006840) makes this bill's prohibitions applicable to acts that that "have been found by the supreme court of the United States or the Tennessee supreme court to violate Article I, Section 26 of the Constitution of Tennessee or the Second Amendment to the United States Constitution", instead of acts that "violate the Second Amendment to the United States Constitution." This amendment also adds that a public official is subject to ouster for violation of present law that prohibits the use of public resources to enforce any federal law, executive order, rule, or regulation regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories, if the such action would result in the violation of another Tennessee statute, Tennessee common law, or the Constitution of Tennessee. House Civil Justice Committee amendment 1 (005527) deletes all language after the enacting clause. Affirms that any treaty, executive order, rule, or regulation of the United States government that violates the Second Amendment of the United States Constitution, as determined by the United States or Tennessee Supreme Court, as null, void, and unenforceable. Prohibits the state and political subdivisions from using public resources to enforce, administer, or cooperate with the enforcement or administration of any such treaty, executive order, rule, or regulation.

Subcommittee Amendments: Civil_Sub_Amdts_03.23.21.pdf

Fiscal Note: (Dated February 21, 2021) NOT SIGNIFICANT

Intro Dates: H: 02/11/21

Senate Status: 04/26/21 - Senate passed with amendment 1 (006840).

House Status: 04/29/21 - Set for House Floor 05/03/21. 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; Tue 3/23/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Wed 3/31/21 12:30pm - House Hearing Rm III, House Civil Justice Committee; Tue 4/6/21 1:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 4/7/21 12:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Thu 4/8/21 8:00am - House Hearing Rm I, House Calendar & Rules Committee; Mon 4/12/21 5:00pm - House Chamber, House Floor; Tue 4/13/21 2:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Mon 4/19/21 5:00pm - House Chamber, House Floor; Mon 4/26/21 4:00pm - Senate Chamber, Senate Floor; Thu 4/29/21 9:00am - House Chamber, House Regular Calendar 1; Mon 5/3/21 4:00pm - House Chamber, House Floor; House Floor ;

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: Sen. Bailey, Paul; Sen. Bowling, Janice; Sen. Briggs, Richard; Rep. Cepicky, Scott; Rep. Crawford, John; Sen. Crowe, Rusty; Rep. Curcio, Michael; Rep. Eldridge, Rick; Rep. Gant, Ron; Rep. Griffey, Bruce; Rep. Grills, Rusty; Rep. Hicks, Tim; Sen. Jackson, Ed; Rep. Kumar, Sabi; Rep. Lafferty, Justin; Rep. Littleton, Mary; Rep. Lynn, Susan; Rep. Moody, Debra; Sen. Niceley, Frank; Sen. Pody, Mark; Rep. Reedy, Jay; Sen. Reeves, Shane; Sen. Rose, Paul; Rep. Sherrell, Paul; Rep. Smith, Robin; Sen. Southerland, Steve; Rep. Sparks, Mike; Rep. Todd, Chris; Rep. Weaver, Terri; Sen. White, Dawn; Rep. Williams, Ryan;

Effective Date:

Position:

Priority:

Task:

Comment:

rows:

SB1335 - J. Hensley - 04/26/21 - Senate passed with amendment 1 (006840).

33. **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.

Amendment Summary: House amendment 1 (006406) deletes and replaces language within the first resolving clause without making any substantive changes to the resolution.

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: 04/29/21 - Set for House Floor 05/03/21. 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; Tue 3/23/21 1:30pm - House Hearing Rm I, House State Government Committee; Wed 3/31/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/7/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Wed 4/14/21 11:15am - House Hearing Rm III, House Finance, Ways & Means Subcommittee 2; Tue 4/20/21 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee; Thu 4/22/21 8:00am - House Hearing Rm I, House Calendar & Rules Committee; Wed 4/28/21 3:00pm - House Chamber, House Floor; Thu 4/29/21 9:00am - House Chamber, House Regular Calendar 1; Mon 5/3/21 4:00pm - House Chamber, House Floor; House Floor ;

Public Chapter:

Caption:

AG Opinion:

Cosponsors: Sen. Bowling, Janice; Sen. Gardenhire, Todd; Sen. Jackson, Ed; Rep. Lamberth, William; Sen. Powers, Bill; Sen. Reeves, Shane; Sen. Walley, Page;

Effective Date:

Position:

Priority:

Task:

Comment:

rows:

Mon 5/3/21 4:00pm - Senate Chamber, Senate Floor

6. **SB1334 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.

Amendment Summary: Senate Judiciary Committee amendment 1 (006996) deletes all original language in the bill and retitles the bill the "Second Amendment Privacy and Protection Act of 2021." Prohibits state and local government entities from making or maintaining a registry regarding the ownership or possession of a firearm or firearm accessory. Establishes that violation of this is a class E felony and will result in the entity losing funding from the state for the following fiscal year. Defines "registry" as a record of the possession or ownership of a firearm or firearm accessory. Establishes exemptions for firearms owned by or in the possession of a state or local government entity or involved in a court case. House amendment 1 (007553) rewrites this bill and prohibits state and local government entities, officials, employees, and agents from knowingly: (1) Creating or maintaining any firearm registry with the intent to record the possession or ownership of a firearm or firearm accessory by individuals or non-governmental entities; and (2) Transmitting to any federal government entity, official, employee, or agent any firearm registry or registry entry. A violation of item (1) or (2) above will be a Class E felony and may result in a civil action under the present law provision governing parties adversely affected by local regulation of firearms, ammunition, and knives. If a state or local entity violates item (1) or (2) above, the violation will result in loss of funding from the state for the following fiscal year and any subsequent fiscal year during which the violation occurs. For the purposes of this amendment, a "registry" means a record of possession or ownership by individuals or non-governmental entities of a firearm or firearm accessory, such as the serial number. Under this amendment, a firearm registry does not include: (A) A temporary log or record maintained by a state or private entity for the purpose of temporary storage of firearms; (B) A receipt or record generated while the firearm is in possession of a state or private entity pursuant to the normal operations of that entity unless prohibited by state law; (C) A record of persons assigned firearms that are purchased, owned, or authorized for carry in the course of employment by a state or local law enforcement agency by a state or local law enforcement agency; (D) A record maintained in connection with a criminal, civil, or administrative court case; (E) A record created or received by the department of correction for certain purposes detailed in the amendment; or (F) A record created, received, or maintained by the Tennessee peace officer standards and training

commission, the Jerry F. Agee Tennessee law enforcement training academy, or a law enforcement agency pursuant to the following present law provisions governing: written directives and permit to carry handguns, law enforcement shooting ranges and maintenance of a list approved of certified firearms instructors, determinations of eligibility of retired officers to carry a firearm under federal law, and employees of higher education institutions and schools who are authorized to carry a concealed handgun on school property. This amendment requires that firearm information contained in the documents in items (A)-(F) above be redacted by the record holder prior to any release pursuant to the present law provision regarding records open to public inspection. This amendment also revises the following present law provisions: (a) Present law generally provides that a party who is adversely affected by an ordinance, resolution, policy, rule, or other enactment that is adopted or enforced by a county, city, town, municipality, or metropolitan government or any local agency, department, or official that violates the provision governing preemption of local regulation of firearms, ammunition, and knives may file an action in a court of competent jurisdiction against the county, city, town, municipality, or metropolitan government for declaratory and injunctive relief and certain damages. For the purposes of such provision, a party is "adversely affected" if, among other things, the party is an individual who is or was subject to the ordinance, resolution, policy, rule, or other enactment that is the subject of an action filed under the provision discussed prior. An individual is or was subject to the ordinance, resolution, policy, rule, or other enactment if the individual is or was physically present within the boundaries of the political subdivision. This amendment includes in the definition of adversely affected party an individual who was included as an entry on a database, registry, or collection of records. This amendment also clarifies that the person "is or was subject" to such action if the individual is or was physically present within the boundaries of the political subdivision for any reason. (b) Under present law, a prevailing plaintiff in an action discussed above in item (a) is entitled to recovery from the county, city, town, municipality, or metropolitan government, among other things, the greater of actual damages, including consequential damages attributable to the ordinance, resolution, policy, rule, or other enactment or three times the plaintiff's attorney's fees. This amendment adds the state and local governments and extends the provision to include damages attributable to the database, registry, or collection of records.

Subcommittee Amendments: Civil_Sub_Amdts_03.30.21.pdf
Civil_Sub_Amdts_04.13.21.pdf

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

Intro Dates: H: 02/11/21

Senate Status: 04/29/21 - Set for Senate Floor 05/03/21.

House Status: 04/29/21 - House passed with amendment 1 (007553), which rewrites this bill and prohibits state and local government entities, officials, employees, and agents from knowingly: (1) Creating or maintaining any firearm registry with the intent to record the possession or ownership of a firearm or firearm accessory by individuals or non-governmental entities; and (2) Transmitting to any federal government entity, official, employee, or agent any firearm registry or registry entry. A violation of item (1) or (2) above will be a Class E felony and may result in a civil action under the present law provision governing parties adversely affected by local regulation of firearms, ammunition, and knives. If a state or local entity violates item (1) or (2) above, the violation will result in loss of funding from the state for the following fiscal year and any subsequent fiscal year during which the violation occurs. For the purposes of this amendment, a "registry" means a record of possession or ownership by individuals or non-governmental entities of a firearm or firearm accessory, such as the serial number. Under this amendment, a firearm registry does not include: (A) A temporary log or record maintained by a state or private entity for the purpose of temporary storage of firearms; (B) A receipt or record generated while the firearm is in possession of a state or private entity pursuant to the normal operations of that entity unless prohibited by state law; (C) A record of persons assigned firearms that are purchased, owned, or authorized for carry in the course of employment by a state or local law enforcement agency by a state or local law enforcement agency; (D) A record maintained in connection with a criminal, civil, or administrative court case; (E) A record created or received by the department of correction for certain purposes detailed in the amendment; or (F) A record created, received, or maintained by the Tennessee peace officer standards and training commission, the Jerry F. Agee Tennessee law enforcement training academy, or a law enforcement agency pursuant to the following present law provisions governing: written directives and permit to carry handguns, law enforcement shooting ranges and maintenance of a list approved of certified firearms instructors, determinations of eligibility of retired officers to carry a firearm under federal law, and employees of higher education institutions and schools who are authorized to carry a concealed handgun on school property. This amendment requires that firearm information contained in the documents in items (A)-(F) above be redacted by the record holder prior to any release pursuant to the present law provision regarding records open to public inspection. This amendment also revises the following present law provisions: (a) Present law generally provides that a party who is adversely affected by an ordinance, resolution, policy, rule, or other enactment that is adopted or enforced by a county, city, town, municipality, or metropolitan government or any local agency, department, or official that violates the provision governing preemption of local regulation of firearms, ammunition, and knives may file an action in a court of competent jurisdiction against the county, city, town, municipality, or metropolitan government for declaratory and injunctive relief and certain damages. For the purposes of such provision, a party is "adversely affected" if, among other things, the party is an individual who is or was subject to the ordinance, resolution, policy, rule, or other enactment that is the subject of an action filed under the provision discussed prior. An individual is or was subject to the ordinance, resolution, policy, rule, or other enactment if the individual is or was physically present within the boundaries of the political subdivision. This amendment includes in the definition of adversely affected party an individual who was included as an entry on a database, registry, or collection of records. This amendment also clarifies that the person "is or was subject" to such action if the individual is or was physically present within the boundaries of the political subdivision for any reason. (b) Under present law, a prevailing plaintiff in an action discussed above in item (a) is entitled to recovery from the county, city, town, municipality, or metropolitan government, among other things, the greater of actual damages, including consequential damages attributable to the ordinance, resolution, policy, rule, or other enactment or three times the plaintiff's attorney's fees. This amendment adds the state and local governments and extends the provision to include damages attributable to the database, registry, or collection of records. Tue 3/16/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/23/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 3/30/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee; Tue 4/6/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee 2; Tue 4/13/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee 2; Tue 4/13/21 2:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 4/21/21 12:30pm - House Hearing Rm I, House Civil Justice Committee; Mon 4/26/21 4:00pm - Senate Chamber, Senate Floor; Mon 4/26/21 2:30pm - House Hearing Rm I, House Calendar & Rules Committee; Thu 4/29/21 8:30am - Senate Chamber, Senate Regular Calendar 1; Thu 4/29/21 9:00am - House Chamber, House Regular Calendar 1; Mon 5/3/21 4:00pm - Senate Chamber, Senate Floor; Senate Floor;

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: Rep. Cochran, Mark; Rep. Gant, Ron; Rep. Littleton, Mary; Rep. Moody, Debra; Sen. Pody, Mark; Rep. Powers, Dennis; Rep. Reedy, Jay; Rep. Smith, Robin; Sen. Stevens, John; Rep. Terry, Bryan; Rep. Todd, Chris; Sen. White, Dawn;

Effective Date:

Position:

Priority:

Task:

Comment:

rows:

HB902 - C. Doggett - 04/29/21 - House passed with amendment 1 (007553), which rewrites this bill and prohibits state and local government entities, officials, employees, and agents from knowingly: (1) Creating or maintaining any firearm registry with the intent to record the possession or ownership of a firearm or firearm accessory by individuals or non-governmental entities; and (2) Transmitting to any federal government entity, official, employee, or agent any firearm registry or registry entry. A violation of item (1) or (2) above will be a Class E felony and may result in a civil action under the present law provision governing parties adversely affected by local regulation of firearms, ammunition, and knives. If a state or local entity violates item (1) or (2) above, the violation will result in loss of funding from the state for the following fiscal year and any subsequent fiscal year during which the violation occurs. For the purposes of this amendment, a "registry" means a record of possession or ownership by individuals or non-governmental entities of a firearm or firearm accessory, such as the serial number. Under this amendment, a firearm registry does not include: (A) A temporary log or record maintained by a state or private entity for the purpose of temporary storage of firearms; (B) A receipt or record generated while the firearm is in possession of a state or private entity pursuant to the normal operations of that entity unless prohibited by state law; (C) A record of persons assigned firearms that are purchased, owned, or authorized for carry in the course of employment by a state or local law enforcement agency by a state or local law enforcement agency; (D) A record maintained in connection with a criminal, civil, or administrative court case; (E) A record created or received by the department of correction for certain purposes detailed in the amendment; or (F) A record created, received, or maintained by the Tennessee peace officer standards and training commission, the Jerry F. Agee Tennessee law enforcement training academy, or a law enforcement agency pursuant to the following present law provisions governing: written directives and permit to carry handguns, law enforcement shooting ranges and maintenance of a list approved of certified firearms instructors, determinations of eligibility of retired officers to carry a firearm under federal law, and employees of higher education institutions and schools who are authorized to carry a concealed handgun on school property. This amendment requires that firearm information contained in the documents in items (A)-(F) above be redacted by the record holder prior to any release pursuant to the present law provision regarding records open to public inspection. This amendment also revises the following present law provisions: (a) Present law generally provides that a party who is adversely affected by an ordinance, resolution, policy, rule, or other enactment that is adopted or enforced by a county, city, town, municipality, or metropolitan government or any local agency, department, or official that violates the provision governing preemption of local regulation of firearms, ammunition, and knives may file an action in a court of competent jurisdiction against the county, city, town, municipality, or metropolitan government for declaratory and injunctive relief and certain damages. For the purposes of such provision, a party is "adversely affected" if, among other things, the party is an individual who is or was subject to the ordinance, resolution, policy, rule, or other enactment that is the subject of an action filed under the provision discussed prior. An individual is or was subject to the ordinance, resolution, policy, rule, or other enactment if the individual is or was physically present within the boundaries of the political subdivision. This amendment includes in the definition of adversely affected party an individual who was included as an entry on a database, registry, or collection of records. This amendment also clarifies that the person "is or was subject" to such action if the individual is or was physically present within the boundaries of the political subdivision for any reason. (b) Under present law, a prevailing plaintiff in an action discussed above in item (a) is entitled to recovery from the county, city, town, municipality, or metropolitan government, among

other things, the greater of actual damages, including consequential damages attributable to the ordinance, resolution, policy, rule, or other enactment or three times the plaintiff's attorney's fees. This amendment adds the state and local governments and extends the provision to include damages attributable to the database, registry, or collection of records.

12. **SB675**
Haile F.

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.

Amendment Summary: Senate Judiciary Committee amendment 1 (007128) deletes and replaces all language after the enacting clause, such that the only substantive changes are: (1) Removes the Class A and Class B felonies and two of the Class C felonies from eligibility for expunction; (2) Authorizes the district attorney general to file evidence related to the petition of expunction under seal for review by the court, which is confidential and not a public record; and (3) Excludes a person from eligibility for expunction if he or she was convicted of an offense involving the manufacture, delivery, sale, or possession of a controlled substance and at the times of the offense held any driver license, including a commercial driver license, and the offense occurred within a commercial motor vehicle. House amendment 1 (004783) deletes and replaces all language after the enacting clause, such that the only substantive changes are: (1) Removes two Class C felony offenses from eligibility for expunction; (2) Authorizes the district attorney general to file evidence related to the petition of expunction under seal for review by the court, which is confidential and not a public record; and (3) Excludes a person from eligibility for expunction if he or she was convicted of an offense involving the manufacture, delivery, sale, or possession of a controlled substance and at the times of the offense held any driver license, including a commercial driver license, and the offense occurred within a commercial motor vehicle.

Subcommittee Amendments: Criminal_Justice_Subcommittee_03.24.21.pdf

Fiscal Note: (Dated March 1, 2021) Increase Local Revenue - \$141,200/FY21-22 and Subsequent Years

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

Senate Status: 04/29/21 - Set for Senate Floor 05/03/21.

House Status: 04/28/21 - House passed with amendment 1 (004783), which deletes and replaces all language after the enacting clause, such that the only substantive changes are: (1) Removes two Class C felony offenses from eligibility for expunction; (2) Authorizes the district attorney general to file evidence related to the petition of expunction under seal for review by the court, which is confidential and not a public record; and (3) Excludes a person from eligibility for expunction if he or she was convicted of an offense involving the manufacture, delivery, sale, or possession of a controlled substance and at the times of the offense held any driver license, including a commercial driver license, and the offense occurred within a commercial motor vehicle. 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; Wed 3/24/21 9:00am - House Hearing Rm II, House Criminal Justice Subcommittee; Wed 3/31/21 3:30pm - House Hearing Rm III, House Criminal Justice Committee; Wed 4/14/21 11:15am - House Hearing Rm III, House Finance, Ways & Means Subcommittee; Tue 4/13/21 2:30pm - Senate Hearing Rm I, Senate Judiciary Committee; Wed 4/14/21 12:00pm - Senate Hearing Rm I, Senate Judiciary Committee; Tue 4/20/21 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee; Wed 4/21/21 10:30am - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Thu 4/22/21 8:00am - House Hearing Rm I, House Calendar & Rules Committee; Tue 4/27/21 1:30pm - Senate Hearing Rm I, Senate Finance, Ways & Means Committee; Wed 4/28/21 3:00pm - House Chamber, House Floor; Mon 5/3/21 4:00pm - Senate Chamber, Senate Floor; Senate Floor ;

Public Chapter:

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

AG Opinion:

Cosponsors: Sen. Akbari, Raumesh; Rep. Camper, Karen; Rep. Chism, Jesse; Rep. Clemmons, John; Rep. Dixie, Vincent; Rep. Doggett, Clay; Rep. Freeman, Bob; Rep. Hardaway, G.A.; Rep. Jernigan, Darren; Rep. Lamar, London; Rep. Lamberth, William; Rep. Mannis, Eddie; Rep. Parkinson, Antonio; Rep. Powell, Jason; Rep. Sherrell, Paul; Rep. Smith, Robin; Rep. Thompson, Dwayne; Rep. Towns Jr., Joe; Rep. Weaver, Terri;

Effective Date:

Position:

Priority:

Task:

Comment:

Rows:

HB888 - M. Curcio - 04/28/21 - House passed with amendment 1 (004783), which deletes and replaces all language after the enacting clause, such that the only substantive changes are: (1) Removes two Class C felony offenses from eligibility for expunction; (2) Authorizes the district attorney general to file evidence related to the petition of expunction under seal for review by the court, which is confidential and not a public record; and (3) Excludes a person from eligibility for expunction if he or she was convicted of an offense involving the manufacture, delivery, sale, or possession of a controlled substance and at the times of the offense held any driver license, including a commercial driver license, and the offense occurred within a commercial motor vehicle.

26. **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: Senate State and Local Government Committee amendment 1 (004456) specifies that the definition of "public agency" does not include institutions of higher education. Senate State and Local Government Committee amendment 2 (005061) deletes and replaces language of the original bill to remove the criminal penalty and specify that civil action violations are not applicable to public agencies. Senate State and Local Government Committee amendment 3 (006264) deletes all language after the enacting clause. Prohibits a public agency from requiring an individual or a 501(c) organization from providing personal information or requiring a current or prospective contractor or grantee with the public agency to provide a list of 501(c) organizations to which it has provided financial or nonfinancial support. Prohibits a public agency from disclosing an individual's or a 501(c) organization's personal information. Specifies certain circumstances that personal information may be disclosed. Requires maintenance of the confidential nature of the personal information. Authorizes the comptroller of the treasury to have access to personal information for purposes of audit or investigation but is required to maintain the confidentiality. Specifies that violations are not applicable to institutions of higher education. Creates a Class B misdemeanor offense for knowingly violating the above provisions. Effective October 1, 2021. House amendment 2 (007082) deletes all language after the enacting clause. Prohibits a public agency from requiring an individual or a 501(c) organization from providing personal information or requiring a current or prospective contractor or grantee with the public agency to provide a list of 501(c) organizations to which it has provided financial or nonfinancial support. Prohibits a public agency from disclosing an individual's or a 501(c) organization's personal information. Specifies certain circumstances that personal information may be disclosed. Requires maintenance of the confidential nature of the personal information. Authorizes the Comptroller of the Treasury (COT) to have access to personal information for purposes of audit or investigation, but is required to maintain the confidentiality. Specifies that violations are not applicable to institutions of higher education. Creates a Class B misdemeanor offense for knowingly violating the above provisions. Establishes that this Act does not apply to national securities associations or any information such associations provided to the Commissioner of the Department of Commerce and Insurance. Effective October 1, 2021.

Subcommittee Amendments: Civil_Sub_Amdts_03.16.21.pdf

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

Intro Dates: H: 01/14/21

Senate Status: 04/29/21 - Set for Senate Floor 05/03/21.

House Status: 04/26/21 - House passed with amendment 2 (007082), which deletes all language after the enacting clause. Prohibits a public agency from requiring an individual or a 501(c) organization from providing personal information or requiring a current or prospective contractor or grantee with the public agency to provide a list of 501(c) organizations to which it has provided financial or nonfinancial support. Prohibits a public agency from disclosing an individual's or a 501(c) organization's personal information. Specifies certain circumstances that personal information may be disclosed. Requires maintenance of the confidential nature of the personal information. Authorizes the Comptroller of the Treasury (COT) to have access to personal information for purposes of audit or investigation, but is required to maintain the confidentiality. Specifies that violations are not applicable to institutions of higher education. Creates a Class B misdemeanor offense for knowingly violating the above provisions. Establishes that this Act does not apply to national securities associations or any information such associations provided to the Commissioner of the Department of Commerce and Insurance. Effective October 1, 2021. 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; Wed 3/24/21 12:30pm - House Hearing Rm III, House Civil Justice Committee; Tue 3/23/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Tue 3/30/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee; Wed 3/31/21 12:30pm - House Hearing Rm III, House Civil Justice Committee; Mon 4/5/21 2:00pm - House Hearing Rm I, House Government Operations Committee; Mon 4/12/21 2:00pm - House Hearing Rm I, House Government Operations Committee; Mon 4/12/21 4:30pm - Senate Chamber, Senate Floor; Thu 4/22/21 8:00am - House Hearing Rm I, House Calendar & Rules Committee; Mon 4/26/21 4:00pm - House Chamber, House Floor; Mon 5/3/21 4:00pm - Senate Chamber, Senate Floor; Senate Floor ;

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. Calfee, Kent; Rep. Hazlewood, Patsy; Rep. Hulsey, Bud; Rep. Littleton, Mary; Rep. Reedy, Jay; Rep. Sherrell, Paul; Rep. Todd, Chris; Rep. White, Mark;

Effective Date:

Position: Neutral

Priority:

Task:

Comment:

ROWS:

HB159 - R. Williams - 04/26/21 - House passed with amendment 2 (007082), which deletes all language after the enacting clause. Prohibits a public agency from requiring an individual or a 501(c) organization from providing personal information or requiring a current or prospective contractor or grantee with the public agency to provide a list of 501(c) organizations to which it has provided financial or nonfinancial support. Prohibits a public agency from disclosing an individual's or a 501(c) organization's personal information. Specifies certain circumstances that personal information may be disclosed. Requires maintenance of the confidential nature of the personal information. Authorizes the Comptroller of the Treasury (COT) to have access to personal information for purposes of audit or investigation, but is required to maintain the confidentiality. Specifies that violations are not applicable to institutions of higher education. Creates a Class B misdemeanor offense for knowingly violating the above provisions. Establishes that this Act does not apply to national securities associations or any information such associations provided to the Commissioner of the Department of Commerce and Insurance. Effective October 1, 2021.