



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Bill Status Report - January 28, 2021

Bills filed or having activity in January 2021

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

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

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

Amendment Summary: House Criminal Justice Subcommittee amendment 1 (007434) removes discharging a firearm from within a vehicle from the definition of "reckless endangerment." Adds language allowing persons whose driver's licenses have been revoked or issuance prohibited to apply for a restricted driver's license upon release from confinement. Removes language regarding the offense of community terrorism.

Subcommittee: Criminal_Justice_Subcommittee_04.21.21.pdf

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: 04/20/21 - Senate Judiciary Committee deferred to first calendar of 2022.

House Status: 01/19/22 - Taken off notice in House Criminal Justice Subcommittee.

Executive Status:

Committees: 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. Beck, Bill; Rep. Griffey, Bruce;

Effective Date:

Position:

Priority:

Task:

Comment:

SB1773/HB1830 **CRIMINAL LAW: Creation of programs to reduce gun violence in communities.**

Sponsors: Sen. Gilmore, Brenda , Rep. Lamar, London

Summary: Requires the department of health to submit to the legislature, each municipality, and each county of the state, an annual report on the public health impacts of gun violence on local communities. Specifies requirements for report. Requires law enforcement agencies to provide the department of health with incident-level data on shootings that occur within the agency's jurisdiction in order to identify and track hotspots and direct resources where needed. Encourages the department of labor and workforce development to create a youth employment buyback program that includes training on the skills needed for employment, including nonviolent conflict resolution. Requires the department of safety to develop a firearm buyback program in collaboration with local community groups.

Amendment Summary:

Subcommittee:

Amendments:

Fiscal Note:

Intro Dates: S: 01/19/22, H: 01/20/22

Senate Status: 01/20/22 - Referred to Senate Judiciary Committee.

House Status: 01/26/22 - Referred to House Criminal Justice Subcommittee.

Executive Status:

Committees: Senate Judiciary Committee

House Criminal Justice Subcommittee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 38; Title 39; Title 49; Title 50; Title 68 and Title 71, relative to gun violence.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB1785/HB1678 **CRIMINAL LAW: Expands the offenses of aggravated assault and assault against a first responder.**

Sponsors: Sen. Lundberg, Jon , Rep. Lamberth, William

Summary: Expands the offenses of aggravated assault and assault against a first responder to include an assault involving the use or display of any article used or fashioned to lead the victim to reasonably believe it to be a deadly weapon. Broadly captioned.

Amendment Summary:

Subcommittee:

Amendments:

Fiscal Note:

Intro Dates: S: 01/20/22, H: 01/12/22

Senate Status: 01/24/22 - Referred to Senate Judiciary Committee.

House Status: 01/26/22 - Set for House Criminal Justice Subcommittee 02/02/22.

Executive Status:

Committees: Senate Judiciary Committee
House Criminal Justice Subcommittee

Public Chapter:

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

AG Opinion:

Cosponsors: Rep. Griffey, Bruce;

Effective Date:

Position:

Priority:

Task:

Comment:

SB1791/HB1936 CRIMINAL LAW: Requirements for bail.

Sponsors: Sen. Bell, Mike , Rep. Curcio, Michael

Summary: Requires defendants to have a bail hearing within 48 hours of arrest unless the defendant waives the right to the hearing. Requires the bondsman to return the premium fee if the defendant is not found guilty of charges. Changes the percentages of premium fees and other charges that bondsmen and insurance agents may charge defendants. Restricts bondsmen and agents from wearing any clothing or insignia that resembles or indicates that they work for any local, state, or federal government agency.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: S: 01/20/22, H: 01/26/22

Senate Status: 01/24/22 - Referred to Senate Judiciary Committee.

House Status: 01/26/22 - Introduced in the House

Executive Status:

Committees: Senate Judiciary Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 16 and Title 40, relative to bail bonds.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB1816/HB1951 FAMILY LAW: Transferring possession of firearm by domestic assault offender.

Sponsors: Sen. Campbell, Heidi , Rep. Freeman, Bob

Summary: Requires a domestic assault offender who transferred possession of a firearm to a third party in order to dispossess the firearm to submit to the court an affidavit of firearms receipt in which the third party attests that the third party may lawfully possess a firearm, has received the firearm from the defendant, and accepts responsibility for possession of the firearm. Requires the administrative office of the courts to develop the affidavit of firearms receipt form and post the form on the website of the administrative office of the courts where it can be copied by defendants or provided to them by the court or court clerk upon conviction.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: S: 01/20/22, H: 01/26/22

Senate Status: 01/24/22 - Referred to Senate Judiciary Committee.

House Status: 01/26/22 - Introduced in the House

Executive Status:

Committees: Senate Judiciary Committee

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, Part 6 and Title 39, relative to dispossession of firearms.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB1856 ENVIRONMENT & NATURE: Donations of meat from wild hogs.

Sponsors: Sen. Niceley, Frank ,

Summary: Authorizes hunters to donate meat from exotic animals, including wild hogs, to a charitable or nonprofit organization that operates a food pantry or on-site feeding program, under certain circumstances.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: S: 01/24/22

Senate Status: 01/24/22 - Introduced in the Senate

House Status:

Executive Status:

Committees:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 53 and Title 70, relative to donations of meat.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:
Comment:

SB1896/HB2004 CRIMINAL LAW: Transferring of firearm to person who is prohibited from possessing a firearm.

Sponsors: Sen. Campbell, Heidi , Rep. Clemmons, John
Summary: Creates a class A misdemeanor when a person knowingly gives, loans, or transfers a firearm to another that the person should reasonable know is prohibited by the state or federal law from possessing a firearm.

Amendment
Summary:
Subcommittee
Amendments:

Fiscal Note:
Intro Dates: S: 01/26/22, H: 01/27/22
Senate Status: 01/26/22 - Introduced in the Senate
House Status: 01/27/22 - Introduced in the House

Executive Status:
Committees:
Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.

AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

SB1970 CRIMINAL LAW: Transporting or storage of firearm in motor vehicle.

Sponsors: Sen. Kyle, Sara ,
Summary: Deletes statute that allows authorized persons who have a valid handgun carry permit or concealed handgun carry permit to transport or store a firearm or firearm ammunition in the person's motor vehicle while on or utilizing a public or private parking area if the firearm or firearm ammunition is kept from ordinary observation. Broadly captioned.

Amendment
Summary:
Subcommittee
Amendments:

Fiscal Note:
Intro Dates: S: 01/27/22
Senate Status: 01/27/22 - Introduced in the Senate
House Status:

Executive Status:
Committees:
Public Chapter:

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

AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

SB1972/HB2059 TAXES SALES: Exemption - sale of gun safes and gun safety devices.

Sponsors: Sen. Kyle, Sara , Rep. Sparks, Mike
Summary: Exempts gun safe and gun safety device purchases from the sales and use tax.

Amendment
Summary:
Subcommittee
Amendments:

Fiscal Note:
Intro Dates: S: 01/27/22
Senate Status: 01/27/22 - Introduced in the Senate
House Status: 01/27/22 - Filed for Introduction

Executive Status:
Committees:
Public Chapter:

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

AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

SB2024 CRIMINAL LAW: Voluntary waiver of firearm rights.

Sponsors: Sen. Hensley, Joey ,
Summary: Creates a process for a person to file a voluntary waiver of firearm rights form for the purpose of prohibiting the person from purchasing a firearm; provides for a revocation of the voluntary waiver of firearm rights after seven days; creates the offense of selling or transferring a firearm to a person knowing that the person has executed a voluntary waiver of firearm rights that has not been revoked.

Amendment
Summary:
Subcommittee
Amendments:

Fiscal Note:

Intro Dates:

Senate Status: 01/27/22 - Filed for Introduction

House Status:

Executive Status:

Committees:

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Section 10-7-504 and Title 39, Chapter 17, Part 13, relative to a voluntary waiver of firearm rights.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB2031 CRIMINAL LAW: Voucher program for the purpose of providing a handgun safety course.

Sponsors: Sen. Massey, Becky ,

Summary: Requires the department of safety to create a voucher to provide a free handgun safety course to those purchasing a handgun. Specifies voucher value be worth no more than \$50.00 and be provided at the time of purchase.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates:

Senate Status: 01/27/22 - Filed for Introduction

House Status:

Executive Status:

Committees:

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 4 and Title 39, relative to a handgun safety course.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB2054/HB1697 CRIMINAL LAW: Retired law enforcement officers - directing of traffic.

Sponsors: Sen. Haile, Ferrell , Rep. Jernigan, Darren

Summary: Permits a retired law enforcement officer, who is authorized to carry a firearm within this state to the same extent as authorized for an active law enforcement officer, to direct or regulate traffic if the chief law enforcement officer in the jurisdiction where the retired officer will be directing or regulating traffic has been notified at least 24 hours in advance, or as soon as possible in the event of an emergency. Broadly captioned.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: H: 01/12/22

Senate Status: 01/27/22 - Filed for Introduction

House Status: 01/18/22 - Referred to House Public Service Subcommittee.

Executive Status:

Committees: House Public Service Subcommittee

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 38 and Title 55, Chapter 8, relative to retired law enforcement officers.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

SB2087/HB2009 CRIMINAL LAW: Aggravated assault that involves use or display of a deadly weapon.

Sponsors: Sen. Rose, Paul , Rep. Gillespie, John

Summary: Mandates convictions of aggravated assault committed by discharging a firearm be sentenced one classification higher than other aggravated assault violations.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates: H: 01/27/22

Senate Status: 01/27/22 - Filed for Introduction

House Status: 01/27/22 - Introduced in the House

Executive Status:

Committees:

Public Chapter:

Caption:

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to aggravated assault.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment:

HB1660 CRIMINAL LAW: Defense for non-permit holders who lawfully possess a handgun.

Sponsors: Rep. Cooper, Barbara
Summary: Deletes the defense to unlawfully carrying a firearm for persons who lawfully possess a handgun but are not handgun carry permit holders. Requires a permit holder to have the permit in the holder's immediate possession at all times when carrying a handgun.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/11/22
Senate Status:
House Status: 01/12/22 - Referred to House Criminal Justice Subcommittee.
Executive Status:
Committees: House Criminal Justice Subcommittee
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 39 and Chapter 108 of the Public Acts of 2021, relative to carrying firearms.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

HB1693 PUBLIC EMPLOYEES: Providing in-service education courses and firearms training for constables.

Sponsors: Rep. Campbell, Scotty
Summary: Adds the East Tennessee Constables Association to the list of entities that are eligible to provide in-service education courses and firearms training for constables.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/12/22
Senate Status:
House Status: 01/18/22 - Referred to House Cities & Counties Subcommittee.
Executive Status:
Committees: House Cities & Counties Subcommittee
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 10, relative to constables.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

HB1735 CRIMINAL LAW: Lowers age requirement for handgun carry permit.

Sponsors: Rep. Todd, Chris
Summary: Allows persons 18 years of age or older to obtain an enhanced or concealed handgun carry permit or lawfully carry a handgun in public, provided the person is not prohibited from possessing a firearm in this state or any other state and meets all other statutory requirements. Prohibits persons under age 21 from transporting or storing a firearm or ammunition in a motor vehicle in a parking area located on any school campus unless that person is at least 18 years of age and is an honorably discharged or retired veteran of the United States armed forces, including any guard or reserve component.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/19/22
Senate Status:
House Status: 01/24/22 - Referred to House Civil Justice Subcommittee.
Executive Status:
Committees: House Civil Justice Subcommittee
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 39, relative to firearms.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

HB1738 TAXES SALES: Sales tax holiday for retail sale of gun safes and gun safety devices.

Sponsors: Rep. Sparks, Mike
Summary: Extends the sales tax holiday for the retail sale of gun safes and gun safety devices until June 30, 2023.
Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/19/22

Senate Status:
House Status: 01/24/22 - Referred to House Finance, Ways & Means Subcommittee.
Executive Status:
Committees: House Finance, Ways & Means Subcommittee
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 6, relative to taxation of gun safes and gun safety devices.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

HB1769 CRIMINAL LAW: Malicious prosecution in criminal homicide cases.

Sponsors: Rep. Griffey, Bruce
Summary: Requires a court to order the state to reimburse a criminal defendant for all reasonable costs incurred in defense, including loss of wages, reasonable attorney's fees, and other expenses involved in the defense, if the defendant was charged with a criminal homicide offense and found not guilty due to the justification of self-defense and the trier of fact determines that the defendant proved the self-defense claim by a preponderance of the evidence. Authorizes the court to order the state or the prosecuting attorney, in their individual capacity, to pay the defendant fair and just compensation for any damages incurred as a result of the malicious prosecution.

Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/19/22
Senate Status:
House Status: 01/24/22 - Referred to House Criminal Justice Subcommittee.
Executive Status:
Committees: House Criminal Justice Subcommittee
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 7 and Title 39, relative to justification excluding criminal responsibility.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

HB1898 CRIMINAL LAW: Expands the circumstances in which a permit holder may carry a firearm.

Sponsors: Rep. Grills, Rusty
Summary: Expands current carry permit laws by replacing the language "handgun(s)" with the language "firearm(s)" wherever it appears throughout the section. Does not authorize out-of-state handgun license or carry permit holders to carry any firearm or weapon in this state other than a handgun.

Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/24/22
Senate Status:
House Status: 01/26/22 - Referred to House Civil Justice Subcommittee.
Executive Status:
Committees: House Civil Justice Subcommittee
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 10; Title 33; Title 36; Title 38; Title 39; Title 40; Title 49; Title 50 and Title 70, relative to firearms.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:
Comment:

HB1998 CRIMINAL LAW: Fee for retired officer to carry firearm under federal law.

Sponsors: Rep. Hulsey, Bud
Summary: Increases from \$5.00 to \$6.00 the maximum fee that a sheriff may charge a retired law enforcement officer for taking the officer's fingerprints to run a background check on the officer for purposes of authorizing the officer to carry a firearm under federal law.

Amendment
Summary:
Subcommittee
Amendments:
Fiscal Note:
Intro Dates: H: 01/27/22
Senate Status:
House Status: 01/27/22 - Introduced in the House
Executive Status:
Committees:
Public Chapter:
Caption: AN ACT to amend Tennessee Code Annotated, Title 38, Chapter 8, relative to retired law enforcement officers.
AG Opinion:
Cosponsors:
Effective Date:
Position:
Priority:
Task:

Comment:

HB2087 CRIMINAL LAW: Offense to store firearms in vehicle.

Sponsors: Rep. White, Mark

Summary: Creates an offense for a person to store a firearm or firearm ammunition in a motor vehicle or boat in the absence of the person, unless the firearm or ammunition is safely locked away and out of view. Requires the person who owns the firearm to report the loss or theft of the firearm to law enforcement within 24 hours of the discovery. Creates a Class C misdemeanor for violation of this section, punishable by completion of a court-approved gun-safety course. Disallows fines or incarceration as punishment.

Amendment

Summary:

Subcommittee

Amendments:

Fiscal Note:

Intro Dates:

Senate Status:

House Status: 01/27/22 - Filed for Introduction

Executive Status:

Committees:

Public Chapter:

Caption: AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to firearms.

AG Opinion:

Cosponsors:

Effective Date:

Position:

Priority:

Task:

Comment: