



# TFA 2024 Legislation

Bill Status Report - Week of March 11, 2024

**SB168/HB85 CRIMINAL LAW: Free All Cannabis for Tennesseans Act.**



Sen. Campbell, Heidi  
Rep. Freeman, Bob

*Summary:*

Enacts the "Free All Cannabis for Tennesseans Act" or "FACT Act," which establishes a regulatory structure for the cultivation, processing, and retail sale of marijuana and marijuana products in this state to be administered by the department of agriculture. Authorizes an adult to use, possess, and transport not more than 60 grams of marijuana, except that not more than 15 grams of that amount may be in the form of marijuana concentrate. Defines "marijuana concentrate" to mean the cannabinoid-rich oil or extract from marijuana extracted from plant material or the resin created from the plant by physical or chemical means and includes water-based marijuana concentrate, food-based marijuana concentrate, solvent-based marijuana concentrate, and heat- or pressure-derived marijuana concentrate. Authorizes an adult to transfer without remuneration to another adult not more than 60 grams of marijuana, except that not more than 15 grams of that amount may be in the form of marijuana concentrate. Specifies that the transfer must not be advertised or promoted to the public. Authorizes an adult to cultivate for personal use no more than 12 marijuana plants in an area on the premises of the adult's private residence. Allows a person to prohibit or restrict the possession, consumption, cultivation, distribution, manufacture, sale, or display of marijuana or marijuana products on property the person owns, occupies, or manages. Authorizes a county, by resolution of the county legislative body, or an incorporated municipality, by ordinance of its governing body, to levy a local sales tax in a rate not to exceed five percent on the sale of marijuana and marijuana products within such county or municipality. Also imposes a 15 percent tax on each sale of marijuana or a marijuana product by a marijuana dispensary. Requires the department of revenue to allocate the revenue derived from the marijuana tax and specifies allocation (37 pp.).

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

(Dated April 10, 2023) Increase State Revenue Net Impact - \$65,256,000/FY24-25/General Fund \$134,742,400/FY25-26/General Fund \$134,782,400/FY26-27/General Fund \$134,955,200/FY27-28 and Subsequent Years/General Fund HB 85 - SB 168 3 \$63,454,600/FY24-25/Department of Agriculture \$126,909,200/FY25-26 and Subsequent Years/ Department of Agriculture \$25,381,800/FY24-25/Department of Safety \$50,763,700/FY25-26 and Subsequent Years/ Department of Safety \$25,381,800/FY24-25/ State Employee Legacy Pension Stabilization Reserve Trust \$50,763,700/FY25-26 and Subsequent Years/ State Employee Legacy Pension Stabilization Reserve Trust \$6,345,500/FY24-25/Department of Education \$12,690,900/FY25-26 and Subsequent Years/ Department of Education \$6,345,500/FY24-25/Department of Revenue \$12,690,900/FY25-26 and Subsequent Years/ Department of Revenue \$600/Each FY24-25 through FY26-27/Department of State \$200/FY27-28 and Subsequent Years/Department of State Increase State Expenditures \$232,300/FY24-25/Department of Revenue \$223,900/FY25-26 and Subsequent Years/ Department of Revenue \$1,713,900/FY24-25/Department of Agriculture \$785,900/FY25-26 and Subsequent Years/ Department of Agriculture Decrease State Expenditures - \$71,100/FY23-24/Incarceration \$143,500/FY24-25/Incarceration \$144,900/FY25-26 and Subsequent Years/Incarceration Increase Local Revenue Net Impact \$65,486,600/FY24-25 \$131,083,400/Each FY25-26 through FY26-27 \$131,166,000/FY27-28 and Subsequent Years Decrease Local Expenditures - \$10,525,800/FY23-24 \$21,051,600/FY24-25 and Subsequent Years HB 85 - SB 168 4 Other Fiscal Impact Decreases in incarceration expenditures will continue through FY32-33. Exact amounts of annual decreases over the next 10 years are included below. Additionally, this legislation could result in reduced expenditures for incarceration at the state and local level, and increased expenditures at the state and local for additional public benefits; however, due to multiple unknown variables, any such impacts cannot be reasonably determined at this time.

*Intro Dates:*

S: 01/20/23, H: 01/11/23

*Senate Status:*

01/21/23 - Referred to Senate Judiciary Committee.

*House Status:*

03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:*

AN ACT to amend Tennessee Code Annotated, Title 4; Title 29; Title 33; Title 38; Title 39; Title 40; Title 41; Title 43; Title 45; Title 50; Title 53; Title 63; Title 67; Title 68 and Title 71, relative to cannabis.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB908/HB994 CRIMINAL LAW: Threats of deadly force by private citizens making an arrest.**



Sen. Niceley, Frank  
Rep. Keisling, Kelly

*Summary:* Clarifies that a threat to use deadly force by a private citizen making an arrest is not in itself considered a use of deadly force. Prohibits a private citizen from threatening to use deadly force during the course of a citizen's arrest unless the arrest is for a crime committed or threatened against the citizen making the arrest or for a violent crime committed or threatened in the presence of the citizen making the arrest.

*Amendment*

*Summary:*

*Subcommittee* CriminalSubamendments01.16.24.pdf

*Amendments:* CriminalSubAmendmentPacket01.23.24.pdf

*Fiscal Note:* (Dated March 8, 2023) NOT SIGNIFICANT

*Intro Dates:* S: 02/02/23, H: 02/01/23

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 11, Part 6, relative to criminal liability.

*AG Opinion:*

*Cosponsors:* Rep. Barrett, Jody; Rep. Bricken, Rush; Rep. Capley, Kip; Rep. Carr, Dale; Rep. Chism, Jesse; Rep. Davis, Elaine; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Fritts, Monty; Rep. Grills, Rusty; Rep. Hardaway, G.A.; Rep. Hulseley, Bud; Rep. Lynn, Susan; Rep. McCalmon, Jake; Rep. Moody, Debra; Rep. Powers, Dennis; Rep. Ragan, John; Rep. Reedy, Jay; Rep. Richey, Bryan; Rep. Todd, Chris; Rep. Vital, Greg; Rep. Warner, Todd;

*Position:*  
*Priority:*  
*Comment:*

**SB1501/HB1016 EDUCATION: Annual report date on compliance with the Schools Against Violence in Education Act.**

Sen. Stevens, John

Rep. Grills, Rusty

*Summary:* Changes the date, from February 1 to January 15, by which the commissioner must annually report to the governor and the general assembly on the implementation of and compliance with the Schools Against Violence in Education Act. Broadly captioned.

*Amendment Summary:* House amendment 1, Senate Education Committee amendment 1 (004972) rewrites this bill to make various changes to the present law relative to the offense of communicating a threat concerning a school employee. Under present law, a person commits the offense if: (1) The person communicates to another a threat to cause the death of or serious bodily injury to a school employee and the threat is directly related to the employee's scope of employment; (2) The threat involves the use of a firearm or other deadly weapon; (3) The person to whom the threat is made reasonably believes that the person making the threat intends to carry out the threat; and (4) The person making the threat intentionally engages in conduct that constitutes a substantial step in the commission of the threatened act and the threatened act and the substantial step, when taken together, are corroborative of the person's intent to commit the threatened act, and occur close enough in time to evidence an intent and ability to commit the threatened act. Present law establishes this offense as a Class B misdemeanor, punishable by a maximum term of imprisonment of 30 days. Present law defines a "school" as an elementary school, middle school, or high school; college or applied technology or postsecondary vocational or technical school; or two-year or four-year college or university. This amendment adds a student as a person protected under this law, providing that a person commits the offense of communicating a threat concerning a school student if the person communicates to another a threat to cause the death or serious bodily harm to a student on school property or at a school-related activity. This amendment defines "school property" as a school building or bus, school campus or grounds, recreational area, athletic field, or other property owned, used or operated by an LEA, private school board of trustees, or directors for the administration of any school.

*Subcommittee* Criminal\_Justice\_Sub\_Amendments\_03.21.2023.pdf

*Amendments:*

*Fiscal Note:* (Dated February 1, 2023) NOT SIGNIFICANT

*Intro Dates:* H: 02/01/23

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 04/06/23 - House passed with amendment 1 (004972).

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 37; Title 39 and Title 49, relative to school violence.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB1652/HB1712 CRIMINAL LAW: Issuance of risk protection order.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Freeman, Bob

*Summary:* Permits a court to issue a risk protection order upon a finding by clear and convincing evidence that a person poses a significant danger of causing personal injury to the person or others if allowed to possess or purchase a firearm. Specifies that a petition for a risk protection order must be filed in the county where the petitioner's law enforcement office is located, as applicable, or the county where the respondent resides. Authorizes a law enforcement officer to petition for the risk protection order (17 pp.).

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 11, 2024) Increase State Expenditures \$605,000/FY24-25 \$248,800/FY25-26 and Subsequent Years \$127,000 Incarceration SB 1652 - HB 1712

*Intro Dates:* H: 01/10/24

*Senate Status:* 01/10/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 33; Title 36; Title 38 and Title 39, relative to orders of protection.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

*Comment:* This proposed legislation appears to be likely unconstitutional under the United States Supreme Court's decision in New York State Rifle and Pistol Association v. Bruen, No. 20-843. The legislation fails the TFA's "Bruen Basis" test. For the "Bruen Basis" test, please see TFA's website at <https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/>

**SB1657/HB1846 HEALTH CARE: Reporting on firearm injuries and deaths.**



Sen. Campbell, Heidi  
Rep. Clemmons, John

*Summary:* Requires the department of health to make an annual report to the governor on the total number of firearm injuries and deaths in this state per 100,000 people. Requires the attorney general and reporter to assist the department, upon request, in collecting information necessary for the report.

*Amendment Summary:* Senate Health & Welfare Committee amendment 1, House Health Subcommittee amendment 1 (014521) requires the Department of Health (DOH) to submit an annual report to the Governor, detailing the total number of firearm injuries and deaths, as well as certain demographics, caused by firearms in this state per 100,000 people that occurred in the previous calendar year. Requires the Attorney General and Reporter to assist in collecting information necessary for the reports, upon request. Requires DOH to ensure that the confidentiality of individually identifiable health information is maintained in the department's reporting.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 17, 2024) NOT SIGNIFICANT

*Intro Dates:*

*Senate Status:* 03/13/24 - Senate Health & Welfare Committee recommended with amendment 1 (014521), which requires the Department of Health (DOH) to submit an annual report to the Governor, detailing the total number of firearm injuries and deaths, as well as certain demographics, caused by firearms in this state per 100,000 people that occurred in the previous calendar year. Requires the Attorney General and Reporter to assist in collecting information necessary for the reports, upon request. Requires DOH to ensure that the confidentiality of individually identifiable health information is maintained in the department's reporting. Sent to Senate Calendar Committee.

*House Status:* 03/13/24 - Set for House Health Committee 03/20/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 8; Title 39; Title 63 and Title 68, relative to reporting on firearm injuries and deaths.

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	

**SB1662/HB1708 GOVERNMENT ORGANIZATION: Charitable organization fees and reporting.**

 Sen. Swann, Art

Rep. McCalmon, Jake

*Summary:* Changes certain fees payable to the secretary of state by certain charitable organizations from \$50 to \$10. Increases from \$500,000 to \$1,000,000 the amount of gross revenue received during a fiscal year to trigger certain reporting requirements. Assesses a late fee of \$25 per month on certain financial reports that are not timely filed.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 20, 2024) Decrease State Revenue \$1,734,700/FY24-25/Division of Charitable Solicitations and Gaming

*Intro Dates:* H: 01/09/24

*Senate Status:* 03/11/24 - Senate passed.

*House Status:* 03/07/24 - House passed.

*Executive Status:* 03/11/24 - Sent to the speakers for signatures.

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 3, Chapter 17, Part 1 and Title 48, Chapter 101, Part 5, relative to charitable organizations.

*AG Opinion:*

*Cosponsors:* Rep. Bricken, Rush; Rep. Hawk, David;

*Position:*

*Priority:*

*Comment:*

**SB1669/HB1651 LOTTERY: Application by nonprofit organization to operate a charitable gaming event.**

 Sen. Johnson, Jack  
Rep. Whitson, Sam

*Summary:* Establishes a five-day period after the effective date of this act during which a nonprofit organization may apply to operate a charitable gaming event during the annual period beginning July 1, 2023, until June 30, 2024.

*Amendment Summary:* House amendment 1 (013744) authorizes nonprofit organizations to submit an annual charitable gaming event application to the Secretary of State(SOS) within five calendar days after this proposed legislation becomes law for events being held from the period beginning July 1, 2023, and ending June 30, 2024, and for events being held in the period beginning July 1, 2024, and ending June 30, 2025. Requires the omnibus listing of any approved organizations for the period beginning July 1, 2023 to June 30, 2024, and for July 1, 2024 to June 30, 2025, to be transferred to the Clerk of the Senate and the Clerk of the House of Representatives within 10 calendar days after this proposed legislation becomes law.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 20, 2024) Increase State Revenue \$300/FY23-24/Division of Charitable Solicitations and Gaming

*Intro Dates:* H: 01/09/24

*Senate Status:* 03/14/24 - Senate passed.

*House Status:* 02/26/24 - House passed with amendment 1 (013744).

*Executive Status:* 03/14/24 - Sent to the speakers for signatures.

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 3, Chapter 17, relative to charitable gaming.

*AG Opinion:*

*Cosponsors:* Rep. McCalmon, Jake;

*Position:*

*Priority:*

*Comment:*

**SB1686/HB2825 CRIMINAL LAW: County legislative body - passage of resolution regarding carrying of handguns.**

●●○○○○○○○○○○ Sen. Lamar, London  
●●○○○○○○○○○○ Rep. Camper, Karen

*Summary:* Authorizes a county legislative body to elect not to permit persons within the county to lawfully carry a handgun without a handgun carry permit by passage of a resolution. Requires a county that has passed such a resolution to provide notice to persons present within the county by posting notice of the resolution in conspicuous public locations throughout the county.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 4, 2024) Other Fiscal Impact The extent and timing of increases in state revenue and expenditures and local revenue cannot be determined with reasonable certainty.

*Intro Dates:* H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposed legislation appears to be likely unconstitutional under the United States Supreme Court's decision in <i>New York State Rifle and Pistol Association v. Bruen</i> , No. 20-843. The legislation fails the TFA's "Bruen Basis" test. For the "Bruen Basis" test, please see TFA's website at <a href="https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/">https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/</a>



**SB1693/HB2824 CRIMINAL LAW: Creation of an office of gun violence prevention.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Camper, Karen

*Summary:* Creates an office of gun violence prevention within the department of safety with the goal of collecting and analyzing gun violence data in this state to develop and implement strategies to prevent gun violence and mass shootings. Places the office in sunset review in 2027. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 9, 2024) Increase State Expenditures \$1,071,500/FY24-25 \$951,200/FY25-26 and Subsequent Years

*Intro Dates:* H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Government Operations Committee 03/20/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 38; Title 39; Title 47 and Title 68, relative to gun violence.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

*Comment:* Grows government without justification or need. Likely step to future proposed gun control.

**SB1695/HB1667 GOVERNMENT REGULATION: Firearm regulation by local governments.**

●●○○○○○○○○○○ Sen. Yarbro, Jeff

●●○○○○○○○○○○ Rep. Hemmer, Caleb

*Summary:* Authorizes local governments to regulate the storage of a firearm in a motor vehicle when the motor vehicle is unoccupied. Applies in counties having a population greater than 98,800, according to the 2020 or a subsequent federal census. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 28, 2024) NOT SIGNIFICANT

*Intro Dates:* H: 01/09/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to firearm regulation by local governments.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

*Comment:* This proposed legislation appears to be likely unconstitutional under the United States Supreme Court's decision in *New York State Rifle and Pistol Association v. Bruen*, No. 20-843. The legislation fails the TFA's "Bruen Basis" test. For the "Bruen Basis" test, please see TFA's website at <https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/>

**SB1697/HB1823 CRIMINAL LAW: Firearm hold agreement.**

●●○○○○○○○○○○ Sen. Walley, Page

●●○○○○○○○○○○ Rep. Farmer, Andrew

*Summary:* Defines "firearm hold agreement" as a private transaction between a licensed federal firearms dealer and a firearm owner under which the dealer takes possession of the owner's firearm at the owner's request, holds the firearm for an agreed period of time, and then returns the firearm. States that a person does not have a cause of action against a licensed federal firearms dealer for any act or omission arising from a firearm hold agreement and resulting in personal injury or death of any natural person unless the action was the result of unlawful conduct by the licensed federal firearms dealer. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 17, 2024) NOT SIGNIFICANT

*Intro Dates:*

*Senate Status:* 03/12/24 - Failed in Senate Judiciary Committee.

*House Status:* 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to firearm hold agreements.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

*Comment:* This creates a pattern where firearms are privately owned but are placed in custodial possession of a person or entity whose records are open to ATF inspection and will become at some point permanently in the possession of the ATF. Further, legislation does not appear to address whether the individual would have to submit to any future background check, including checks by TBI or local government, to recover their items.

**SB1708/HB1631 EDUCATION: Private schools - adoption of handgun carry policies.**

●●●○○○○○○○○ Sen. Hensley, Joey  
●●●●●●●●○○○○ Rep. Bulso, Gino

*Summary:* Clarifies that a private school serving students in any of the grades pre-K through 12 is authorized to adopt a handgun carry policy for the private school's property.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 11, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/11/24, H: 01/09/24

*Senate Status:* 03/14/24 - Set for Senate Education Committee 03/20/24.

*House Status:* 02/26/24 - House passed.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13; Title 49, Chapter 1 and Title 49, Chapter 50, relative to private schools.

*AG Opinion:*

*Cosponsors:*

*Position:* Support

*Priority:*

*Comment:*

**SB1715/HB1664 EDUCATION: Law enforcement officers assigned as school resource officers.**

●●●○○○○○○○○○○ Sen. Hensley, Joey  
●●●○○○○○○○○○○ Rep. Warner, Todd

*Summary:* Authorizes a law enforcement agency to assign a law enforcement officer to serve as a school resource officer at a school within a local board of education's control that has not entered into a memorandum of understanding with a law enforcement agency to assign a school resource officer to the school. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 2, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/11/24, H: 01/09/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/13/24 - Set for House Education Administration Committee 03/20/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 8; Title 37; Title 38; Title 49 and Title 62, relative to law enforcement at schools.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB1716/HB1665 ENVIRONMENT & NATURE: No-cost hunting permits for veterans and military personnel.**



Sen. Hensley, Joey

Rep. Warner, Todd

*Summary:* Requires that veterans and active military personnel be issued no-cost hunting permits and licenses that are required to participate in the waterfowl seasons during which only veterans and active military personnel may hunt.

*Amendment Summary:* Senate amendment 1, House Agriculture & Natural Resources Committee amendment 1 (013307) requires state permits or licenses that are required for a veteran or active military personnel to hunt waterfowl during seasons declared pursuant to the bill to be issued without charge to the veteran or active military personnel.

*Subcommittee Amendments:* Agriculture\_&\_Natural\_Resources\_Sub\_Amendment\_02.06.24.PDF

*Fiscal Note:* (Dated February 5, 2024) Increase State Expenditures - \$39,700/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/11/24, H: 01/09/24

*Senate Status:* 03/14/24 - Senate passed with amendment 1 (013307), which requires state permits or licenses that are required for a veteran or active military personnel to hunt waterfowl during seasons declared pursuant to the bill to be issued without charge to the veteran or active military personnel.

*House Status:* 03/13/24 - House Finance Subcommittee placed behind the budget.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 70, relative to waterfowl hunting by military service members.

*AG Opinion:*

*Cosponsors:* Rep. Keisling, Kelly;

*Position:*

*Priority:*

*Comment:*

**SB1729/HB1728 CRIMINAL LAW: Expands the offense of aggravated stalking.**

●●○○○○○○○○○○ Sen. Lamar, London  
●●○○○○○○○○○○ Rep. Hakeem, Yusuf

*Summary:* Expands the offense of aggravated stalking to include persons who purchase a semi-automatic rifle or attempt to use a semi-automatic rifle for the course and furtherance of stalking.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 17, 2024) Increase State Expenditures \$24,600 Incarceration Decrease Local Expenditures \$1,900/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/11/24, H: 01/10/24

*Senate Status:* 01/29/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 36 and Title 39, Chapter 17, relative to stalking.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:* Possible caption bill.

**SB1731/HB2288 CRIMINAL LAW: Creation of Class D felony for an offense other than a dangerous felony.**

●●●○○○○○○○○○○ Sen. Walley, Page  
●●●○○○○○○○○○○ Rep. Hale, Michael

*Summary:* Creates the Class D felony employing a firearm during the commission of, attempt to commit, or flight or escape from an offense other than a dangerous felony. Requires a person convicted of the offense to be sentenced to a mandatory minimum sentence of five years imprisonment. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 22, 2024) Increase State Expenditures \$291,500 Incarceration

*Intro Dates:* S: 01/11/24, H: 01/31/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Committee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:* Possible caption bill.



SB1769/HB1640 **MENTAL HEALTH: Adjudication as a mental defective.**



Sen. Lundberg, Jon  
Rep. Lamberth, William

*Summary:* Expands the definition of "adjudication as a mental defective" to include a person who has been found incompetent to stand trial in a criminal proceeding and requires the clerk of court in such a proceeding to collect and report any such finding to the federal bureau of investigation-NICS Index and the department of safety. Establishes a rebuttable presumption that a person who has been charged with a criminal offense and found incompetent to stand trial poses a substantial likelihood of serious harm. Prohibits the purchase or possession of a firearm by a person who has been adjudicated as a mental defective. Broadly captioned.

*Amendment Summary:* House Criminal Justice Subcommittee amendment 1 (012019) renames the bill as "Jillian's Law." House Criminal Justice Committee amendment 1 (013322) enacts Jillian's Law. Requires courts wherein commitments to mental institutions are ordered to collect and include information regarding individuals found incompetent to stand trial in reports made to the Federal Bureau of Investigation (FBI)-NICS index and the Department of Safety (DOS). Creates a rebuttable presumption that a person who has been charged with a felony or Class A misdemeanor and found by a court to be incompetent to stand trial due to an intellectual disability or mental illness meets the commitment criteria for involuntary care and treatment. Establishes that such a person committed to involuntary care and treatment must remain committed until the competency of the person to stand trial is restored or, if competency is unable to be restored, until the court with criminal jurisdiction over the charges approves a mandatory outpatient treatment plan that accounts for the safety of the community. Requires, rather than permits, a court to order a person found incompetent to stand trial for a felony charge and who is found not to be committable to participate in community-based services developed by the Department of Intellectual and Developmental Disabilities (DIDD) or the Department of Mental Health and Substance Abuse Services (DMHSAS) to attain and maintain competence to stand trial and reduce the risk of becoming committable. Includes individuals found incompetent to stand trial by a court in a criminal proceeding in the definition of "adjudication as a mental defective or adjudicated as a mental defective" for the purpose of criminal offenses relating to weapons. Creates the Class A misdemeanor offense of carrying or possessing a firearm after having been adjudicated as a mental defective or judicially committed to a mental institution. Establishes that it is a Class A misdemeanor offense for a person to knowingly purchase or attempt to purchase a firearm if the person has been judicially committed to a mental institution or adjudicated as a mental defective. Establishes that a person may petition the court that entered the judicial commitment or adjudication order for relief from the firearm disabilities imposed by the adjudication or judicial commitment after three years from the later of the date of release from commitment or the date of the adjudication order.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 6, 2024) Based on additional information provided by the Department of Intellectual and Developmental Disabilities, the fiscal note, issued on February 6, 2024, is being corrected as follows: (CORRECTED) Increase State Expenditures - Net Impact - \$2,117,100/FY24-25 and Subsequent Years HB 1640 - SB 1769 (CORRECTED)Other Fiscal Impact - If the number of new admissions to involuntary commitment under the Department of Intellectual and Developmental Disabilities exceeds the department's current capacity, there will be a significant increase in expenditures for additional staff and supplies to accommodate such increase in services.

*Intro Dates:* S: 01/24/24, H: 01/09/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 02/14/24 - House Finance Subcommittee placed behind the budget.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 33; Title 37; Title 39 and Title 40, relative to mental health.

*AG Opinion:*

*Cosponsors:* Rep. Bricken, Rush; Rep. Gillespie, John; Rep. Howell, Dan; Rep. Russell, Lowell; Rep. Sherrell, Paul; Rep. Williams, Ryan;

*Position:* Oppose  
*Priority:*  
*Comment:* This bill was amended by the House Sponsor so that the amendment entirely rewrites the bill. It continues to present a concern that the proposed legislation appears to be likely unconstitutional under the United States Supreme Court's decision in *New York State Rifle and Pistol Association v. Bruen*, No. 20-843. The legislation fails the TFA's "Bruen Basis" test in particularly with respect to individuals who fall within the scope of the legislation but who are neither convicted of a crime nor are they involuntarily detained in a mental health or other state facility. For the "Bruen Basis" test, please see TFA's website at <https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/>

**SB1785/HB2199 CRIMINAL LAW: MaKayla's Law.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Mitchell, Bo

*Summary:* Expands offense of reckless endangerment to include a person failing to lock, secure, or otherwise store or make unavailable a firearm and ammunition for the firearm as a Class E felony if a child younger than 13 years of age obtains possession of the firearm, discharges the firearm, and the discharge results in bodily injury or serious bodily injury to the child or to another. Specifies where a child is younger than 13 years of age obtains possession of the firearm, discharges the firearm, and the discharge results in the death of the child or another then the offense is a Class C felony.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 28, 2024) Increase State Expenditures \$163,900 Incarceration Decrease Local Expenditures \$9,600/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/24/24, H: 01/29/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 01/31/24 - Referred to House Criminal Justice Subcommittee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Section 39-13-103, relative to the offense of reckless endangerment.

*AG Opinion:*

*Cosponsors:*

*Position:*  
*Priority:*  
*Comment:*

**SB1789/HB2555 MENTAL HEALTH: Creates the behavioral health crisis intervention services board.**

Sen. Kyle, Sara

Rep. Shaw, Johnny

*Summary:* Creates the behavioral health crisis intervention services board to provide oversight and input on the development of an integrated behavioral health crisis care system in this state. Imposes a behavioral health crisis intervention services surcharge on certain telephone services. Creates the behavioral health crisis intervention services fund to receive the surcharge funds. (12pp). Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 4, 2024) Increase State Revenue \$27,524,400/FY24-25/ Behavioral Health Crisis Intervention Services Fund \$65,534,400/FY25-26 and Subsequent Years/ Behavioral Health Crisis Intervention Services Fund Increase State Expenditures \$3,421,000/FY24-25/ Behavioral Health Crisis Intervention Services Fund \$9,839,200/FY26-27 and Subsequent Years/ Behavioral Health Crisis Intervention Services Fund

*Intro Dates:* S: 01/24/24, H: 01/31/24

*Senate Status:* 01/29/24 - Referred to Senate Government Operations Committee.

*House Status:* 03/13/24 - Set for House Health Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29; Title 7; Title 33; Title 63 and Title 68, relative to 988 Suicide & Crisis Lifeline.

*AG Opinion:*

*Cosponsors:*

*Position:*  
*Priority:*  
*Comment:*

**SB1868/HB1909 CRIMINAL LAW: Self-defense - adult person carrying pepper spray or taser.**

●●●○○○○○○○○○ Sen. Hensley, Joey  
●●●●●●●●○○○ Rep. Bulso, Gino

*Summary:* Specifies that it is not a criminal offense for an adult person to carry or possess pepper spray, a taser, mace, stun gun, or another similar device for purposes of self-defense when on property owned, operated, or in use by any college or university board of trustees, regents, or directors for the administration of any public or private educational institution. Prohibits the adoption of a policy by a college, university, or other educational institution prohibiting an adult person from carrying pepper spray, a taser, mace, or another similar device for purposes of self-defense when on property owned, operated, or in use by any college or university board of trustees, regents, or directors for the administration of any public or private educational institution.

*Amendment Summary:* House amendment 1 (013495) rewrites the bill to make changes to law relative to carrying weapons on school property, as described below: This amendment prohibits a public college or university or other public institution of higher education, an adult person, including, but not limited to, a staff member, student, employee, and other adult person lawfully present on the property of the college, university, or institution from carrying a non-lethal weapon for purposes of self-defense when in any building or bus, on the campus, grounds, recreation area, athletic field, or any other property owned, operated, or while in use by any college or university board of trustees, regents, or directors for the administration of any public higher educational institution. This amendment defines a "non-lethal weapon" as pepper spray, a pepper spray gun, pepper gel, mace, a stun gun, an electronic control device, or other conducted energy device. This amendment authorizes a public college or university or other public institution of higher education to prohibit the carrying of non-lethal weapons on the grounds of any pre-K-12 school located on its campus. This amendment authorizes a public college or university or other public institution of higher education to prohibit the carrying of non-lethal weapons in any building where armed security is provided or where such carrying is prohibited by contract.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 2, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/24/24, H: 01/24/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/04/24 - House passed with amendment 1 (013495).

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39 and Title 49, relative to self-defense.

*AG Opinion:*

*Cosponsors:* Rep. Barrett, Jody;

*Position:* Support  
*Priority:*  
*Comment:*

**SB1869/HB2872 JUDICIARY: Mental health findings - prohibition on purchase or possession of firearm.**

●●○○○○○○○○○○ Sen. Yarbro, Jeff

●●○○○○○○○○○○ Rep. Hemmer, Caleb

*Summary:* Requires clerks of court to collect and report a finding that a person is incompetent to stand trial in a criminal proceeding to the federal bureau of investigation and department of safety. Prohibits the purchase or possession of a firearm by a person who has been adjudicated as a mental defective, including a person who has been found incompetent to stand trial in a criminal proceeding. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 29, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/24/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 02/07/24 - Referred to House Civil Justice Subcommittee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 39 and Title 40, relative to mental health findings.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB1880/HB1981 CRIMINAL LAW: Increasing charges for criminal offense involving possessing a firearm and stalking.**

●●○○○○○○○○○○ Sen. Kyle, Sara  
●●○○○○○○○○○○ Rep. Jones, Justin

*Summary:* Increases the charge for a person who commits an offense possessing a firearm and has been convicted of stalking from a class B misdemeanor to a class A misdemeanor.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 5, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/24/24, H: 01/24/24

*Senate Status:* 01/31/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:* Possible caption bill. Even as written, the real purpose or the need of the bill is unclear.

**SB1915/HB1859 PROFESSIONS & LICENSURE: Occupational licensing for individuals with a criminal record.**

Sen. Niceley, Frank  
Rep. Davis, Elaine

*Summary:* Prohibits certain licensing authorities from automatically barring an individual from licensure because of the individual's criminal record. Requires the licensing authority to provide individualized consideration of an individual's criminal record and circumstances. Specifies which convictions a licensing authority may consider in deciding for licensure. Makes other changes related to licensure determinations and criminal records including not using a vague term in its consideration and its notice or decision, including good moral character, moral turpitude, or character and fitness. (11pp). Broadly captioned.

*Amendment Summary:* House Business & Utilities Subcommittee amendment 1 (015308) prohibits a licensing authority for licensures of mental health services, alcohol, and drug prevention or treatment services from denying an application for a license, certificate, or registration, or refusing to renew a license, certificate, or registration due to a prior criminal conviction that does not directly related to the applicable occupation, profession, business, or trade. Prohibits the licensing authority from using a vague term in its consideration and its notice or decision under this section, including good moral character or character and fitness, without also providing an explanation of how a prior conviction directly relates to the applicable occupation, profession, business, or trade, if such prior conviction serves as a basis for the licensing authority's consideration and notice or decision. Prohibits a licensing authority for licensures of mental health services, alcohol, and drug prevention or treatment services from denying an application for a license, certificate, or registration, or refusing to renew a license, certificate, or registration due to a prior criminal conviction that does not directly relate to the applicable occupation, profession, business, or trade. Prohibits the licensing authority from using a vague term in its consideration and its notice or decision under this section, including good moral character or character and fitness, without also providing an explanation of how a prior conviction directly relates to the applicable occupation, profession, business, or trade, if such prior conviction serves as a basis for the licensing authority's consideration and notice or decision.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 9, 2024) Other Fiscal Impacts Due to multiple unknown variable, the net impact on state license fee revenue cannot be quantified with reasonable certainty.

*Intro Dates:* S: 01/24/24, H: 01/24/24

*Senate Status:* 03/12/24 - Set for Senate Commerce & Labor Committee 03/13/24.

*House Status:* 03/13/24 - Set for House Commerce Committee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 62 and Title 63, relative to occupational licensing.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB1932/HB2106 CRIMINAL LAW: Criminal history records sealed after completion of sentencing requirements.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Dixie, Vincent

*Summary:* Allows for a person who was convicted of certain criminal offenses to petition the court in which they were convicted to seal the person's criminal history records after having fulfilled the requirements of the sentence imposed, is not subject to any pending criminal charges, and has not been convicted of a criminal offense for at least five years after the completion of any term or imprisonment, supervised or unsupervised release, or probation. (12pp.)

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 24, 2024) Other Fiscal Impact - The extent and timing of any mandatory increase in local revenue and expenditures cannot reasonably be determined.

*Intro Dates:* S: 01/25/24

*Senate Status:* 01/29/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*



**SB1933/HB2107 CRIMINAL LAW: Expunction of misdemeanor or felony offense when petitioner is 65 or older.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Dixie, Vincent

*Summary:* Allows for a person who was convicted of certain felonies or misdemeanor offenses to petition for expunction of that person's public records involving a criminal offense if the person is 65 years of age or older, at least 10 years have elapsed since completion of sentence for the offense, and the person has not had any additional arrests, charges, or criminal convictions.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 10, 2024) Increase Local Revenue \$107,200/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/25/24

*Senate Status:* 01/29/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:* Amend

*Priority:*

*Comment:* This bill proposes to provide expungements for misdemeanor offenses if certain conditions are met including that the petitioner must be at least 65 years old and at least 10 years have passed. While a waiting period may be appropriate for expungements of misdemeanor offenses, it is not clear why the sponsors have made this option only available to those who are 65 or older.

**SB2020/HB1695 CRIMINAL LAW: Autopsy reports of minors who were victims of violent crimes.**



Sen. Reeves, Shane

Rep. Alexander, Rebecca

*Summary:* States that reports of county medical examiners and autopsy reports of victims of violent crime who are minors are not public documents. Authorizes the release of these records if the parent or legal guardian consents to the release. Broadly captioned.

*Amendment Summary:* House amendment 1 (013524) makes the following changes to the bill: (1) Provides that reports of county medical examiners and autopsy reports of minors whose manner of death is listed as a homicide are not public documents; (2) Allows for the report of a county medical examiner or autopsy report of a minor whose death is listed as a homicide to be released if another state or federal law requires such release; and (3) Deletes the definition of a "violent crime."

*Subcommittee* Public\_Service\_02.06.24.pdf

*Amendments:*

*Fiscal Note:* (Dated January 17, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/29/24, H: 01/09/24

*Senate Status:* 03/13/24 - Set for Senate State & Local Government Committee 03/19/24.

*House Status:* 03/04/24 - House passed with amendment 1 (013524).

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 10, Chapter 7; Title 38; Title 39 and Title 40, relative to minor victims of violent crime.

*AG Opinion:*

*Cosponsors:* Rep. Hicks, Tim; Rep. Lamberth, William; Rep. McCalmon, Jake;

*Position:*

*Priority:*

*Comment:*

**SB2025/HB1899 EDUCATION: Authorization of retired law enforcement officers to be hired as school resource officers.**

●●○○○○○○○○○○ Sen. Reeves, Shane  
●●●○○○○○○○○○○ Rep. Rudd, Tim

*Summary:* Authorizes LEAs and public charter schools to employ retired law enforcement officers who are retired from a federal, state, or local law enforcement agency and honorably discharged veterans of the United States armed forces to serve as school resource officers on school premises. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 3, 2024) Other Fiscal Impact To the extent that a school chooses to employ a retired law enforcement officer or an honorably discharged veteran as an SRO, there will be a permissive increase in local expenditures of approximately \$73,200 per SRO beginning FY24-25. However, a precise recurring increase in local expenditures cannot be reasonably determined.

*Intro Dates:* S: 01/29/24, H: 01/24/24

*Senate Status:* 01/31/24 - Referred to Senate Education Committee.

*House Status:* 03/13/24 - Set for House Education Administration Committee 03/20/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 8; Title 37; Title 38; Title 49 and Title 62, relative to school safety.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:* Appears to be caption bill. As written, it suggests that other individuals may not be preferable should they desire to serve as school resource officers.

**SB2039/HB2263 ENVIRONMENT & NATURE: Appointees to the fish and wildlife commission.**



Sen. Rose, Paul  
Rep. Darby, Tandy

*Summary:* Requires that appointees to the fish and wildlife commission participate in activities regulated by the commission. Requires the commission and wildlife resource agency to encourage hunting, angling, and trapping as preferred methods of wildlife management and conservation within this state. Broadly captioned.

*Amendment Summary:* House amendment 1 (014171) clarifies that the fish and wildlife commission has exclusive authority over the taking of game and fish, except to the extent such authority involves the regulation of the alteration of aquatic resources or other matters regulated under title 69, part 3.

*Subcommittee:* Departments\_02.21.24.pdf

*Amendments:*

*Fiscal Note:* (Dated February 16, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/29/24, H: 01/31/24

*Senate Status:* 03/14/24 - Senate passed.

*House Status:* 03/14/24 - House passed with amendment 1 (014171), which clarifies that the fish and wildlife commission has exclusive authority over the taking of game and fish, except to the extent such authority involves the regulation of the alteration of aquatic resources or other matters regulated under title 69, part 3.

*Executive Status:* 03/14/24 - Sent to the speakers for signatures.

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 70, relative to wildlife.

*AG Opinion:*

*Cosponsors:* Rep. Haston, Kirk;

*Position:*

*Priority:*

*Comment:*

**SB2062/HB1881 CRIMINAL LAW: Penalty for assault against a law enforcement officer.**

●●○○○○○○○○○○ Sen. White, Dawn  
●●○○○○○○○○○○ Rep. Capley, Kip

*Summary:* Establishes a penalty for assault against a law enforcement officer that is a Class E felony and mandates a \$10,000 fine and a minimum of 60 days incarceration. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 21, 2024) Increase State Expenditures \$2,360,600 Incarceration Decrease Local Expenditures \$352,100/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/29/24, H: 01/24/24

*Senate Status:* 02/27/24 - Senate Judiciary Committee deferred to the Final Calendar.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39 and Title 40, relative to assault against certain persons.

*AG Opinion:*

*Cosponsors:* Rep. Barrett, Jody; Rep. Garrett, Johnny ; Rep. Lamberth, William; Rep. Leatherwood, Tom; Rep. Littleton, Mary; Rep. McCalmon, Jake; Rep. Sexton, Cameron;

<i>Position:</i>
<i>Priority:</i>
<i>Comment:</i>

**SB2123/HB2735 CRIMINAL LAW: Firearms transactions - providing materially false information to dealer or seller.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Hemmer, Caleb

*Summary:* Creates a Class E felony that is committed when a person provides to a gun dealer or private seller of firearms what the person knows to be materially false information with intent to deceive the dealer or seller about the legality of a transfer of a firearm. Creates a Class E felony that is committed when a person knowingly obtains a firearm for the purposes of transferring the firearm to another who is prohibited from receiving or possessing a firearm by state or federal law. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 29, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 02/07/24 - Referred to House Criminal Justice Subcommittee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to firearms transactions.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2148/HB2100 BANKING & CREDIT: Provision or denial of services based on an analysis of risk factors unique to customer.**



Sen. Johnson, Jack  
Rep. Zachary, Jason

*Summary:* Requires financial institutions to make determinations about the provision or denial of services based on an analysis of risk factors unique to each current or prospective customer. Prohibits financial institutions from denying or cancelling services to a person based on the person's political affiliations, religious beliefs, firearm ownership, and other factors.

*Amendment Summary:* House Commerce Committee amendment 1 (015550) requires financial institutions and insurers to make determinations about the provision or denial of services based on an analysis of risk factors or based on an analysis of sound underwriting and actuarial principles related to actual or reasonably anticipated loss experience unique to each current or prospective customer. Prohibits a financial institution from denying, canceling or discriminating its services to a person on the basis of a list of certain specific factors including, but not limited to political affiliation, social credit score, or any factor that is not a quantitative, impartial, risk-based standard. Prohibits an insurer from refusing to insure, or charging a different rate to a person, solely on the basis of a person's political affiliations or religious affiliations. Authorizes a customer to request from a financial institution a detailed explanation within 90 days of the basis of denial, restriction or termination of service. Requires the financial institution to submit upon receipt of the request the letter within 30 days. Establishes a violation by a financial institution of such as an unfair and deceptive act or practice under the Consumer Protection Act of 1977 and establishes a violation by an insurer is an unfair trade practice under the Unfair Trade Practices and Unfair Claims Settlement Act of 2009. Declares that the provisions of the legislation do not apply to a department, agency, or instrumentality of the United States, or its agent, to the extent of its operations in such capacity.

*Subcommittee Amendments:* Banking\_Sub\_Amendments\_03.05.24.pdf

*Fiscal Note:* (Dated February 9, 2024) Increase State Expenditures \$310,600/FY24-25/Financial Institutions \$307,600/FY25-26 and Subsequent Years/Financial Institutions

*Intro Dates:* S: 01/31/24

*Senate Status:* 03/13/24 - Senate Commerce & Labor Committee recommended with amendment 1 (verbal). Sent to Senate Calendar Committee.

*House Status:* 03/14/24 - Set for House Floor on 03/18/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 9; Title 45; Title 47 and Title 56, relative to consumer protection.

*AG Opinion:*

*Cosponsors:*

*Position:*  
*Priority:*  
*Comment:*

**SB2166/HB2417 CRIMINAL LAW: Restoration of rights.**

●●○○○○○○○○○○ Sen. Yarbrow, Jeff  
●●○○○○○○○○○○ Rep. Dixie, Vincent

*Summary:* Permits a person who was convicted of an infamous crime after July 1, 1986, but before July 1, 1996, to petition a circuit court for restoration of the person's full rights of citizenship in the same manner established for persons convicted on or after July 1, 1996. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 8, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 2; Title 34 and Title 40, relative to restoration of rights.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*



**SB2178/HB2908 CRIMINAL LAW: Program for a person to voluntarily waive the right to purchase firearms.**

●●○○○○○○○○○○ Sen. Hensley, Joey  
●●○○○○○○○○○○ Rep. Kumar, Sabi

*Summary:* Enacts the Suicide Prevention Act of 2024 which requires the Tennessee bureau of investigation to establish a program and form for a revocable voluntary waiver of the right to purchase firearms. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 1, 2024) Increase State Expenditures Exceeds \$200,000/FY24-25

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 33 and Title 39, Chapter 17, Part 13, relative to firearms.

*AG Opinion:*

*Cosponsors:* Rep. Faison, Jeremy; Sen. Swann, Art;

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2180/HB1904 CRIMINAL LAW: Persons authorized to carry a firearm pursuant to an enhanced handgun carry permit or concealed handgun carry permit.**

●●○○○○○○○○○○ Sen. Hensley, Joey  
●●○○○○○○○○○○ Rep. Fritts, Monty

*Summary:* Exempts persons who are authorized to carry a firearm pursuant to an enhanced handgun carry permit or a concealed handgun carry permit from the criminal offense of possessing a firearm in a concealed manner at a meeting conducted by, or on property owned, operated, or managed or under the control of the individual, corporation, business entity, or government entity that is properly posted.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 01/24/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to the possession of weapons.

*AG Opinion:*

*Cosponsors:* Rep. Barrett, Jody;

*Position:*

*Priority:*

*Comment:*

**SB2189/HB2195 CRIMINAL LAW: Prohibits the possession of an assault weapon.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Mitchell, Bo

*Summary:* Prohibits the possession of an assault weapon. To defend against prosecution for possession of an assault weapon, individuals must prove they possessed the assault weapon prior to Jul. 1, 2024. A person in possession of an assault weapon must apply for a certificate of possession created by the Department of Safety by Jul. 1, 2025. The legislation establishes requirements for inheriting an assault weapon, possession of assault weapons by members of the United States Armed Forces, and the sale or transfer of assault weapons.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2024) Increase State Expenditures \$11,900 Incarceration Other Fiscal Impact There will be a recurring decrease in state and local revenue related to sales taxes. A precise estimate of such decreases cannot be determined. The extent of any potential impacts on state and local business tax revenue related to firearm manufacturing facilities can also not be determined. Further, there will be a recurring decrease in revenue to the Tennessee Bureau of Investigation related to background check fees of an unknown amount. HB 2195 - SB 2189

*Intro Dates:* S: 01/31/24, H: 01/29/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2191/HB2193 TAXES SALES: Imposes a 15% tax on the retail sale of firearms.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Mitchell, Bo

*Summary:* Imposes an additional 15% tax on the retail sale of firearms. Requires revenue from the firearms tax to be deposited into the K-12 mental health counselor fund to be administered by the department of education and used exclusively to provide school counselors in elementary and secondary public schools and public charter schools in this state and for mental health assessments and services for students pursuant to a school counselor's referral. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2024) Increase State Revenue \$24,828,600/FY24-25/K-12 Mental Health Counselor Fund Exceeds \$24,828,600/FY25-26 and Subsequent Years/ K-12 Mental Health Counselor Fund Other Fiscal Impact There will be a significant increase in local revenue in FY24-25 and subsequent years as money from the K-12 Mental Health Counselor Fund is allocated to local education agencies as needed. A precise estimate of this annual increase cannot be determined.

*Intro Dates:* S: 01/31/24, H: 01/29/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/12/24 - Failed in House K-12 Subcommittee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13; Title 49, Chapter 5; Title 49, Chapter 6 and Title 67, relative to sales of firearms.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2192/HB2196 CRIMINAL LAW: Offense for a person to possess a large capacity magazine.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Mitchell, Bo

*Summary:* Creates an offense for a person to possess or manufacture an ammunition feeding device that has capacity to accept more than 10 rounds, unless certain circumstances apply. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) Other Fiscal Impact There will be a recurring mandatory increase in local expenditures related to incarceration in FY24-25 and subsequent years. Due to unknown variables, a precise estimate of this increase cannot be quantified. \* The extent of any impacts on state and local tax revenue cannot be quantified.

*Intro Dates:* S: 01/31/24, H: 01/29/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to large-capacity magazines.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2193/HB2277 CRIMINAL LAW: Prohibits the sale of firearms to persons under 21 years of age.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Mitchell, Bo

*Summary:* Prohibits the sale of firearms to anyone under 21 years of age and makes the sale of firearms to persons under 21 years of age a Class A misdemeanor. Captioned broadly.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 28, 2024) Decrease State Revenue Net Impact \$339,000/FY24-25 and Subsequent Years Decrease Local Revenue Net Impact \$138,400/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

*Comment:* This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2194/HB2192 CRIMINAL LAW: Transferring of a firearm to a purchaser.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Mitchell, Bo

*Summary:* Requires a gun dealer to ensure that 14 days have passed since the transaction of a firearm was initiated by the purchaser before transferring the firearm to the purchaser.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 28, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 01/29/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2223/HB2762 BANKING & CREDIT: Merchant codes and firearms retailers.**



Sen. Johnson, Jack  
Rep. Grills, Rusty

*Summary:* Prohibits a financial institution from requiring the usage of a merchant code that distinguishes a firearms retailer from a general merchandise retailer or a sporting goods retailer and from disclosing a financial record collected in violation of the prohibition. Broadly captioned.

*Amendment Summary:* Senate Commerce & Labor Committee amendment 1 (015720) creates the Second Amendment Financial Privacy Act. Prohibits government entities from knowingly keeping any list or record of privately owned firearms or their owners. Prohibits a financial institution from requiring a code that distinguishes a firearm retailer from any other retailer. Does not impose limitations on a financial institution's right to process disputes or fraud. If a financial intuition or individual does not cease activity after 30 days of notice of violation, a fine of up to \$10,000 may be imposed. Firearm retailers whose business is subject of a violation has the right to an investigation.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 12, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 03/12/24 - Senate Commerce & Labor Committee recommended with amendment 1 (015720). Sent to Senate Calendar Committee.

*House Status:* 03/13/24 - Set for House Commerce Committee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 6; Title 29; Title 38; Title 39; Title 45 and Title 47, relative to merchant codes.

*AG Opinion:*

*Cosponsors:* Rep. Barrett, Jody; Rep. Boyd, Clark; Rep. Bricken, Rush; Rep. Bulso, Gino; Rep. Capley, Kip; Rep. Cochran, Mark; Rep. Davis, Elaine; Rep. Doggett, Clay; Rep. Faison, Jeremy; Rep. Fritts, Monty; Rep. Hale, Michael; Rep. Hulse, Bud; Rep. Hurt, Chris; Rep. Lamberth, William; Rep. Leatherwood, Tom; Rep. Lynn, Susan; Rep. Martin, Greg; Rep. Martin, Brock; Rep. Moody, Debra; Rep. Powers, Dennis; Rep. Reedy, Jay; Rep. Richey, Bryan; Rep. Todd, Chris; Rep. Vital, Greg; Rep. Williams, Ryan; Rep. Zachary, Jason;

*Position:*

*Priority:*

*Comment:*



**SB2233/HB2958 CRIMINAL LAW: Storage of firearms.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Hardaway, G.A.

*Summary:* Creates a Class A misdemeanor under which is an offense for a person to store or keep a firearm on the premises of a residence under the control of the person if the person knows, or reasonably should know, that a minor is likely to gain access to the firearm without the permission of the parent or guardian of the minor or a resident of the residence is ineligible to possess a firearm under federal or state law.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 9, 2024) Increase State Expenditures \$118,800 Incarceration

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to firearm storage.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2287/HB2350 CRIMINAL LAW: Prohibits permitting a child to have access to a firearm without supervision.**

●●○○○○○○○○○○ Sen. Oliver, Charlane  
●●○○○○○○○○○○ Rep. Johnson, Gloria

*Summary:* Creates the Class A misdemeanor of knowingly or recklessly permitting a child under 12 years of age to have access to or possession, custody, or use of a firearm unless the person has the permission of the child's parent or guardian, the child is under the supervision of an adult, and the firearm was used for lawful sporting activity.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 24, 2024) Increase State Expenditures \$23,800 Incarceration Decrease Local Expenditures \$1,800/FY24-25 and Subsequent Years HB 2350 - SB 2287

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2288/HB2352 CRIMINAL LAW: Requires owner of a firearm to reports its theft within 48 hours.**

●●○○○○○○○○○○ Sen. Oliver, Charlane  
●●○○○○○○○○○○ Rep. Johnson, Gloria

*Summary:* Requires a person who owns a firearm shall report the loss or theft of the firearm to a law enforcement agency within forty-eight hours of the discovery of the loss or theft. Not reporting the theft is punishable only by a civil penalty, not to exceed five hundred dollars.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 24, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

*Comment:* This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2342/HB2538 CRIMINAL LAW: Creation of a criminal offense for threatening to commit an act of mass violence.**

●●●●○○○○○○○○ Sen. Haile, Ferrell  
●●○○○○○○○○○○ Rep. Cochran, Mark

*Summary:* Creates the criminal offense of recklessly, by any means of communication, threatening to commit an act of mass violence and the threat causes a reasonable expectation or reasonable fear of the commission of an act of mass violence.

*Amendment Summary:* Senate Judiciary Committee amendment 1 (014483) creates a Class E felony offense for recklessly, by any means of communication, threatening to commit an act of mass violence and the threat causes a reasonable expectation or reasonable fear of the commission of an act of mass violence. The classification is enhanced to a Class D felony if: (1) the violation involves threatening to commit an act of mass violence on the property of a school, a house of worship, or a federal, state, or local government, or at a live performance or event; (2) the defendant has one or more prior convictions for such offense or a Class A misdemeanor threat of mass violence on a school property; or (3) the defendant has taken a substantial step towards carrying out an act of mass violence. Requires the court to make every effort to determine whether the defendant is a threat to the public using all available resources, prior to making a bail determination. Authorizes the court to consider evidence or testimony from law enforcement officers, the District Attorney General, a psychologist with forensic experience or training, the Department of Safety, or any other appropriate person in making such a determination. Requires, as a condition of bail or other pretrial release, a court to order a defendant charged with threatening to commit an act of mass violence to undergo a mental health assessment to determine if emergency involuntary admission to a treatment facility is needed. Authorizes a court to also order a defendant to undergo a mental health evaluation to determine whether the defendant is competent to stand trial or the defendant's mental capacity at the time of the commission of the offense. Authorizes a sentencing court to order a person convicted of threatening to commit an act of mass violence to pay restitution. Prohibits a defendant charged with threatening an act of mass violence from being released on bail unless authorized by a judge.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 25, 2024) Increase State Expenditures \$859,000 Incarceration \$6,305,100/FY24-25/General Fund \$2,101,300/FY25-26 and Subsequent Years/ General Fund SB 2342 - HB 2538

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 02/27/24 - Senate Judiciary Committee recommended with amendment (014483). Sent to Senate Finance.

*House Status:* 03/13/24 - Set for House Criminal Justice Committee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 3 and Title 40, Chapter 11, relative to mass violence.

*AG Opinion:*

*Cosponsors:* Sen. Hensley, Joey; Sen. McNally, Randy;

*Position:*

*Priority:*

*Comment:*

**SB2438/HB2505 CRIMINAL LAW: Requirement to maintain ammunition in an area inaccessible to customers.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Harris, Torrey

*Summary:* Requires retailers and sellers of firearm ammunition to maintain ammunition in an area inaccessible to a customer in a retail establishment. Classifies a violation as a Class A misdemeanor. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 24, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 03/05/24 - Senate Judiciary Committee deferred to 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2449/HB2329 CRIMINAL LAW: Offense of carrying a firearm with the intent to go armed.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Pearson, Justin

*Summary:* Deletes an exception to the offense of carrying a firearm with the intent to go armed for persons carrying, whether openly or concealed, a handgun if the person lawfully possesses the handgun, is in a place where the person is lawfully present, and the person meets certain age requirements.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 18, 2024) Increase State Revenue \$7,451,300/FY24-25 and Subsequent Years/Handgun Permit Division \$2,280,400/FY24-25 and Subsequent Years/Tennessee Bureau of Investigation Increase State Expenditures \$3,152,800/FY24-25 and Subsequent Years/Handgun Permit Division \$1,045,100/FY24-25 and Subsequent Years/Tennessee Bureau of Investigation Increase Local Revenue \$685,600/FY24-25 and Subsequent Years

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 03/05/24 - Senate Judiciary Committee deferred to 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2453/HB2333 CRIMINAL LAW: Possession or manufacture of a switch or auto sear device made to convert a weapon to shoot automatically more than one shot.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Pearson, Justin

*Summary:* Prohibits the possession, manufacture, transport, repair, or sale of a switch or auto sear device designed, made, or adapted to convert a weapon to shoot automatically more than one shot, without manual reloading, by a single function of the trigger, and a firearm built from a weapon parts kit, including a frame or receiver parts kit, and not marked with a serial number, unless certain exceptions apply. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 19, 2024) Increase State Expenditures \$4,200 Incarceration Other Fiscal Impact The extent of any impacts on state and local tax revenue cannot be quantified with reasonable certainty.

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 03/05/24 - Senate Judiciary Committee deferred to 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2456/HB2336 CRIMINAL LAW: Manufacture or distribution of an 80% frame or 80% receiver.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Pearson, Justin

*Summary:* Prohibits the manufacture, distribution, sale, or transfer of an 80% frame or 80% receiver on or after July 1, 2024, without a manufacturer's serial number prominently stamped on the item or on a piece of metal securely affixed to the item. Creates the Class A misdemeanor of manufacturing, distributing, selling, or transferring an 80% frame or 80% receiver without a serial number prominently stamped on the item or a piece of metal securely affixed thereto, which is punishable by a \$5,000 fine. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 17, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 01/31/24

*Senate Status:* 03/05/24 - Senate Judiciary Committee deferred to 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 38 and Title 39, relative to firearms.

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.



**SB2475/HB2648 CRIMINAL LAW: Range training for handgun permits.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. McKenzie, Sam

*Summary:* Requires all individuals carrying handguns, whether open or concealed, to possess a permit and requires that a person applying for an enhanced handgun carry permit to have proof of having completed a handgun safety course. Also removes the eligibility for renewal of all concealed handgun carry permits issued prior to July 1, 2024.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 4, 2024) Increase State Revenue \$7,451,300/FY24-25 and Subsequent Years/Handgun Permit Division \$2,280,400/FY24-25 and Subsequent Years/Tennessee Bureau of Investigation Increase State Expenditures \$3,152,800/FY24-25 and Subsequent Years/Handgun Permit Division \$1,045,100/FY24-25 and Subsequent Years/Tennessee Bureau of Investigation Increase Local Revenue \$685,600/FY24-25 and Subsequent Years Other Fiscal Impact The proposed legislation will require changes to the Department of Safety's A-List software system related to abolishing concealed handgun carry permits. It is assumed that these modifications can be accomplished by the vendor under the current contractual agreement without a need for additional expenditures; therefore, any fiscal impact to the department is estimated to be not significant. However, if the scope of work required by this and other legislation subsequently enacted exhausts the relevant contract provision, the proposed legislation could result in an increase in state expenditures up to \$78,000 in FY24-25.

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 03/05/24 - Senate Judiciary Committee deferred to 03/19/24.

*House Status:* 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*  
*Priority:*  
*Comment:*

**SB2477/HB2695 CRIMINAL LAW: Authorizes an attorney to carry a handgun in specific circumstances.**

●●○○○○○○○○○○ Sen. Hensley, Joey  
●●○○○○○○○○○○ Rep. Doggett, Clay

*Summary:* Authorizes an attorney to carry a handgun in a building and room in which judicial proceedings are in progress if the attorney is present in furtherance of the attorney’s representation of a party with business before the court, is an enhanced handgun carry permit holder, and keeps the handgun concealed at all times. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 1, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to judicial proceedings.

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	
<i>Priority:</i>	
<i>Comment:</i>	

**SB2488/HB2837 CRIMINAL LAW: Offense of reckless endangerment involving the display of a firearm - revocation of driver license.**

●●○○○○○○○○○○○ Sen. Kyle, Sara  
●●○○○○○○○○○○○ Rep. Towns Jr., Joe

*Summary:* Requires a court to order the revocation of a person's driver license if the person is convicted of the offense of reckless endangerment involving the display of a firearm from within a motor vehicle and the person has a prior conviction for the same offense. Requires a court to order the seizure and forfeiture of a person's motor vehicle used in the commission of the offense if the person is convicted of the offense of reckless endangerment involving the display of a firearm from within a motor vehicle and the person has two or more prior convictions for the same offense. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 9, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 01/31/24, H: 02/01/24

*Senate Status:* 02/01/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39; Title 40, Chapter 33 and Title 55, relative to reckless endangerment.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2502/HB2082 CRIMINAL LAW: TBI report on money collected for background checks associated with firearm sales.**

●●○○○○○○○○○○ Sen. Hensley, Joey  
●●○○○○○○○○○○ Rep. Fritts, Monty

*Summary:* Requires the TBI to submit a report on the amount of money collected for background checks associated with firearm sales in excess of the costs associated with conducting the background checks to the criminal justice committee of the house of representatives and the judiciary committee of the senate by March 1, rather than February 1, of each year. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 27, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 02/01/24

*Senate Status:* 03/11/24 - Senate Judiciary Committee deferred to final calendar.

*House Status:* 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to weapons.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2516/HB2689 STATE GOVERNMENT: Civil action against person or entity that infringes upon a person's right to bear arms.**

●●○○○○○○○○○○ Sen. Niceley, Frank  
●●○○○○○○○○○○ Rep. Doggett, Clay

*Summary:* Creates a civil action against any person or government entity that infringes upon a person's right to bear arms under the Tennessee or United States Constitutions. Requires the person or entity to be liable for actual or statutory damages, punitive damages, attorney's fees, and court costs.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 18, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 02/20/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Sen. Bailey, Paul; Sen. Bowling, Janice; Rep. Capley, Kip;

*Position:* Support

*Priority:*

*Comment:*

**SB2555/HB2606 CRIMINAL LAW: Emergency orders of protection.**

●●○○○○○○○○○○ Sen. Lamar, London  
●●○○○○○○○○○○ Rep. Johnson, Gloria

*Summary:* Allows a court to issue an emergency protection order upon a finding that a person poses an imminent risk of harm to the person or others if allowed to purchase or possess a firearm. Authorizes a family member, household member, intimate partner, or law enforcement officer to petition for an emergency protection order. Specifies that a person filing a petition for an emergency protection order shall not be required to bear the costs, including any court costs, filing fees, litigation taxes, or any other costs associated with the emergency protection order whether issued inside or outside the state.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) Increase Local Expenditures Exceeds \$4,400/FY24-25 and Subsequent Years HB 2606 - SB 2555

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 02/05/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 36 and Title 39, relative to emergency protection orders.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2574/HB1720 CRIMINAL LAW: Theft of a firearm valued at less than \$60,000.**

●●○○○○○○○○○○ Sen. Taylor, Brent

●●○○○○○○○○○○ Rep. Gillespie, John

*Summary:* Increases from Class E and Class D to a Class C felony the classification of theft of a firearm valued at less than \$60,000 and related offenses. Specifies that it is a Class C felony to receive, possess, store, barter, sell, transfer, or dispose of a stolen firearm or firearm ammunition. Clarifies that it is not an offense for a law enforcement officer or law enforcement agency to confiscate and dispose of a stolen firearm or firearm ammunition.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated January 17, 2024) Increase State Expenditures \$2,780,800 Incarceration

*Intro Dates:* S: 02/01/24, H: 01/10/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Sen. Rose, Paul;

*Position:* Oppose  
*Priority:*  
*Comment:* This proposed legislation appears to be likely unconstitutional under the United States Supreme Court's decision in *New York State Rifle and Pistol Association v. Bruen*, No. 20-843. The legislation fails the TFA's "Bruen Basis" test. For the "Bruen Basis" test, please see TFA's website at <https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/>

**SB2626/HB2702 CRIMINAL LAW: Offenses involving theft or use of a firearm - child transferred to sheriff of the county.**

●●○○○○○○○○○○ Sen. Jackson, Ed  
●●○○○○○○○○○○ Rep. Littleton, Mary

*Summary:* Requires the juvenile court to transfer a child to the sheriff of the county to be held according to law and dealt with as an adult in the criminal court if the child is charged with an offense involving theft of a firearm or a felony offense involving the use of a firearm and the child was 14 or older at the time of the alleged conduct. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2024) Increase State Expenditures \$2,268,700 Incarceration Decrease State Expenditures \$7,489,800/FY24-25 and Subsequent Years Decrease Federal Expenditures \$832,200/FY24-25 and Subsequent Years

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 37, relative to certain offenses committed by juveniles.

*AG Opinion:*

*Cosponsors:* Rep. Capley, Kip; Rep. Grills, Rusty; Rep. Rudder, Iris;

*Position:*  
*Priority:*  
*Comment:*



**SB2734/HB2901 MENTAL HEALTH: Prerequisites for emergency detention and admission to a treatment facility.**

 Sen. Jackson, Ed  
Rep. Kumar, Sabi

*Summary:* Changes prerequisites for emergency detention and admission to a treatment facility from "immediate" substantial likelihood of serious harm to "imminent" substantial likelihood of serious harm. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 15, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/14/24 - House passed.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 33; Title 41 and Title 68, relative to mental health services.

*AG Opinion:*

*Cosponsors:*

*Position:* Neutral

*Priority:*

*Comment:* This legislation opens up an area of the law in a manner that could be readily amended to create a Red Flag law. For that reason, this legislation should be carefully monitored for possible adverse amendments.

**SB2736/HB2812 CRIMINAL LAW: Right to a justifiable use of force hearing prior to trial.**

●●○○○○○○○○○○ Sen. Niceley, Frank  
●●○○○○○○○○○○ Rep. Hulsey, Bud

*Summary:* Grants a defendant who has been charged with a criminal offense based on the use of force or threatened use of force and who asserts that the force was justified by law the right to a justifiable use of force hearing prior to trial, at which the prosecution has the burden to prove by clear and convincing evidence that the use of force was unlawful. Requires the court to dismiss the criminal charges and find the defendant immune from criminal prosecution if the prosecution fails to meet that burden. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 02/05/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Sen. Pody, Mark;

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2770/HB1872 CRIMINAL LAW: Enhancement of criminal penalties upon conviction of violent crimes by illegal aliens.**

●●○○○○○○○○○○ Sen. Bowling, Janice  
●●○○○○○○○○○○ Rep. Fritts, Monty

*Summary:* Allows for a court to enhance the statutory penalty up to imprisonment for life without the possibility of parole when an illegal alien commits a violent crime, an illegal alien is using or displaying a deadly weapon when convicted, or there is a conviction for a violent crime which occurred on the property of a school. Also requires that any arrest and conviction that the enhancement factors would apply to is reported to the Tennessee bureau of investigation's human trafficking advisory council. Broadly captioned.

*Amendment Summary:* House Criminal Justice Subcommittee amendment 1 (014625) authorizes a court to enhance the statutory penalty up to imprisonment for life without the possibility of parole for a conviction under the following circumstances: (1) the conviction is for the commission of a violent crime and the defendant was an illegal alien at the time the offense was committed; (2) the conviction involves the use or display of a deadly weapon and the defendant was an illegal alien at the time the offense was committed; or (3) the conviction is for the commission of a violent crime committed by an adult and the offense occurred on the property of a school. Specifies that a judge may consider whether a defendant is lawfully present in the state when making a determination as to: (1) whether or not a defendant should be released on bail; and (2) the amount of bail necessary to reasonably assure the appearance of the defendant while at the same time protecting the safety of the public. Requires an arrest and subsequent conviction to which certain enhancement factors apply to be reported to the Department of Safety (DOS).

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 24, 2024) NOT SIGNIFICANT

*Intro Dates:* H: 01/24/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/13/24 - Set for House Criminal Justice Committee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 33; Title 39; Title 40 and Title 49, relative to criminal offenses.

*AG Opinion:*

*Cosponsors:*

*Position:*  
*Priority:*  
*Comment:*

**SB2784/HB2594 ENVIRONMENT & NATURE: Requires payment of restitution for illegal hunting.**

●●○○○○○○○○○○ Sen. Bowling, Janice

●●○○○○○○○○○○ Rep. Rudder, Iris

*Summary:* Requires payment of restitution to landowners by persons who commit hunting-related offenses on property where they do not have a legal right to be present. Bases restitution amount on the type of animals involved in the offense. Requires restitution to be fully paid before other penalties due to the state are paid. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) NOT SIGNIFICANT

*Intro Dates:* H: 02/01/24

*Senate Status:* 03/06/24 - Taken off notice in Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 03/13/24 - Taken off notice in House Department & Agencies Subcommittee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39; Title 40 and Title 70, relative to violations of wildlife laws.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2788/HB2883 CRIMINAL LAW: Carrying of handguns in public schools buildings and buses by law enforcement officers.**

●●○○○○○○○○○○ Sen. Pody, Mark  
●●○○○○○○○○○○ Rep. Todd, Chris

*Summary:* Allows law enforcement officers, whether on-duty or off-duty, retired law enforcement officers, active duty and retired members of the armed forces of the United States, whether in discharge of official duties or not, and enhanced handgun carry permit holders, except in certain circumstances, to possess or carry, whether openly or concealed, with or without the intent to go armed, a handgun in any Pre-K-12 public school building or bus, school campus, grounds, recreation area, athletic field, or any other property owned, operated, or while in use by any public board of education or Pre-K-12 school. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) Other Fiscal Impact Liability insurance expenditures for schools is estimated to increase; however, the precise amount or timing of the increase cannot be reasonably determined at this time.

*Intro Dates:* H: 02/01/24

*Senate Status:* 03/12/24 - Senate Judiciary Committee deferred to Final Calendar.

*House Status:* 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 38; Title 39, Chapter 17, Part 13 and Title 49, relative to firearms.

*AG Opinion:*

*Cosponsors:*

*Position:*  
*Priority:*  
*Comment:*

**SB2825/HB2854 TAXES SALES: Exemption - retail sale of firearms that have a barrel less than an internal diameter of .50 caliber.**

●●○○○○○○○○○○ Sen. Crowe, Rusty  
●●○○○○○○○○○○ Rep. Hill, Timothy

*Summary:* Exempts the retail sale of firearms that have a barrel less than an internal diameter of .50 caliber and shotguns of 10 gauge or greater from the sales and use tax.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

*Intro Dates:* H: 02/01/24

*Senate Status:* 03/13/24 - Set for Senate Finance Revenue Subcommittee 03/19/24.

*House Status:* 02/07/24 - Referred to House Finance, Ways & Means Committee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 6, Part 3, relative to firearms.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2871/HB1954 CRIMINAL LAW: Increases penalty for illegally transferring a firearm to a minor.**

Sen. Akbari, Raumesh  
Rep. Parkinson, Antonio

*Summary:* Increases the penalty for illegally transferring a firearm to a minor from a Class A misdemeanor to a Class D felony and requires that an adult who is convicted be punished as criminally responsible for any resulting crime. Creates the Class D felony offense of inducing or coercing a minor to commit theft of a firearm, robbery, burglary, or aggravated burglary involving theft of a firearm.

*Amendment Summary:* House Criminal Justice Committee amendment 1 (013908) creates a Class D felony offense for knowingly inducing or coercing a minor to commit one of the following offenses: (1) theft of a firearm; (2) robbery involving theft of a firearm; (3) aggravated robbery involving theft of a firearm; (4) especially aggravated robbery involving theft of a firearm; (5) burglary involving theft of a firearm; (6) aggravated burglary involving theft of a firearm; or (7) especially aggravated burglary involving theft of a firearm. Enhances the penalty, from a Class A misdemeanor to a Class D felony, for a person who commits the offense of intentionally, knowingly, or recklessly selling, loaning or making a gift of a firearm to a minor. Effective October 1, 2024.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 8, 2024) Increase State Expenditures \$1,613,600 Incarceration Decrease Local Expenditures \$100/FY24-25 and Subsequent Years Other Fiscal Impact There will be additional increases in state expenditures related to an increase in admissions for adults who are criminally responsible for offenses minors commit with unlawfully sold, loaned, or gifted firearms. The extent and timing of any such impacts cannot be reasonably determined.

*Intro Dates:* S: 02/01/24, H: 01/24/24

*Senate Status:* 02/05/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Finance, Ways & Means Subcommittee 03/20/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to firearms offenses involving minors.

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.

**SB2887/HB2963 CRIMINAL LAW: Prohibits the possession, manufacture, transport, repair, or sale of a switch or auto sear device.**

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

*Summary:* Introduces a Class E felony for intentionally or knowingly possessing, manufacturing, transporting, repairing, or selling a switch or auto sear device that is designed, made or intended for use in converting a weapon to shoot automatically more than one shot by a single function trigger without manual reloading.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 7, 2024) Increase State Expenditures \$4,200 Incarceration Other Fiscal Impact The extent of any impacts on state and local tax revenue cannot be quantified with reasonable certainty.

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 02/05/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*



**SB2910/HB2465 BANKING & CREDIT: Merchant codes for a seller of firearms or ammunition.**

●●○○○○○○○○○○ Sen. Bailey, Paul

●●○○○○○○○○○○ Rep. Stevens, Robert

*Summary:* Prohibits certain financial entities from assigning a merchant code to or otherwise classifying a merchant that is a seller of firearms or ammunition separately from a general merchandise retailer or sporting goods retailer. Authorizes the department of financial institutions to assess a civil penalty of no more than \$10,000 for a violation, or to bring an action to enjoin a violation of the prohibition. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 02/01/24, H: 01/31/24

*Senate Status:* 03/13/24 - Taken off notice in Senate Commerce & Labor Committee.

*House Status:* 02/06/24 - Referred to House Banking & Consumer Affairs Subcommittee.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 29; Title 45 and Title 47, relative to merchant codes.

*AG Opinion:*

*Cosponsors:* Rep. Fritts, Monty;

<i>Position:</i>	Support
<i>Priority:</i>	
<i>Comment:</i>	

**SB2911/HB1600 CRIMINAL LAW: Juvenile offenders - prohibits purchase or possession of a firearm.**

●●○○○○○○○○○○ Sen. Bailey, Paul

●●○○○○○○○○○○ Rep. Williams, Ryan

*Summary:* Prohibits the purchase or possession of a firearm by a person under 25 years of age if the person was previously adjudicated delinquent for an act that, if committed by an adult, would have constituted one or more certain offenses. Allows TBI access to juvenile court records for the limited purpose of performing a background check prior to the purchase or transfer of a firearm to determine whether a person has been adjudicated as a mental defective or committed to a mental health institution at 16 years of age or older, as required by federal law, or is prohibited from purchasing a firearm because of an adjudication as delinquent.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 10, 2024) Increase Local Expenditures - \$9,700/FY25-26\* Exceeds \$9,700/FY26-27 and Subsequent Years\* HB 1600 SB 2911

*Intro Dates:* S: 02/01/24, H: 01/09/24

*Senate Status:* 02/15/24 - Referred to Senate Judiciary Committee.

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 18; Title 37 and Title 39, relative to juvenile offenders.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose  
*Priority:*  
*Comment:* This proposed legislation appears to be likely unconstitutional under the United States Supreme Court's decision in *New York State Rifle and Pistol Association v. Bruen*, No. 20-843. The legislation fails the TFA's "Bruen Basis" test. For the "Bruen Basis" test, please see TFA's website at <https://tennesseefirearms.com/2023/12/gun-owners-need-to-be-prepared-to-demand-that-legislators-demonstrate-a-bruen-basis-for-their-legislative-proposals/>

**SB2923/HB2882 EDUCATION: Age-appropriate and grade-appropriate instruction on firearm safety.**



Sen. Bailey, Paul  
Rep. Todd, Chris

*Summary:* Requires, beginning with the 2025-2026 school year, each local education agency and public charter school to provide students with age-appropriate and grade-appropriate instruction on firearm safety.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 8, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 02/01/24, H: 02/01/24

*Senate Status:* 03/13/24 - Senate Education Committee recommended. Sent to Senate Calendar Committee.

*House Status:* 02/29/24 - House passed.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Rep. Bricken, Rush; Rep. Bulso, Gino; Rep. Burkhardt, Jeff; Rep. Capley, Kip; Rep. Davis, Elaine; Rep. Doggett, Clay; Rep. Gant, Ron; Rep. Grills, Rusty; Rep. Hardaway, G.A.; Rep. Leatherwood, Tom; Rep. McCalmon, Jake; Rep. Moody, Debra; Rep. Parkinson, Antonio; Rep. Powers, Dennis; Rep. Richey, Bryan; Rep. Russell, Lowell; Rep. Sherrell, Paul;

<i>Position:</i>	Support
<i>Priority:</i>	
<i>Comment:</i>	Support increased education but needs to address content of instruction.

**SB2931/HB2487 EDUCATION: Threats of mass violence made by a student.**

●●○○○○○○○○○○ Sen. Powers, Bill  
●●○○○○○○○○○○ Rep. Hurt, Chris

*Summary:* Conditions the expulsion of a student for committing the zero-tolerance offense of threatening mass violence on school property or at a school-related activity to threats of mass violence determined to be valid based on the results of a threat assessment. Requires directors of schools and heads of public charter schools to report threats of mass violence on school property or at a school-related activity made by a student that are determined, based on the results of a threat assessment, to be valid. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2024) NOT SIGNIFICANT

*Intro Dates:* S: 02/01/24, H: 01/31/24

*Senate Status:* 03/14/24 - Set for Senate Education Committee 03/20/24.

*House Status:* 03/13/24 - Set for House Education Administration Committee 03/20/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39 and Title 49, Chapter 6, relative to threats of mass violence made by a student.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**SB2948/HB1583 CRIMINAL LAW: Liability insurance for firearm owners.**

Sen. Akbari, Raumesh  
Rep. Pearson, Justin

*Summary:* Requires an individual who resides in this state and owns a firearm to maintain liability insurance in an amount of no less than \$300,000 to insure the individual against losses or damages resulting from the accidental use of the individual's firearm. Requires the individual to provide documentation of the insurance upon request by a party that suffers losses or damages resulting from the accidental use of the individual's firearm. Specifies that a violation of the insurance requirements is a Class C misdemeanor punishable only by a fine of not more than \$300.

*Amendment Summary:* House Insurance Subcommittee amendment 1 (015142) requires a resident of this state who owns a firearm to maintain an active homeowner's, renter's, or gun liability insurance policy of at least \$1,000,000 that insures the individual against losses or damages resulting from the use of the individual's firearm.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 28, 2024) Other Fiscal Impact Due to multiple unknown variables, the net impact on state revenue and the decrease in local sales tax revenue cannot be quantified with reasonable certainty.

*Intro Dates:* H: 01/09/24

*Senate Status:* 02/14/24 - Filed for Introduction

*House Status:* 03/12/24 - Failed in House Insurance Subcommittee after adopting amendment 1 (015142).

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 38; Title 39; Title 47; Title 56 and Title 68, relative to firearm insurance.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2950/HB1585 MENTAL HEALTH: Mental health & gun safety awareness campaign.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Pearson, Justin

*Summary:* Directs the department to develop and implement, in consultation with the department of health, a public awareness campaign on mental health and gun safety. Requires the department to make campaign materials available to the public for free on its website during calendar years 2024 and 2025. Authorizes county health departments to develop a public awareness campaign on mental health and gun safety.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 28, 2024) Increase State Expenditures - Exceeds \$10,000/FY24-25

*Intro Dates:* H: 01/09/24

*Senate Status:* 02/15/24 - Set for Senate Delayed Bills Committee.

*House Status:* 03/13/24 - Set for House Health Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 33 and Title 68, relative to mental health.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2955/HB1590 TAXES SALES: Sales tax proceeds on firearms to mental health care.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Pearson, Justin

*Summary:* Allocates sales tax proceeds collected on firearms, ammunition, and firearm accessories to mental health care in Tennessee schools' account for local education agencies to obtain school counselors, school therapists, and after-school programs that promote being involved in positive extracurricular activities.

*Amendment Summary:* House Finance Subcommittee amendment 1 (013822) changes effective date to July 1, 2024.

*Subcommittee Amendments:*

*Fiscal Note:* (Dated March 10, 2024) Increase State Revenue \$17,297,200/FY24-25 and Subsequent Years/ Mental Health Care in Tennessee Schools Account Decrease State Revenue \$12,284,300/FY24-25 and Subsequent Years/General Fund Increase State Expenditures \$307,300/FY24-25/General Fund \$17,297,200/FY24-25 and Subsequent Years/ Mental Health Care in Tennessee Schools Account Increase Local Revenue Net Impact \$12,284,300/FY24-25 and Subsequent Years

*Intro Dates:* H: 01/09/24

*Senate Status:* 02/15/24 - Referred to Senate Delayed Bills Committee.

*House Status:* 03/13/24 - House Finance Subcommittee placed behind the budget after adopting amendment 1 (013822), which changes effective date to July 1, 2024.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 49 and Title 67, relative to sales tax proceeds collected on firearms.

*AG Opinion:*

*Cosponsors:*

<i>Position:</i> <i>Priority:</i> <i>Comment:</i>
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**SB2961/HB1596 GOVERNMENT REGULATION: Gun Purchase Waiting Period Act.**

●○○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○ Rep. Pearson, Justin

*Summary:* Prohibits a gun dealer from delivering a firearm to a purchaser until after a 15 business day waiting period following the completion of a criminal background check, a firearms transaction record, and the presentation of current identification by the purchaser to the seller.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 8, 2024) NOT SIGNIFICANT

*Intro Dates:* H: 01/09/24

*Senate Status:* 02/14/24 - Filed for Introduction

*House Status:* 03/13/24 - Set for House Criminal Justice Subcommittee 03/19/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 38, Chapter 6 and Section 39-17-1316, relative to the transfer of firearms.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*



**SJR904 JUDICIARY: Constitutional amendment - wearing of arms.**

●●○○○○○○○○○○○○○○○○ Sen. Stevens, John

*Summary:* Proposes an amendment to Article I, Section 26 of the Constitution of Tennessee to remove the provision that authorizes the legislature to regulate the wearing of arms with a view to prevent crime and to state that citizens have a right to keep, bear, and wear arms for their defense, and not just for common defense.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

*Intro Dates:* S: 01/31/24

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:*

*Executive Status:*

*Public Chapter:*

*Caption:*

*AG Opinion:*

*Cosponsors:* Sen. Bailey, Paul; Sen. Bowling, Janice; Sen. Hensley, Joey;

*Position:*

*Priority:*

*Comment:*

**HJR131 CRIMINAL LAW: Right of the citizens to keep, bear, and wear arms.**



Rep. Garrett, Johnny

*Summary:* Addresses and establishes the declared public policy of the State of Tennessee relative to the right of the citizens and those within the boundaries of this State to keep, bear, and wear arms.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

*Intro Dates:*

*Senate Status:* 03/13/24 - Set for Senate Judiciary Committee 03/19/24.

*House Status:* 03/06/23 - House adopted.

*Executive Status:*

*Public Chapter:*

*Caption:*

*AG Opinion:*

*Cosponsors:* Rep. Faison, Jeremy; Rep. Lamberth, William; Rep. Reedy, Jay; Rep. Todd, Chris;

*Position:* Neutral

*Priority:*

*Comment:* This is a House Joint Resolution. It would not create a new law that would have legal, enforceable effect.