



## TFA 2024 Legislation

### Bill Status Report Week of March 25, 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:*

03/26/24 - Taken off notice in House Criminal Justice Subcommittee.

*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:*

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

**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:* Senate Judiciary Committee amendment 1 (016052) authorizes a private citizen to threaten to use deadly force in making an arrest for a violent crime committed or threatened against the private citizen making the arrest, or a violent crime committed or threatened in the presence of the private citizen making the arrest.

*Subcommittee* CriminalSubamendments01.16.24.pdf

*Amendments:* CriminalSubAmendmentPacket01.23.24.pdf  
CriminalSubAmendmentPacket01.30.24.pdf

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

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

*Senate Status:* 03/27/24 - Senate Judiciary Committee recommended with amendment 1 (016052). Sent to Senate Calendar Committee.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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. Hulse, 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:*

**SB1029/HB1233 CRIMINAL LAW: Storage of firearms on motor vehicles or boats - penalties.**

●●○○○○○○○○○○ Sen. Yarbro, Jeff

●●○○○○○○○○○○ Rep. Hemmer, Caleb

*Summary:* Creates the offense of storing a firearm or firearm ammunition in a motor vehicle or boat while the person is not in the motor vehicle or boat unless the firearm or firearm ammunition is kept from ordinary observation and locked within the trunk, utility or glove box, or a locked container securely affixed to the motor vehicle or boat. Requires the owner of a firearm to report the loss or theft of the firearm to law enforcement within 24 hours of the discovery of the loss or theft.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 4, 2023) NOT SIGNIFICANT

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 04/04/23 - Taken off notice in House Criminal Justice Subcommittee.

*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>	

**SB1322/HB1044 CRIMINAL LAW: Enhanced handgun carry permit issued by department of safety.**

●●○○○○○○○○○○ Sen. Bailey, Paul

●●○○○○○○○○○○ Rep. Bricken, Rush

*Summary:* Requires the department of safety to issue permits with the designation "Enhanced Handgun Carry Permit" on the front of the permit. Requires the department to issue a replacement with the designation "Enhanced Handgun Carry Permit" for any permit that contains the designation "Handgun Carry Permit" upon renewal. Prohibits the department to require a permit holder from undergoing a new test or class in order to receive a replacement permit.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2023) Other Fiscal Impact To the extent that the required modifications to the Department of Safety's card management system can be accomplished within available resources provided under the current vendor contract, the proposed legislation will not result in a significant increase in state expenditures. Otherwise, those modifications could result in a one-time increase in state expenditures of up to \$190,000 in FY23-24.

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 01/31/24 - House Civil Justice Committee deferred to Special Calendar to be Published with Final Calendar in Civil Justice Committee.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Rep. Barrett, Jody; Rep. Burkhart, Jeff; Rep. Butler, Ed; Rep. Capley, Kip; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Fritts, Monty; Rep. Grills, Rusty; Rep. Hicks, Tim; Rep. Lynn, Susan; Rep. Reedy, Jay; Rep. Richey, Bryan; Rep. Todd, Chris; Rep. Warner, Todd;

*Position:*

*Priority:*

*Comment:*

**SB1325/HB1202 EDUCATION: Authorization of a school staff member to carry a concealed handgun on school grounds.**



Sen. Bailey, Paul

Rep. Williams, Ryan

*Summary:* Authorizes a faculty or staff member of a school to carry a concealed handgun on school grounds subject to certain conditions, including obtaining an enhanced handgun carry permit and completing annual training.

*Amendment Summary:* House Civil Justice Committee amendment 1 (006139) permits a faculty or staff member employed by a LEA to possess and carry a concealed handgun on the school grounds. Requires the faculty or staff member to possess a valid handgun carry permit, not be prohibited from carrying a handgun under state or federal laws, have the written authorization of the chief of the appropriate law enforcement agency to carry or possess a concealed handgun on school grounds, and have successfully completed 40 hours in basic training in school policing when the authorization to carry a handgun on school grounds is issued and each year following. Requires the director of school to notify the chief of the appropriate law enforcement agency of the authorization of a faculty or staff member to carry a concealed handgun. Requires specific identifying information and documents to remain confidential. Prohibits the faculty or staff member from carrying the handgun openly or in stadiums, gymnasiums, auditoriums, in meetings regarding disciplinary or tenure issues, medical or health offices, or any location where a provision of state or federal law prohibits the carrying of a handgun. House Education Administration Committee amendment 1 (006894) authorizes a person employed by a local education agency (LEA) as a faculty or staff member at a school within the LEA to possess and carry a concealed handgun on the grounds of the school at which the person is assigned. Establishes requirements for a faculty or staff member at a school within the LEA to possess and carry a concealed handgun on the grounds of the school. Establishes that an LEA and law enforcement agency are immune from claims for monetary damages that arise solely from, or that are related to, a faculty or staff member's use of, or failure to use, a handgun. Establishes that the section does not apply to schools within the Department of Children's Services LEA or schools within the Department of Correction's LEA.

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 10, 2023) NOT SIGNIFICANT

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 04/17/23 - Held on House clerk's desk.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 49, Chapter 6, Part 8, relative to schools.

*AG Opinion:*

*Cosponsors:* Rep. Capley, Kip;

*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:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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/>

**SB1655/HB1714 CRIMINAL LAW: Dispossession of firearm by a domestic assault offender.**

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

*Summary:* Requires a domestic assault offender who transferred possession of a firearm to a third party in order to dispossess the firearm to submit to the court an affidavit of firearms receipt in which the third party attests that the third party may lawfully possess a firearm, has received the firearm from the defendant, and accepts responsibility for possession of the firearm. Requires the administrative office of the courts to develop the affidavit of firearms receipt form.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 01/11/24 - Referred to House Civil Justice Subcommittee.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*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 amendment 1 (014521) requires the department of health to ensure that the information on firearm injuries and deaths reported pursuant to the bill is produced in accordance with applicable state and federal law to maintain the confidentiality of individually identifiable health information. House Health Committee amendment 1 (017171) 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. Requires the report to be submitted by August 1, 2025, and by each August 1 thereafter.

*Subcommittee Amendments:* Health\_Sub\_Amendments\_03.12.2024.pdf

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

*Intro Dates:*  
*Senate Status:* 03/21/24 - Senate passed with amendment 1 (014521).

*House Status:* 03/28/24 - Set for House Floor on 04/04/24.

*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>	

**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:* 03/20/24 - Failed in Senate Judiciary Committee.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:*

*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/>

**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:* Senate Government Operations Committee amendment 1 (017099) establishes an office of gun violence prevention within the department of finance and administration, office of criminal justice programs to be staffed by a director and staff as deemed necessary by the director. Requires the director to develop a plan to collect gun violence data, develop and implement strategies to address various types of gun violence and prevent mass shootings, and seek funding and resources from federal, state, and local governments. Requires the director to submit a report to the governor by January 15 of each year beginning in 2025 that includes from the previous calendar year information of gun violence trends, recommendations for policy initiatives, and a description of the efforts carried out by the director.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	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:* 03/26/24 - Failed in Senate Judiciary Committee.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:* 03/28/24 - Senate passed.

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

*Executive Status:* 03/28/24 - Sent to the speakers for signatures.

*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:* 03/26/24 - Senate Judiciary Committee recommended. Sent to Senate Calendar Committee.

*House Status:* 03/28/24 - Set for House Floor on 04/04/24.

*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:*

**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:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* 03/19/24 - Taken off notice in Senate Judiciary Committee.

*House Status:* 03/26/24 - Taken off notice in House Criminal Justice Committee.

*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.

**SB1746/HB2014 CRIMINAL LAW: Tennessee Voluntary Do Not Sell Firearms Act.**

●●○○○○○○○○○○ Sen. Campbell, Heidi  
●●○○○○○○○○○○ Rep. Whitson, Sam

*Summary:* Allows a person to voluntarily waive their firearm rights through filing a waiver with the clerk of the circuit court in the county of the person's residence or with their healthcare provider. Specifies procedures the clerk, healthcare provider, TBI, and department of health must follow upon receipt of a waiver.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 20, 2024) Increase State Expenditures \$50,000/FY24-25 Other Fiscal Impact Any increase in expenditures to the Department of Safety is estimated to be not significant. However, if the scope of work required by this and other legislation subsequently enacted exhausts the relevant A-List contract provision, the proposed legislation could result in an increase in state expenditures estimated to be \$20,000 in FY24-25.

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 3; Section 10-7-504 and Title 39, Chapter 17, Part 13, relative to the "Tennessee Voluntary Do Not Sell Firearms Act."

*AG Opinion:*

*Cosponsors:*

<i>Position:</i>	Oppose
<i>Priority:</i>	
<i>Comment:</i>	This type of legislation has been offered in the past and repeatedly opposed.

**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:** Senate Judiciary Committee amendment 1, 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. Senate Judiciary Committee amendment 2 , House Finance Subcommittee amendment 1 (015789) requires that the presumption may only be rebutted by clear and convincing evidence that the person does not pose an imminent substantial likelihood of serious harm. The bill originally specified "immediate" rather than "imminent."

**Subcommittee Amendments:** CriminalSubAmendmentPacket01.30.24.pdf

**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:** 03/19/24 - Senate Judiciary Committee recommended with amendment 1 (013322) and amendment 2 (015782). Sent to Senate Finance.

**House Status:** 03/27/24 - Set for House Finance, Ways & Means Committee 04/02/24.

**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:* 03/26/24 - Failed in Senate Judiciary Committee.

*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:*

**SB1830/HB1821 CRIMINAL LAW: Enhanced handgun permit or a concealed handgun carry permit to carry a handgun in Shelby County.**

Sen. Lamar, London  
Rep. Miller, Larry

*Summary:* Requires a person to obtain an enhanced handgun permit or a concealed handgun carry permit to carry a handgun in Shelby County. Requires the department of safety to create a three-year pilot program in Shelby County that waives the application and processing fee for an enhanced handgun carry permit and a concealed handgun carry permit for applicants residing in those counties.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated February 11, 2024) Decrease State Revenue \$258,800/FY24-25/Handgun Permit Division \$517,600/FY25-26/Handgun Permit Division \$517,600/FY26-27/Handgun Permit Division \$258,800/FY27-28/Handgun Permit Division Other Fiscal Impact To the extent that the required modifications to the Department of Safety's A-List system can be accomplished within available resources provided under the current vendor contract, the proposed legislation will not result in a significant increase in state expenditures. Otherwise, those modifications could result in a one-time increase in state expenditures of up to \$40,000 in FY24-25.

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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 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/>

**SB1852/HB1934 CRIMINAL LAW: Firearms offenses involving minors.**

●●○○○○○○○○○○ Sen. Kyle, Sara  
●●○○○○○○○○○○ Rep. Hakeem, Yusuf

*Summary:* Creates the Class A misdemeanor of knowingly selling, loaning, or making a gift of a firearm to a minor for the purpose of inducing or coercing the minor to commit an offense. Subjects a person convicted of such offense to civil liability for any criminal act committed by the minor. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/28/24 - Set for House Criminal Justice Subcommittee 03/26/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 29, Chapter 4; Title 37 and Title 39, relative to firearms offenses involving minors.

*AG Opinion:*

*Cosponsors:*

*Position:* Neutral

*Priority:*

*Comment:* Possible caption bill

**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. Senate amendment 1 (015821) enacts the "Laken Riley Act of 2024." Restricts a public college, university, or other public institution of higher education from prohibiting an adult person, including but not limited to, a staff member, student, employee, and other adult person lawfully present on the institution's property from carrying pepper spray, a pepper spray gun, pepper gel, mace, a stun gun, an electronic control device, or other conducted energy device when in any building, grounds, or bus owned, operated, or in use by the institution or its administration. Authorizes these public institutions to prohibit the carrying of such non-lethal weapons on the grounds of any pre-kindergarten through grade twelve school located on its campus or in any building where armed security is provided or where such carrying is prohibited by contract.

*Subcommittee:* CriminalSubAmendmentPacket02.06.24.pdf

*Amendments:* CriminalSubAmendmentPacket02.13.24.pdf

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

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

*Senate Status:* 03/28/24 - Senate passed with amendment 1 (015821), which enacts the "Laken Riley Act of 2024." Restricts a public college, university, or other public institution of higher education from prohibiting an adult person, including but not limited to, a staff member, student, employee, and other adult person lawfully present on the institution's property from carrying pepper spray, a pepper spray gun, pepper gel, mace, a stun gun, an electronic control device, or other conducted energy device when in any building, grounds, or bus owned, operated, or in use by the institution or its administration. Authorizes these public institutions to prohibit the carrying of such non-lethal weapons on the grounds of any pre-kindergarten through grade twelve school located on its campus or in any building where armed security is provided or where such carrying is prohibited by contract.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* Senate Commerce & Labor Committee amendment 1, House Commerce Committee amendment 1 (016022) prohibits a licensing authority under the Division of Health-Related Boards or a licensing authority under the Department of Commerce and Insurance from using vague terms including terms such as good moral character or character and fitness, in its considerations and its notices or decisions without also explaining 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:* Business\_Sub\_Amendments\_03.12.24.pdf

*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:* 03/27/24 - Senate Commerce & Labor Committee recommended with amendment 1 (016022), which prohibits a licensing authority under the Division of Health-Related Boards or a licensing authority under the Department of Commerce and Insurance from using vague terms including terms such as good moral character or character and fitness, in its considerations and its notices or decisions without also explaining 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. Sent to Senate Calendar Committee.

*House Status:* 03/28/24 - Set for House Floor on 04/04/24.

*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:*

**SB1927/HB2218 CRIMINAL LAW: Regulation of storage of firearms in certain municipalities.**

●●○○○○○○○○○○ Sen. Akbari, Raumesh  
●●○○○○○○○○○○ Rep. Love Jr., Harold

*Summary:* Permits the largest municipality in Shelby, Davidson, Knox, or Hamilton County to regulate the manner of storage of firearms, firearm ammunition, and firearm accessories by ordinance, resolution, policy, rule, or other enactment.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

*Intro Dates:* S: 01/25/24, H: 01/29/24

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

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

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**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:* 03/27/24 - Senate State & Local Government Committee recommended with amendment 1 (015628). Sent to Senate Calendar Committee.

*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:* 03/27/24 - Set for House Finance, Ways & Means Subcommittee 04/03/24.

*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.

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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;

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

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*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:*

*Position:*

*Priority:*

*Comment:*

**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 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. Senate amendment 2 (015625) prohibits an insurer from refusing to insure or charge a different rate to a person on the basis of political opinions or religious beliefs.

*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:* 03/25/24 - Senate passed with amendment 2 (015625).

*House Status:* 03/18/24 - House passed with amendment 1 (015550).

*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:*



**SB2160/HB2454 CRIMINAL LAW: Anti-Road Rage Act of 2024.**

●●○○○○○○○○○○ Sen. Yarbro, Jeff

●●○○○○○○○○○○ Rep. Whitson, Sam

*Summary:* Enacts the "Anti-Road Rage Act of 2024, " which creates a Class E felony for the reckless discharge of a firearm while operating, or as a passenger in, a motor vehicle. Creates a Class A misdemeanor for the reckless brandishing or display of a firearm while operating, or as a passenger in, a motor vehicle.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39 and Title 55, relative to road rage.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

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

●●●●○○○○○○○○ Sen. Yarbro, 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:* 03/27/24 - Senate Judiciary Committee recommended. Sent to Senate Calendar Committee.

*House Status:* 03/27/24 - Set for House Criminal Justice Committee 04/02/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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;

*Position:*

*Priority:*

*Comment:*

**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:* 03/26/24 - Failed in Senate Judiciary Committee.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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> <i>Priority:</i> <i>Comment:</i>
---------------------------------------------------------

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:*

*Position:*

*Priority:*

*Comment:*

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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 amendment 1 (015720) rewrites the bill to, instead, enact the "Second Amendment Financial Privacy Act," as described below. Except for those records kept during the regular course of a criminal investigation and prosecution, or as otherwise required by law, this amendment prohibits a government entity, or an official, employee, or agent of a government entity, from knowingly keeping or causing to be kept any list, record, or registry of privately-owned firearms or the owners of such firearms. This amendment prohibits a financial institution, including an agent of the financial institution, from (i) requiring or permitting the assignment of a firearms code in a way that distinguishes a firearms retailer from other retailers; or (ii) subject to this amendment, declining a payment card transaction involving a firearms retailer based solely on the assignment of a firearms code. However, this amendment does not prohibit a financial institution from declining or otherwise refusing to process a payment card transaction for any of the following reasons: (i) if necessary to comply with applicable state or federal law; (ii) if requested by the customer; (iii) if necessary due to fraud controls; or (iv) for the purpose of merchant category exclusions offered by a financial institution for the purpose of expenditure control or corporate card control. This amendment does not limit the authority of a financial institution to negotiate with responsible parties or otherwise impair a financial institution's actions related to (i) dispute processing; (ii) fraud risk, credit management, or other controls in the ordinary course of business operations; (iii) protecting against illegal activities, breach, or cyber risks; or (iv) restricting the use or availability of a firearms code in this state. This amendment requires the attorney general to investigate allegations that an individual or entity, including a government entity, has violated this amendment and, upon finding a violation, provide written notice to the individual or entity believed to have committed the violation. The individual or entity must cease the violation within 30 days after receiving such notice. If an individual or entity does not cease the violation within 30 days after receiving notice, then this amendment requires the attorney general to file an action against that individual or entity to seek an injunction in a court of competent jurisdiction. If the court finds that the individual or entity violated this amendment and has not ceased the activity constituting the violation, the court must enjoin the individual or entity from continuing such activity and may award any other relief that the court deems appropriate. If an individual or entity knowingly fails to comply with an after 30 days of being served with the injunction, then the attorney general, upon petition to the court, must seek to impose on that individual or entity a civil fine in an amount not to exceed \$10,000 for each violation committed after the expiration of the thirty-day period. In assessing such fine, the court must consider as factors the financial resources of the violator, the harm or risk of harm to the rights under the Second Amendment to the United States Constitution and the Constitution of Tennessee resulting from the violation. This amendment requires an order assessing a civil fine to be stayed pending appeal of the order. This amendment provides that the remedies set forth in this amendment are the exclusive remedies for any violation of this amendment. This amendment provides that it is a defense to a proceeding initiated pursuant to this amendment that a firearms code was required to be disclosed or assigned by law. This amendment authorizes a firearms retailer physically located in this state whose business was the subject of an alleged violation or a customer who transacted at a firearms retailer physically located in this state whose business was the subject of an alleged violation to petition the attorney general to investigate an alleged violation. If the attorney general declines to investigate, then the firearms retailer or customer may pursue an injunction in the chancery court of the judicial district where the alleged violation occurred. If that court finds that an individual or entity is responsible for a violation, then the court must enjoin such individual or entity from continuing the activity found to be in violation of this amendment. House Commerce Committee amendment 1 (015729) prohibits a government entity, or an official, employee, or agent of a government entity, from knowingly keeping or causing to be kept any list, record, or registry of privately-owned firearms or the owners of such firearms. Prohibits a financial institution or its agents from: (1) requiring or permitting the assignment of a firearms code in a way that distinguishes a firearms retailer from other retailers; or (2) declining a payment card transaction involving a firearms retailer based solely on the assignment of a firearms code. Provides exceptions. Requires the Attorney General and Reporter (AG) to investigate alleged violations and, upon finding a violation, provide written notice to any individual or entity believed to be in violation. Authorizes the court to impose a civil penalty up to \$10,000 per violation. Authorizes a firearms retailer physically located in this state whose business was the subject of a violation or a customer who transacted business at such firearms retailer to petition the AG to investigate an alleged violation. Authorizes the firearms retailer or customer to pursue an injunction in the chancery court of the judicial district where the alleged violation occurred if the AG declines to investigate. Authorizes the court to enjoin the aforementioned individual or entity from continuing the conduct found to be in violation if that court finds that an individual or entity is responsible for a violation.

**Subcommittee****Amendments:****Fiscal Note:** (Dated February 12, 2024) NOT SIGNIFICANT**Intro Dates:** S: 01/31/24, H: 02/01/24**Senate Status:** 03/21/24 - Senate passed with amendment 1 (015720).**House Status:** 03/28/24 - Set for House Floor on 04/01/24.**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. Hulsey, 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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 2 04/02/24.

*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:* 03/27/24 - Senate State & Local Government Committee recommended. Sent to Senate Calendar Committee.

*House Status:* 03/19/24 - Failed in House Criminal Justice Subcommittee.

*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.

**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. House Criminal Justice Committee amendment 1 (015760) creates a Class E felony offense for knowingly, 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:* CriminalSubAmendmentPacket03.12.24.pdf

*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:* 03/27/24 - House Finance Subcommittee placed behind the budget.

*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:*

**SB2388/HB1868 CRIMINAL LAW: Delivery of trigger crank or bump stocks to purchaser.**

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

*Summary:* Prohibits gun dealers from delivering to a purchaser any part, combination of parts, component, device attachment, or accessory that is designed or functions to accelerate the rate of a firearm until 72 hours have passed from the initial time the sale of the firearm accessory was sought by the purchaser. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:*

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*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.

*AG Opinion:*

*Cosponsors:*

<p><i>Position:</i></p> <p><i>Priority:</i></p> <p><i>Comment:</i></p>
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**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 Safetys 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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:*

**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:* 03/26/24 - Taken off notice in Senate Judiciary Committee.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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. Roberts, Kerry  
●●○○○○○○○○○○ 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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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; Rep. Carr, Dale; Rep. Fritts, Monty;

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

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* Senate Judiciary Committee amendment 1 (01433) authorizes a juvenile court to transfer a child to be held and tried as an adult if the child was at least 14 but less than 17 years of age at the time of the alleged conduct and charged with: an offense that would be a felony if committed by an adult and involving the use of a firearm; theft of a firearm; robbery involving the theft of a firearm; burglary involving the theft of a firearm; or an attempt to commit such offenses. Senate Judiciary Committee amendment 2 (016700) details the confinement procedure of the child.

*Subcommittee Amendments:* CriminalSubAmendmentPacket03.12.24.pdf

*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:* 03/26/24 - Senate Judiciary Committee recommended with amendment 1 (014339) and amendment 2 (016700). Sent to Senate Finance.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:* 03/25/24 - Senate passed.

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

*Executive Status:* 03/25/24 - Sent to the speakers for signatures.

*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:* (Dated March 16, 2024) Other Fiscal Impact Passage of the proposed legislation may result in a mandatory increase in local expenditures and a decrease in local and state incarceration expenditures; however, the precise timing and impact is dependent on multiple unknown factors and cannot be determined 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:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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;

<i>Position:</i> <i>Priority:</i> <i>Comment:</i>
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**SB2763/HB2035 CRIMINAL LAW: Extreme risk protection orders.**

●●○○○○○○○○○○ Sen. Bowling, Janice  
●●○○○○○○○○○○ Rep. Barrett, Jody

*Summary:* Preempts the entire field of legislation regarding extreme risk protection orders to the exclusion of all county, city, town, municipality, or metropolitan government laws, ordinances, resolutions, enactments, or regulations. Declares a federal statute, rule, executive order, or federal judicial order that has the effect of enforcing an extreme risk protection order to be null and void. Creates a Class A misdemeanor offense of attempting to enforce a federally implemented extreme risk protection order. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Rep. Bricken, Rush; Rep. Butler, Ed; Rep. Capley, Kip; Rep. Cochran, Mark; Rep. Crawford, John; Rep. Darby, Tandy; Rep. Doggett, Clay; Rep. Faison, Jeremy; Rep. Fritts, Monty; Rep. Grills, Rusty; Rep. Hill, Timothy; Rep. Keisling, Kelly; Rep. Martin, Brock; Rep. McCalmon, Jake; Rep. Moon, Jerome; Rep. Richey, Bryan; Rep. Rudd, Tim ; Rep. Todd, Chris; Rep. Vital, Greg; Rep. Zachary, Jason;

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

**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:* Senate Judiciary Committee amendment 1, House Criminal Justice Committee amendment 1 (016123) 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 that is a felony offense 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 that was a felony offense, committed by an adult and the offense occurred on the property of a school while students or other children were present. 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* CriminalSubAmendmentPacket03.12.24.pdf

*Amendments:* CriminalSubAmendmentPacket03.05.24.pdf

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

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

*Senate Status:* 03/26/24 - Senate Judiciary Committee recommended with amendment 1 (016123). Sent to Senate Finance.

*House Status:* 03/27/24 - House Finance Subcommittee placed behind the budget.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

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

**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:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*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:*

**SB2797/HB2809 CRIMINAL LAW: Carrying of a firearm by a retired law enforcement officer.**

●●○○○○○○○○○○ Sen. Rose, Paul  
●●○○○○○○○○○○ Rep. Hulsey, Bud

*Summary:* Expands the definition of law enforcement officer as it relates to carrying firearms to include retired law enforcement officers. Broadly captioned.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 38 and Title 39, 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:* CriminalSubAmendmentPacket03.05.24.pdf

CriminalSubAmendmentPacket02.20.24.pdf

CriminalSubAmendmentPacket02.27.24.pdf

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/20/24 - House Finance Subcommittee placed behind the budget.

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:*

**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* CriminalSubAmendmentPacket02.13.24.pdf

*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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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/>

**SB2912/HB2032 CRIMINAL LAW: Removal of penalties for possessing a weapon in a building that prohibits weapons.**

●●○○○○○○○○○○ Sen. Bailey, Paul  
●●○○○○○○○○○○ Rep. Barrett, Jody

*Summary:* Removes the offense of possessing a weapon in a building that prohibits or restricts weapons. Allows a person with an enhanced handgun carry permit to carry a handgun into a business that prohibits or restricts weapons. Removes penalties for violations of certain firearms provisions.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

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

*Senate Status:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:* Rep. Bricken, Rush; Rep. Bulso, Gino; Rep. Butler, Ed; Rep. Capley, Kip; Rep. Cochran, Mark; Rep. Doggett, Clay; Rep. Eldridge, Rick; Rep. Fritts, Monty; Rep. Grills, Rusty; Rep. Keisling, Kelly; Rep. Martin, Brock; Rep. Richey, Bryan; Rep. Todd, Chris; Rep. Vital, Greg; Rep. Zachary, Jason;

*Position:* Support

*Priority:*

*Comment:*



**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:* 03/25/24 - Senate passed.

*House Status:* 03/27/24 - House Education Administration Committee deferred to 04/03/24.

*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:*

*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:* House Health Subcommittee amendment 1 (013810) requires the Department of Mental Health and Substance Abuse Services (DMHSAS), in consultation with the Department of Health (DOH), to develop and implement a public awareness campaign focused on mental health and gun safety. Requires the DMHSAS to develop and publish campaign materials and make such materials available to the public for free on its website beginning no later than January 1, 2025, and continue to make the materials available through December 31, 2026. Authorizes county health departments to develop and implement a public awareness campaign focused on mental health and gun safety. Authorizes a county health department who chooses to implement such campaign to utilize the materials developed by the DMHSAS.

*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:* 03/26/24 - Failed in House Health Subcommittee after adopting amendment 1 (013810).

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

<i>Position:</i> <i>Priority:</i> <i>Comment:</i>
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**SB2951/HB1586 CRIMINAL LAW: Extreme risk protection order by law enforcement officers.**

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

*Summary:* Allows a law enforcement officer to petition for an extreme risk protection order. Requires the court to issue an extreme risk protection order if, after notice and a hearing on the petition, the court finds by clear and convincing evidence that the person poses a significant danger of causing personal injury to the person's self or others by purchasing or possessing a firearm or ammunition.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) Increase State Expenditures Exceeds \$240,000/FY24-25 \$369,500 Incarceration

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

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

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 33; Title 37; Title 38 and Title 39, relative to protection orders.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2952/HB1587 CRIMINAL LAW: Prohibition - manufacturing of semi-automatic rifles.**

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

*Summary:* Prohibits the manufacture of semi-automatic rifles in this state. Specifies that a violation of this prohibition is a Class A misdemeanor.

*Amendment*

*Summary:*

*Subcommittee* CriminalSubAmendmentPacket03.05.24.pdf

*Amendments:* CriminalSubAmendmentPacket02.20.24.pdf

CriminalSubAmendmentPacket02.27.24.pdf

*Fiscal Note:* (Dated February 16, 2024) Other Fiscal Impact The extent of any impacts on state and local tax revenue cannot be quantified with reasonable certainty.

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

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

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 2 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 38; Title 39; Title 40; Title 47 and Title 68, relative to firearms.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

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

**SB2953/HB1588 CRIMINAL LAW: Firearm storage in motor vehicles.**

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

*Summary:* Prohibits the storage of a firearm or firearm ammunition in a motor vehicle unless the firearm or ammunition is not plainly observable and either the owner is present in the vehicle or the firearm or ammunition is inside a locked compartment. Authorizes a civil penalty of up to \$500 per violation.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

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

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

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

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

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

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2954/HB1589 CRIMINAL LAW: Detachable firearm ammunition magazine prohibition.**

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

*Summary:* Prohibits the manufacture, transfer, or purchase in this state of a detachable firearm ammunition magazine that is capable of storing and feeding more than 10 rounds of ammunition. Specifies that a violation is subject to a civil penalty of up to \$5,000. Subjects to criminal forfeiture any magazines manufactured, transferred, or purchased in violation of this bill. Grandfathers possession of magazines lawfully obtained prior to July 1, 2023.

*Amendment*

*Summary:*

*Subcommittee* CriminalSubAmendmentPacket03.05.24.pdf

*Amendments:* CriminalSubAmendmentPacket02.20.24.pdf  
CriminalSubAmendmentPacket02.27.24.pdf

*Fiscal Note:* (Dated February 18, 2024) Other Fiscal Impact The extent of any impacts on state and local tax revenue cannot be quantified with reasonable certainty.

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

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

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 2 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 54; Title 39, Chapter 17 and Title 40, relative to ammunition magazines for 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.

**SB2956/HB1591 CRIMINAL LAW: Firearm storage penalties.**

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

*Summary:* Creates an offense to store or keep a firearm in any place unless the firearm is secured in a locked container, unloaded, and separate from ammunition so as to render the firearm inoperable by any person other than the owner or another lawfully authorized user except when the firearm is carried by or under the control of the owner or other lawfully authorized user. Exempts a juvenile who is knowingly in a mental health crisis to use a defense to prosecution for illegally possessing a handgun.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 1, 2024) Increase Local Expenditures \$270,600/FY24-25 and Subsequent Years\*

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

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

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 38 and Title 39, 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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**SB2957/HB1592 CRIMINAL LAW: Loss or theft of firearms reporting.**

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

*Summary:* Requires the owner of a firearm to report loss or theft of the firearm to law enforcement within 24 hours of discovery of the loss or theft. Details a violation is punishable only by a civil penalty of up to \$500.

*Amendment*

*Summary:*

*Subcommittee* CriminalSubAmendmentPacket03.05.24.pdf

*Amendments:* CriminalSubAmendmentPacket02.20.24.pdf

CriminalSubAmendmentPacket02.27.24.pdf

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

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

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

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 2 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 39, relative to reporting the loss of a firearm.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

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



**SB2958/HB1593 CRIMINAL LAW: Firearm sales through federally licensed gun dealers.**

Sen. Akbari, Raumesh

Rep. Pearson, Justin

*Summary:* Requires, subject to certain exemptions, that a sale or transfer of a firearm be done through a federally licensed gun dealer. Creates a Class B misdemeanor offense for sales or transfers that are not conducted through a gun dealer. Changes the time frame for clerks of court to report certain mental health adjudications from no later than three business days to within 72 hours. Changes the time frame for clerks of court to report a final disposition of a criminal proceeding to the Tennessee bureau of investigation from not later than 30 days to within 72 hours.

*Amendment*

*Summary:*

*Subcommittee* CriminalSubAmendmentPacket03.05.24.pdf

*Amendments:* CriminalSubAmendmentPacket02.20.24.pdf

CriminalSubAmendmentPacket02.27.24.pdf

*Fiscal Note:* (Dated February 18, 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 at this time.\* To the extent this legislation results in an increase to the number of firearms sales transacted through federally-licensed firearm dealers, there will be an increase in revenue associated with sales tax and TBI background check fees. Based upon multiple unknown variables, any such impact cannot be determined with reasonable certainty.

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

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

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 2 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 16; Title 18, Chapter 4; Title 33, Chapter 3; Title 38, Chapter 6; Title 39, Chapter 17, Part 13 and Title 68, Chapter 11, relative to the transfer of 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.

**SB2959/HB1594 CRIMINAL LAW: Extreme risk protection order by courts.**

Sen. Akbari, Raumesh  
Rep. Pearson, Justin

*Summary:* Allows a court to issue an extreme 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. Authorizes a law enforcement officer, relative, or school administrator to petition for the extreme risk protection order. Requires training for law enforcement officers on how to petition for an extreme risk protection order. Requires the department of safety to develop a public awareness campaign to educate the public about extreme risk protection orders.

*Amendment*

*Summary:*

*Subcommittee*

*Amendments:*

*Fiscal Note:* (Dated March 3, 2024) Increase State Expenditures Exceeds \$240,000/FY24-25 \$369,500 Incarceration

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

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

*House Status:* 03/27/24 - Set for House Civil Justice Subcommittee 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 33; Title 38 and Title 39, Chapter 17, relative to extreme risk protection orders.

*AG Opinion:*

*Cosponsors:*

*Position:*

*Priority:*

*Comment:*

**SB2960/HB1595 CRIMINAL LAW: Committee to study gun violence.**

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

*Summary:* Creates a committee to study the impacts of gun violence in communities in this state, prioritizing those that are of lower socioeconomic status and who have been disproportionately impacted by gun violence.

*Amendment*

*Summary:*

*Subcommittee* CriminalSubAmendmentPacket02.20.24.pdf

*Amendments:* CriminalSubAmendmentPacket02.27.24.pdf

*Fiscal Note:* (Dated February 15, 2024) Increase State Expenditures \$2,600/FY24-25

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

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

*House Status:* 03/27/24 - Set for House Criminal Justice Subcommittee 2 04/02/24.

*Executive Status:*

*Public Chapter:*

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 38; Title 39 and Title 40, relative to gun violence.

*AG Opinion:*

*Cosponsors:*

*Position:* Oppose

*Priority:*

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

**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* CriminalSubAmendmentPacket03.12.24.pdf

*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:* 03/27/24 - Set for House Criminal Justice Subcommittee 04/02/24.

*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:*

**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:* 03/27/24 - Set for Senate Judiciary Committee 04/01/24.

*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.