



TENNESSEE FIREARMS ASSOCIATION

Tennessee's ONLY No-Compromise Gun Organization

Tennessee Firearms Association

Calendar Report - Week of March 25, 2024

Tue 3/26/24 9:00am - House Hearing Rm I, House Commerce Committee

MEMBERS W/ EMAILS: Email All; CHAIR K. Vaughan (R); R. Alexander (R); J. Barrett (R); C. Boyd (R); J. Burkhart (R); K. Camper (D); J. Clemmons (D); J. Faison (R); B. Freeman (D); J. Garrett (R); M. Hale (R); G. Hardaway (D); K. Haston (R); P. Hazlewood (R); J. Holsclaw, Jr. (R); C. Johnson (R); S. Lynn (R); P. Marsh (R); J. Moon (R); D. Powers (R); M. Sparks (R); D. Thompson (D); J. Towns Jr. (D); G. Vital (R); R. Williams (R); J. Zachary (R) STAFF: Owen Rosenberg, Research Analyst PHONE: 615-741-1866

3. **HB1859 PROFESSIONS & LICENSURE: Occupational licensing for individuals with a criminal record.** ●●●○○○○○○○○○○
 Davis E. Prohibits certain licensing authorities from automatically barring an individual from licensure because ●●●○○○○○○○○○○ of the individual's criminal record. Requires the licensing authority to provide individualized consideration of an individual's criminal record and circumstances. Specifies which convictions a licensing authority may consider in deciding for licensure. Makes other changes related to licensure determinations and criminal records including not using a vague term in its consideration and its notice or decision, including good moral character, moral turpitude, or character and fitness. (11pp). Broadly captioned.
- Amendment Summary:** House Business & Utilities Subcommittee amendment 1 (015308) prohibits a licensing authority for licensures of mental health services, alcohol, and drug prevention or treatment services from denying an application for a license, certificate, or registration, or refusing to renew a license, certificate, or registration due to a prior criminal conviction that does not directly related to the applicable occupation, profession, business, or trade. Prohibits the licensing authority from using a vague term in its consideration and its notice or decision under this section, including good moral character or character and fitness, without also providing an explanation of how a prior conviction directly relates to the applicable occupation, profession, business, or trade, if such prior conviction serves as a basis for the licensing authority's consideration and notice or decision. Prohibits a licensing authority for licensures of mental health services, alcohol, and drug prevention or treatment services from denying an application for a license, certificate, or registration, or refusing to renew a license, certificate, or registration due to a prior criminal conviction that does not directly relate to the applicable occupation, profession, business, or trade. Prohibits the licensing authority from using a vague term in its consideration and its notice or decision under this section, including good moral character or character and fitness, without also providing an explanation of how a prior conviction directly relates to the applicable occupation, profession, business, or trade, if such prior conviction serves as a basis for the licensing authority's consideration and notice or decision.
- Subcommittee Amendments:** 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.
- Senate Status:** 03/20/24 - Set for Senate Commerce & Labor Committee 03/27/24.
- House Status:** 03/20/24 - Set for House Commerce Committee 03/26/24.
- Executive Status:** Senate Commerce & Labor Committee ; House Commerce Committee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 62 and Title 63, relative to occupational licensing.
- AG Opinion:**
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
 SB1915 - F. Niceley - 03/20/24 - Set for Senate Commerce & Labor Committee 03/27/24.

Tue 3/26/24 12:00pm - House Hearing Rm II, House Criminal Justice Subcommittee

MEMBERS W/ EMAILS: Email All; CHAIR C. Doggett (R); E. Davis (R); J. Gillespie (R); G. Hardaway (D); D. Howell (R); B. Hulsey (R); G. Johnson (D); W. Lamberth (R); D. Moody (R); L. Russell (R); J. Towns Jr. (D) STAFF: Emily Hamby; Ryan Baird, Research Analyst PHONE: 615-741-7476

- 1. **HB2606** **CRIMINAL LAW: Emergency orders of protection.** 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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:

Position:

Priority:

Comment:

rows:

SB2555 - L. Lamar - 02/05/24 - Referred to Senate Judiciary Committee.

- 2. **HB2192** **CRIMINAL LAW: Transferring of a firearm to a purchaser.** 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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:


Position:

Priority:

Comment:

rows:

SB2194 - H. Campbell - 02/01/24 - Referred to Senate Judiciary Committee.

- 3. **HB2196** **CRIMINAL LAW: Offense for a person to possess a large capacity magazine.** 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. 

Mitchell
B.

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.

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

SB2192 - H. Campbell - 02/01/24 - Referred to Senate Judiciary Committee.

- 4. **HB2277** **CRIMINAL LAW: Prohibits the sale of firearms to persons under 21 years of age.** 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. 

Mitchell
B.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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.

rows:

SB2193 - H. Campbell - 02/01/24 - Referred to Senate Judiciary Committee.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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.

rows:

SB1880 - S. Kyle - 01/31/24 - Referred to Senate Judiciary Committee.

- 9. **HB1600** **CRIMINAL LAW: Juvenile offenders - prohibits purchase or possession of a firearm.** Prohibits the purchase or possession of a firearm by a person under 25 years of age if the person was previously adjudicated delinquent for an act that, if committed by an adult, would have constituted one or more certain offenses. Allows TBI access to juvenile court records for the limited purpose of performing a background check prior to the purchase or transfer of a firearm to determine whether a person has been adjudicated as a mental defective or committed to a mental health institution at 16 years of age or older, as required by federal law, or is prohibited from purchasing a firearm because of an adjudication as delinquent. 

Amendment Summary:

Subcommittee Amendments: CriminalSubAmendmentPacket02.13.24.pdf

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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/>

rows:

SB2911 - P. Bailey - 02/15/24 - Referred to Senate Judiciary Committee.

- 12. **HB994** **CRIMINAL LAW: Threats of deadly force by private citizens making an arrest.** Clarifies that a threat to use deadly force by a private citizen making an arrest is not in itself considered a use of deadly force. Prohibits a private citizen from threatening to use deadly force during the course of a citizen's arrest unless the arrest is for a crime committed or threatened against the citizen making the arrest or for a violent crime committed or threatened in the presence of the citizen making the arrest. 

Amendment Summary:

Subcommittee Amendments: CriminalSubamendments01.16.24.pdf
CriminalSubAmendmentPacket01.23.24.pdf
CriminalSubAmendmentPacket01.30.24.pdf

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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. Hulsey, 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:

rows:

SB908 - F. Niceley - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

- 16. **HB2702** **CRIMINAL LAW: Offenses involving theft or use of a firearm - child transferred to sheriff of the county.** Requires the juvenile court to transfer a child to the sheriff of the county to be held according to law and dealt with as an adult in the criminal court if the child is charged with an offense involving theft of a firearm or a felony offense involving the use of a firearm and the child was 14 or older at the time of the alleged conduct. Broadly captioned. 

Amendment Summary:

Subcommittee Amendments: 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

SB2626 - E. Jackson - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

- 26. **HB1881** **CRIMINAL LAW: Penalty for assault against a law enforcement officer.** 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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

SB2062 - D. White - 02/27/24 - Senate Judiciary Committee deferred to the Final Calendar.

- 31. **HB2824** **CRIMINAL LAW: Creation of an office of gun violence prevention.** 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:

Position: Oppose

Priority:

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

rows:

SB1693 - R. Akbari - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:


Position:

Priority:

Comment:

rows:

SB168 - H. Campbell - 01/21/23 - Referred to Senate Judiciary Committee.

39. **HB1728** **CRIMINAL LAW: Expands the offense of aggravated stalking.** 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. 
Hakeem Y.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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.

rows:
SB1729 - L. Lamar - 01/29/24 - Referred to Senate Judiciary Committee.

40. **HB1596** **GOVERNMENT REGULATION: Gun Purchase Waiting Period Act.** 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. 
Pearson J.

Amendment Summary:

Subcommittee Amendments: CriminalSubAmendmentPacket03.12.24.pdf

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: House Criminal Justice Subcommittee ;

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:

rows:
SB2961 - R. Akbari - 02/14/24 - Filed for Introduction

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:


Position:

Priority:

Comment:

rows:

SB2160 - J. Yarbro - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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/>

rows:

SB2574 - B. Taylor - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors: Sen. Pody, Mark;

Position:

Priority:

Comment:

rows:

SB2736 - F. Niceley - 02/05/24 - Referred to Senate Judiciary Committee.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

SB2488 - S. Kyle - 02/01/24 - Referred to Senate Judiciary Committee.

- 76. **HB2958 CRIMINAL LAW: Storage of firearms.** Creates a Class A misdemeanor under which is an offense 
 - Hardaway for a person to store or keep a firearm on the premises of a residence under the control of the
 - G. 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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:


Position:

Priority:

Comment:

rows:

SB2233 - H. Campbell - 02/01/24 - Referred to Senate Judiciary Committee.

- 79. **HB2963 CRIMINAL LAW: Prohibits the possession, manufacture, transport, repair, or sale of a switch or auto sear device.** 
 - Hardaway Introduces a Class E felony for intentionally or knowingly possessing, manufacturing, transporting,
 - G. 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.

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:

Position:


Priority:


Comment:


rows:

SB2887 - S. Kyle - 02/05/24 - Referred to Senate Judiciary Committee.

Tue 3/26/24 12:00pm - House Hearing Rm II, House Criminal Justice Subcommittee 2

2. **HB1587** **CRIMINAL LAW: Prohibition - manufacturing of semi-automatic rifles.** Prohibits the manufacture of semi-automatic rifles in this state. Specifies that a violation of this prohibition is a Class A misdemeanor. 
- Pearson J.
- Amendment Summary:**
- Subcommittee Amendments:** CriminalSubAmendmentPacket03.05.24.pdf
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.
- Senate Status:** 02/14/24 - Filed for Introduction
- House Status:** 03/20/24 - Set for House Criminal Justice Subcommittee 2 03/26/24.
- Executive Status:** House Criminal Justice Subcommittee 2 ;
- 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.
- rows:**
SB2952 - R. Akbari - 02/14/24 - Filed for Introduction

3. **HB1589** **CRIMINAL LAW: Detachable firearm ammunition magazine prohibition.** 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. 
- Pearson J.
- Amendment Summary:**
- Subcommittee Amendments:** CriminalSubAmendmentPacket03.05.24.pdf
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.
- Senate Status:** 02/14/24 - Filed for Introduction
- House Status:** 03/20/24 - Set for House Criminal Justice Subcommittee 2 03/26/24.
- Executive Status:** House Criminal Justice Subcommittee 2 ;
- 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:**
- Position:** Oppose
- Priority:**
- Comment:** This proposal would likely fail constitutional challenge under the Supreme Court's Bruen decision.
- rows:**
SB2954 - R. Akbari - 02/14/24 - Filed for Introduction

- 4. **HB1592** **CRIMINAL LAW: Loss or theft of firearms reporting.** 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 Amendments: CriminalSubAmendmentPacket03.05.24.pdf
CriminalSubAmendmentPacket02.20.24.pdf
CriminalSubAmendmentPacket02.27.24.pdf

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 2 03/26/24.

Executive Status: House Criminal Justice Subcommittee 2 ;

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.

rows:

SB2957 - R. Akbari - 02/14/24 - Filed for Introduction

- 5. **HB1593** **CRIMINAL LAW: Firearm sales through federally licensed gun dealers.** 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 Amendments: CriminalSubAmendmentPacket03.05.24.pdf
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.

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 2 03/26/24.

Executive Status: House Criminal Justice Subcommittee 2 ;

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:


Position: Oppose

Priority:

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

rows:

SB2958 - R. Akbari - 02/14/24 - Filed for Introduction

6. **HB1595** **CRIMINAL LAW: Committee to study gun violence.** 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. 

Pearson J.

Amendment Summary:

Subcommittee Amendments: CriminalSubAmendmentPacket02.20.24.pdf
CriminalSubAmendmentPacket02.27.24.pdf

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 2 03/26/24.

Executive Status: House Criminal Justice Subcommittee 2 ;

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.

rows:
SB2960 - R. Akbari - 02/14/24 - Filed for Introduction

7. **HB2350** **CRIMINAL LAW: Prohibits permitting a child to have access to a firearm without supervision.** 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. 

Johnson G.

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

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

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 2 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee 2 ;

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

AG Opinion:

Cosponsors:

Position: Oppose


Priority:

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

rows:
SB2287 - C. Oliver - 02/01/24 - Referred to Senate Judiciary Committee.

Tue 3/26/24 1:00pm - Senate Hearing Rm I, Senate Judiciary Committee

The committee will hear presentations from the Tennessee Bar Association. MEMBERS W/ EMAILS: Email All; CHAIR T. Gardenhire (R); VICE CHAIR D. White (R); 2ND VICE CHAIR P. Rose (R); S. Kyle (D); L. Lamar (D); J. Lundberg (R); K. Roberts (R); J. Stevens (R); B. Taylor (R) STAFF: Walker Beasley, Research Analyst PHONE: 615-741-6682

10. **SB2180** **CRIMINAL LAW: Persons authorized to carry a firearm pursuant to an enhanced handgun carry permit or concealed handgun carry permit.** 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ; House Civil Justice Subcommittee ;

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:

rows:

HB1904 - M. Fritts - 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

11. **SB1695** **GOVERNMENT REGULATION: Firearm regulation by local governments.** 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ; House Civil Justice Subcommittee ;

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/>

rows:

HB1667 - C. Hemmer - 03/12/24 - House Civil Justice Subcommittee deferred to 04/02/2024.

12. **SB1785** **CRIMINAL LAW: MaKayla's Law.** 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

HB2199 - B. Mitchell - 01/31/24 - Referred to House Criminal Justice Subcommittee.

16. **SB2626** **CRIMINAL LAW: Offenses involving theft or use of a firearm - child transferred to sheriff of the county.** Requires the juvenile court to transfer a child to the sheriff of the county to be held according to law and dealt with as an adult in the criminal court if the child is charged with an offense involving theft of a firearm or a felony offense involving the use of a firearm and the child was 14 or older at the time of the alleged conduct. Broadly captioned.

Amendment Summary:

Subcommittee Amendments: 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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:

rows:

HB2702 - M. Littleton - 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

- 17. **SB2770** **CRIMINAL LAW: Enhancement of criminal penalties upon conviction of violent crimes by illegal aliens.** Allows for a court to enhance the statutory penalty up to imprisonment for life without the possibility of parole when an  Bowling J. illegal alien commits a violent crime, an illegal alien is using or displaying a deadly weapon when  convicted, or there is a conviction for a violent crime which occurred on the property of a school. Also requires that any arrest and conviction that the enhancement factors would apply to is reported to the Tennessee bureau of investigation's human trafficking advisory council. Broadly captioned.

Amendment Summary: House Criminal Justice 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 Amendments: CriminalSubAmendmentPacket03.12.24.pdf
CriminalSubAmendmentPacket03.05.24.pdf

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Finance, Ways & Means Subcommittee 03/27/24.

Executive Status: Senate Judiciary Committee ; House Finance, Ways & Means Subcommittee ;

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:

rows:

HB1872 - M. Fritts - 03/20/24 - Set for House Finance, Ways & Means Subcommittee 03/27/24.

- 21. **SB1715** **EDUCATION: Law enforcement officers assigned as school resource officers.** Authorizes a  Hensley J. 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - House Education Administration Committee recommended. Sent to House Calendar & Rules.

Executive Status: Senate Judiciary Committee ; House Calendar & Rules Committee ;

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:

rows:

HB1664 - T. Warner - 03/20/24 - House Education Administration Committee recommended. Sent to House Calendar & Rules.

22. **SB2178** **CRIMINAL LAW: Program for a person to voluntarily waive the right to purchase firearms.** ●●●○○○○○○○○○○
Hensley Enacts the Suicide Prevention Act of 2024 which requires the Tennessee bureau of investigation to ●●●○○○○○○○○○○
J. 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
- Senate Status:** 03/20/24 - Set for Senate Judiciary Committee 03/26/24.
- House Status:** 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.
- Executive Status:** Senate Judiciary Committee ; House Civil Justice Subcommittee ;
- 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:**
- rows:**
HB2908 - S. Kumar - 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

23. **SB2477** **CRIMINAL LAW: Authorizes an attorney to carry a handgun in specific circumstances.** ●●●○○○○○○○○○○
Hensley Authorizes an attorney to carry a handgun in a building and room in which judicial proceedings are ●●●○○○○○○○○○○
J. 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
- Senate Status:** 03/20/24 - Set for Senate Judiciary Committee 03/26/24.
- House Status:** 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.
- Executive Status:** Senate Judiciary Committee ; House Civil Justice Subcommittee ;
- Caption:** AN ACT to amend Tennessee Code Annotated, Title 39, relative to judicial proceedings.
- AG Opinion:**
- Cosponsors:**
- Position:**
- Priority:**
- Comment:**
- rows:**
HB2695 - C. Doggett - 03/05/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

24. **SB908** **CRIMINAL LAW: Threats of deadly force by private citizens making an arrest.** Clarifies that a threat to use deadly force by a private citizen making an arrest is not in itself considered a use of deadly force. Prohibits a private citizen from threatening to use deadly force during the course of a citizen's arrest unless the arrest is for a crime committed or threatened against the citizen making the arrest or for a violent crime committed or threatened in the presence of the citizen making the arrest. 

Amendment Summary:

Subcommittee Amendments: CriminalSubamendments01.16.24.pdf
 CriminalSubAmendmentPacket01.23.24.pdf
 CriminalSubAmendmentPacket01.30.24.pdf

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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. Hulsey, 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:

rows:

HB994 - K. Keisling - 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:


Position: Oppose

Priority:

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

rows:

HB2824 - K. Camper - 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

36. **SB1869** **JUDICIARY: Mental health findings - prohibition on purchase or possession of firearm.** 
Yarbro J. 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ; House Civil Justice Subcommittee ;

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:

rows:

HB2872 - C. Hemmer - 02/07/24 - Referred to House Civil Justice Subcommittee.

38. **SB2160** **CRIMINAL LAW: Anti-Road Rage Act of 2024.** Enacts the "Anti-Road Rage Act of 2024, " which 
Yarbro J. 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:

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:


Position:

Priority:

Comment:

rows:

HB2454 - S. Whitson - 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

39. **SB2166** **CRIMINAL LAW: Restoration of rights.** 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. 

Yarbro J.

Amendment Summary:

Subcommittee Amendments:

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Committee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Committee ;

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:

rows:
HB2417 - V. Dixie - 03/20/24 - Set for House Criminal Justice Committee 03/26/24.

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

Campbell
H.

Amendment Summary:

Subcommittee Amendments:

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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

AG Opinion:

Cosponsors:

Position:

Priority:

Comment:

rows:
HB2735 - C. Hemmer - 02/07/24 - Referred to House Criminal Justice Subcommittee.

46. **SB1830** **CRIMINAL LAW: Enhanced handgun permit or a concealed handgun carry permit to carry a handgun in Shelby County.**
 Lamar L. 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.

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 02/13/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

Executive Status: Senate Judiciary Committee ; House Civil Justice Subcommittee ;

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/>

ROWS:

HB1821 - L. Miller - 02/13/24 - House Civil Justice Subcommittee deferred to 03/19/2024.

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Subcommittee ;

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/>

ROWS:

HB1720 - J. Gillespie - 03/20/24 - Set for House Criminal Justice Subcommittee 03/26/24.

67. **SB1501** **EDUCATION: Annual report date on compliance with the Schools Against Violence in Education Act.** Changes the date, Stevens from February 1 to January 15, by which the commissioner must annually report to the governor and the general assembly on the implementation of and compliance with the Schools Against Violence in Education Act. Broadly captioned. 

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

Subcommittee Amendments: Criminal_Justice_Sub_Amendments_03.21.2023.pdf

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ;

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

AG Opinion:

Cosponsors:


Position:

Priority:

Comment:

rows:

HB1016 - R. Grills - 04/06/23 - House passed with amendment 1 (004972).

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

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

Executive Status: Senate Judiciary Committee ;

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.

rows:

Tue 3/26/24 1:30pm - House Hearing Rm IV, House Health Subcommittee

MEMBERS W/ EMAILS: Email All; CHAIR D. Hawk (R); T. Hicks (R); D. Jernigan (D); T. Leatherwood (R); B. Martin (R); B. Mitchell (D); P. Sherrell (R); B. Terry (R); R. Williams (R) STAFF: Shelley Adams, Executive Assistant; Mike Critchfield, Research Analyst PHONE: 615-741-7482

- 22. **HB1585** **MENTAL HEALTH: Mental health & gun safety awareness campaign.** Directs the department to develop and implement, in consultation with the department of health, a public awareness campaign on mental health and gun safety. Requires the department to make campaign materials available to the public for free on its website during calendar years 2024 and 2025. Authorizes county health departments to develop a public awareness campaign on mental health and gun safety.



Amendment Summary:

Subcommittee Amendments:

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

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

House Status: 03/20/24 - Set for House Health Subcommittee 03/26/24.

Executive Status: Senate Delayed Bills Committee ; House Health Subcommittee ;

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

AG Opinion:

Cosponsors:

Position:

Priority:

Comment:

rows:

SB2950 - R. Akbari - 02/15/24 - Set for Senate Delayed Bills Committee.

Tue 3/26/24 4:30pm - House Hearing Rm III, House Criminal Justice Committee

MEMBERS W/ EMAILS: Email All; CHAIR B. Hulsey (R); VICE CHAIR J. Gillespie (R); M. Carringer (R); E. Davis (R); C. Doggett (R); A. Farmer (R) M. Fritts (R); R. Glynn (D); G. Hardaway (D); D. Howell (R); G. Johnson (D); W. Lamberth (R); D. Moody (R); L. Russell (R); J. Towns Jr. (D) STAFF: Grace Bonecutter; Ryan Baird, Research Analyst PHONE: 615-741-2886

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

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

House Status: 03/20/24 - Set for House Criminal Justice Committee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Committee ;

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.

rows:

SB1731 - P. Walley - 03/19/24 - Taken off notice in Senate Judiciary Committee.

6. **HB2417** **CRIMINAL LAW: Restoration of rights.** 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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Criminal Justice Committee 03/26/24.

Executive Status: Senate Judiciary Committee ; House Criminal Justice Committee ;

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:

rows:

SB2166 - J. Yarbro - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

Wed 3/27/24 8:30am - Senate Hearing Rm I, Senate Commerce & Labor Committee

MEMBERS W/ EMAILS: Email All; CHAIR P. Bailey (R); VICE CHAIR A. Swann (R); 2ND VICE CHAIR F. Niceley (R); R. Akbari (D); J. Johnson (R) S. Reeves (R); S. Southerland (R); B. Watson (R); K. Yager (R) STAFF: Brandy Foust, Research Analyst PHONE: 615-741-3978

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

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

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

Subcommittee Amendments: 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.

Senate Status: 03/20/24 - Set for Senate Commerce & Labor Committee 03/27/24.

House Status: 03/20/24 - Set for House Commerce Committee 03/26/24.

Executive Status: Senate Commerce & Labor Committee ; House Commerce Committee ;

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

AG Opinion:

Cosponsors:

Position:

Priority:


Comment:

rows:

HB1859 - E. Davis - 03/20/24 - Set for House Commerce Committee 03/26/24.

Wed 3/27/24 10:30am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

MEMBERS W/ EMAILS: Email All; CHAIR G. Hicks (R); C. Baum (R); K. Camper (D); M. Cochran (R); J. Faison (R); J. Garrett (R); D. Hawk (R); P. Hazlewood (R); T. Hicks (R); H. Love Jr. (D); J. Moon (R); J. Shaw (D); S. Whitson (R); R. Williams (R) STAFF: Kimberly White, Executive Assistant; Mirna Tunjic, Research Analyst; Dakota Gordon, Research Analyst PHONE: 615-741-7480

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

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

House Status: 03/20/24 - Set for House Finance, Ways & Means Subcommittee 03/27/24.

Executive Status: Senate Education Committee ; House Finance, Ways & Means Subcommittee ;

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.

rows:

SB2025 - S. Reeves - 01/31/24 - Referred to Senate Education Committee.

27. **HB1872** **CRIMINAL LAW: Enhancement of criminal penalties upon conviction of violent crimes by illegal aliens.** Allows for a court to enhance the statutory penalty up to imprisonment for life without the possibility of parole when an  illegal alien commits a violent crime, an illegal alien is using or displaying a deadly weapon when  convicted, or there is a conviction for a violent crime which occurred on the property of a school. Also requires that any arrest and conviction that the enhancement factors would apply to is reported to the Tennessee bureau of investigation's human trafficking advisory council. Broadly captioned.

Amendment Summary: House Criminal Justice 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 Amendments: CriminalSubAmendmentPacket03.12.24.pdf
CriminalSubAmendmentPacket03.05.24.pdf

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

Senate Status: 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

House Status: 03/20/24 - Set for House Finance, Ways & Means Subcommittee 03/27/24.

Executive Status: Senate Judiciary Committee ; House Finance, Ways & Means Subcommittee ;

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:

rows:

SB2770 - J. Bowling - 03/20/24 - Set for Senate Judiciary Committee 03/26/24.

40. **HB2538** **CRIMINAL LAW: Creation of a criminal offense for threatening to commit an act of mass violence.** 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. 
- Cochran M.

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

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

House Status: 03/20/24 - Set for House Finance, Ways & Means Subcommittee 03/27/24.

Executive Status: Senate Calendar Committee ; House Finance, Ways & Means Subcommittee ;

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:

rows:

SB2342 - F. Haile - 02/27/24 - Senate Judiciary Committee recommended with amendment (014483). Sent to Senate Finance.

Wed 3/27/24 1:00pm - House Hearing Rm I, House Education Administration Committee

MEMBERS W/ EMAILS: Email All; CHAIR M. White (R); VICE CHAIR W. Slater (R); C. Baum (R); G. Bulso (R); E. Butler (R); S. Cepicky (R); M. Fritts (R); R. Gant (R); J. Gillespie (R); K. Haston (R); C. Hurt (R); J. Lafferty (R); H. Love Jr. (D); S. McKenzie (D); A. Parkinson (D); J. Ragan (R); B. Richey (R); R. Stevens (R); T. Warner (R) STAFF: Carley Easley, Research Analyst PHONE: 615-741-4415

- 14. **HB2487** **EDUCATION: Threats of mass violence made by a student.** 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

Senate Status: 03/20/24 - Senate Education Committee recommended. Sent to Senate Calendar Committee.

House Status: 03/20/24 - Set for House Education Administration Committee 03/27/24.

Executive Status: Senate Calendar Committee ; House Education Administration Committee ;

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:

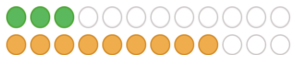
Comment:

rows:

SB2931 - B. Powers - 03/20/24 - Senate Education Committee recommended. Sent to Senate Calendar Committee.

Wed 3/27/24 2:00pm - Senate Hearing Rm I, Senate State & Local Government Committee

MEMBERS W/ EMAILS: Email All; CHAIR R. Briggs (R); VICE CHAIR P. Walley (R); 2ND VICE CHAIR M. Pody (R); E. Jackson (R); S. Kyle (D); A. Lowe (R); J. Stevens (R); K. Yager (R); J. Yarbro (D) STAFF: Merideth Vitale, Research Analyst PHONE: 615-741-1766

- 10. **SB2020** **CRIMINAL LAW: Autopsy reports of minors who were victims of violent crimes.** 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 Amendments: Public_Service_02.06.24.pdf

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

Senate Status: 03/21/24 - Set for Senate State & Local Government Committee 03/27/24.

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

Executive Status: Senate State & Local Government Committee ;

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:

rows:

HB1695 - R. Alexander - 03/04/24 - House passed with amendment 1 (013524).