

**Tennessee Firearms Association, Inc.
Legislative Action Committee –**

Week of March 30 2009

TFA is GRASSROOTS

We need **MORE** telephone calls, faxes and emails on key issues such as

- a) Restaurant Carry - with NO time limits, curfews, or age restrictions
- b) Park Carry - all federal, state and local parks. The biggest risk here is that the legislature may let local parks be decided by local governments which means essentially no carry in county, city or municipal parks without a lot of work and a lot of inconsistency. Davidson County's mayor has been reported in the local news as stating that no Davidson County parks would be opened for permit holders.
- c) Confidentiality
- d) Fixing the self-defense law that was messed up in 2007
- e) Restoring the ability of non-violent felons to obtain full restoration of rights, including the right to own firearms - messed up in 2008
- f) STOPPING efforts to create special classes of civilians who can carry "off duty" with fewer restrictions than other citizens!
- g) STOPPING efforts to shift the costs of the permitting process from some classes of civilians to others again based on jobs and/or age.

If we are going to get this done its going to take a "WE" effort.... The law enforcement and other agencies are turning out government employees who are lobbying on your tax dollars against you (e.g., Chief Serpas from Nashville). If you want your civil rights as expansive as possible you must pick up the telephones and call them REPEATEDLY on each of these issues and make your desires known loudly, clearly and repeatedly.

Contact information on your legislators can be found at this index:
<http://www.capitol.tn.gov/legislators/>

Calendars

Monday, March 30, 2009

Senate Consent #2 -- Monday at 5:00 pm -- Senate Chamber

SB [0282](#) **TRANSPORTATION VEHICLES: Tennessee Off-Highway Vehicle Association.** Stewart E. Allows an owner or lessee of a motor vehicle who pays the regular fee and the specialty fee to be issued a Tennessee Off-Highway Vehicle Association specialty earmarked license plate. Requires that the funds produced from the sale of these specialty license plates to be allocated to the association. (HOUSE: HB 0366, Matheny; House Transportation 03/24/2009 recommended. Referred to Omnibus Special License Plate Bills Committee.) FISCAL NOTE: Dated: February 18, 2009 On February 9, 2009, we issued a fiscal note indicating an increase in state revenue of \$5,800/General Fund/One-Time/FY09-10; \$14,600/TOHVA/FY09-10; \$14,600/Dedicated Funds/FY09-10; \$17,500/TOHVA/FY10-11 and Subsequent Years; \$17,500/Dedicated Funds/FY10-11 and Subsequent Years; and an increase in state expenditures of \$5,800/One-Time/FY09-10. Additional information was received from the Department of Revenue indicating that there would be no additional cost for computer system changes due to the newly implemented TRUST system. As a result of this new information, the fiscal impact of this bill is as follows: (CORRECTED) Increase State Revenue - \$3,800/General Fund/One-Time/FY09-10 \$15,600/TOHVA/FY09-10 \$15,600/Dedicated Funds/FY09-10 \$17,500/TOHVA/FY10-11 and Subsequent Years \$17,500/Dedicated Funds/FY10-11 and Subsequent Years Increase State Expenditures - \$3,800/One-Time/FY09-10

House Floor -- Monday at 5:00 pm -- House Chamber

This is the official calendar. Please note that HB 291 has been removed from the calendar. It is actually deferred until the 04/02/2009 House floor session.

HB [0962](#) **CRIMINAL LAW: Carrying guns in restaurants.** Todd Authorizes any individual with a handgun carry permit to carry a firearm into a restaurant that serves alcoholic beverages as long as such individual is not consuming alcoholic beverages and such restaurant is not an age-restricted venue, defined in current code as an establishment that restricts admission to persons who are age 21 years or older by checking patrons' identifications. AMENDMENT

House Judiciary amendment 1 rewrites the bill. Authorizes any individual with a handgun carry permit to carry a firearm into a restaurant that serves alcoholic beverages as long as such individual is not consuming alcoholic beverages except between the hours of 11:00 p.m. and 5:00 a.m. and at such times that the restaurant is age-restricted. Defines age-restricted for purposes of this amendment as a restaurant that affirmatively restricts access to persons 18 or older by checking patrons' identifications. Removes reference in original bill referring to the bill being subject to provisions of TCA 9-17-1359, permitting a property owner to post notices on such property prohibiting firearms. (SENATE: SB 1127, Jackson; Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009 recommended. Sent to Senate Judiciary.) FISCAL NOTE: Dated: February 23, 2009 Decrease Local Revenue - Not Significant Decrease Local Expenditures - Not Significant

We NEED a LOT OF CALLS AND EMAILS ON THIS BILL in opposition to the curfew and any other restrictions except for the "no consumption" standard.

TFA SUPPORTS restaurant carry legislation but OPPOSES the portions of this bill that are in the proposed amendment which contain the "age restricted" and "curfew" (11pm cutoff) provisions. The bill needs to come out without these restrictions such as the Senate has passed in the last 3 years. It is possible that these provisions could be removed in a conference committee but let's either strip them now OR run a clean bill such as the Firearms Owners Protection Act of 2009. There are approximately 10 restaurant bills but this is the 1st one moving.

Calls to your individual House Members are important. Second, emails should be sent.

<http://www.capitol.tn.gov/legislators/>

Tuesday, March 31, 2009

House Professional Occupations Subcommittee -- Tuesday at 8:30 am -- LP 31

MEMBERS: Chair Harrison (R), Vice Chair Favors (D), Armstrong (D), Ferguson (D), Hensley (R), S. Jones (D), Maggart (R), Mumpower (R), Odom (D), Ramsey (R), Rich (R), Shepard (D), Shipley (R), M. Turner (D).

HB [1552](#) **HEALTH CARE: Universal mental health testing of juveniles.**
Harwell Places restrictions on universal mental health testing, or psychiatric or socioemotional screening of juveniles. Requires certain consent by a juvenile's parent, guardian, legal custodian, or caregiver before such testing can occur. (SENATE: SB 0850, Black; Senate passed 03/23/2009.) FISCAL NOTE: Dated: March 17, 2009 Increase state expenditures - not significant Increase local expenditures - not significant

House Conservation & Environment Committee -- Tuesday at 10:30 am -- LP 29

MEMBERS: Chair McCord (R), Vice Chair Tidwell (D), Secretary Floyd (R), Borchert (D), Fraley (D), Gilmore (D), Hawk (R), Kernell (D), Lollar (R), McDonald (D), Niceley (R), Rowland (R).

HJR [0149](#) **ENVIRONMENT & NATURE: Constitutional amendment - right to hunt and fish.**
McCord Adds provisions to the state constitution establishing the personal right to hunt and fish, subject to reasonable regulations and restrictions prescribed by law. (FISCAL NOTE: Dated: March 19, 2009 Increase local expenditures - \$20,000/one-time/fy10-11*
TFA Supports this bill.

HB [1424](#) **ENVIRONMENT & NATURE: Restrictions on elk hunting.**
Lollar Clarifies that special elk-take permits are only valid in the eastern grand division of the state. (SENATE: SB 0630, Southerland; Referred to Senate Environment, Conservation & Tourism.) FISCAL NOTE: Dated: March 16, 2009 Minimal

House Civil Practice Subcommittee -- Tuesday at 12:00 pm -- LP 31

Please note that HB 1180 was added by suspension of the rules on the House floor 03/26/2009. MEMBERS: Chair Kelsey (R), Vice Chair Fincher (D), Coleman (D), Dennis (R), Lundberg (R), Stewart (D).

HB [0675](#) **CAMPAIGNS & LOBBYING: Child support obligations and voting privileges.**
Turner L. Removes requirement that a person be current in all child support obligations to retain the right to vote. (SENATE: SB 0637, Marrero; Referred to Senate State & Local Government.) FISCAL NOTE: Dated: February 16, 2009 Increase State Expenditures - Not Significant

HJR [0108](#) **GOVERNMENT ORGANIZATION: Tennessee's sovereignty under the 10th amendment.** Urges Congress to recognize Tennessee's sovereignty under the tenth amendment to the Constitution. (FISCAL NOTE: Dated: March 24, 2009 Increase state expenditures - not significant
Lynn
TFA Supports this bill.

HB [1736](#) **CRIMINAL LAW: Montlake Classic Clays shooting range - right to operate.** Authorizes Montlake Classic Clays shooting range in Hamilton County to continue operating as a shooting range at the same location where it has operated for over 30 years. Specifies that such right shall not be amended, restricted, or terminated due to zoning changes. AMENDMENT: Senate State & Local Government amendment 1, clarifies that tracks 48, 48.1 and 49 on the shooting range can still be used for purposes of the shooting range but use can be no closer to the county road than it was in January 2000. (SENATE: SB 0309, Berke; Senate deferred to 04/02/2009.)
Fincher
FISCAL NOTE: Dated: February 23, 2009 Minimal
TFA Supports this bill but opposes the amendment that limits the range's size. This range has been in existence almost 40 years. The range expansion was a decision to reduce rifle and pistol use for sporting clays.

House State & Local Government Committee -- Tuesday at 12:00 pm -- LP 16

MEMBERS: Chair Todd (R), Vice Chair U. Jones (D), Secretary Swafford (R), Carr (R), T. Cobb (D), Coley (R), Evans (R), R. Haynes (R), Litz (D), McCormick (R), L. Miller (D), Moore (D), Pruitt (D), B. Ramsey (R), Tindell (D), E. Watson (R), West (D), Yokley (D).

HB [1117](#) **CRIMINAL LAW: Carrying of firearms by retired law enforcement officers.** Requires POST commission to establish by rule how this state will implement the federal "Law Enforcement Officers Safety Act of 2004," relative to the carrying of firearms by qualified and retired law enforcement officers. (SENATE: SB 1557, Burchett; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 16, 2009 Increase state revenue - not significant Increase state expenditures - \$4,000/one-time \$61,700/Recurring Increase local revenue - not significant Increase local expenditures - not significant
Casada
TFA neutral on this bill so long as such carry is authorized by something other than a civilian handgun permit.

Wednesday, April 1, 2009

Senate Judiciary Committee -- Wednesday at 8:00 am -- LP 12

Please note the committee will reconvene at 3:00 to finish hearing the calendar. MEMBERS: Chair Beavers (R), Vice Chair Jackson (D), Secretary Overbey (R), Black (R), Bunch (R), Faulk (R), Kyle (D), Marrero (D), Stanley (R).

- SB [0672](#) **CRIMINAL LAW: Possession of a firearm during a dangerous felony.** Defines attempt to commit first degree murder as a dangerous felony for the offense of possessing a firearm during commission of a dangerous felony. (HOUSE: HB 0606, DeBerry J.; Referred to House Judiciary Criminal Practice Subcommittee.) FISCAL NOTE: Dated: March 24, 2009 Increase state expenditures - \$297,100/incarceration*
- Norris
- SB [0673](#) **JUDICIARY: Sentencing for aggravated robbery.** Prohibits release eligibility for a person who has a prior conviction for a dangerous felony committing aggravated robbery with a firearm until the person has served 75 percent of the sentence imposed. (HOUSE: HB 0607, DeBerry J.; Referred to House Judiciary Criminal Practice Subcommittee.) FISCAL NOTE: Dated: March 18, 2009 Increase state expenditures - \$1,808,500/incarceration*
- Norris
- SB [0554](#) **CRIMINAL LAW: Purchasers of firearms not required to produce thumbprint.** Removes requirement that a gun dealer must obtain a thumbprint from a purchaser and deletes provision whereby the TBI must provide firearms transaction thumbprint forms. (HOUSE: HB 0254, Casada; House passed 03/12/2009.) FISCAL NOTE: Dated: February 23, 2009 Decrease State Expenditures - Not Significant
TFA Supports this bill.
- Norris
- SB [1126](#) **CRIMINAL LAW: Handgun carry permit application info confidential.** Makes information contained in handgun carry permit applications and renewals, information provided to any state or federal agency to investigate applicant, and records maintained relative to the permit application or revocation of permit confidential. Creates Class A misdemeanor offense of unauthorized publication of permit information or records. (HOUSE: HB 0959, Bass; Set for House Finance Budget Subcommittee 04/01/2009.) FISCAL NOTE: Dated: March 13, 2009 On February 19, 2009 we issued a fiscal

note for this bill indicating an increase to state revenue of not significant, an increase to state expenditures of not significant, an increase to local government revenue of not significant, and an increase to local government expenditures of not significant. On March 3, 2009, we received additional information from the Department of Human Services. Based on this new information, the fiscal impact for this bill is estimated as follows: (CORRECTED) Increase state revenue - not significant Increase state expenditures - not significant Increase local revenue - not significant Increase local expenditures - not significant Other Fiscal impact - A potential loss of \$45,655,000 in federal funding derived from the Title IV-D Child Support Program and Temporary Assistance for Needy Families (TANF) Block Grants.

TFA Supports this bill.

SB [0032](#)
Tracy

CRIMINAL LAW: Handgun information privacy. Prohibits department of safety or any department-approved handgun safety course employee from requiring applicant for handgun carry permit to furnish any identifying information concerning any handgun the applicant owns or possesses. (**HOUSE: HB 0046, Evans; House passed 03/19/2009.**) FISCAL NOTE: Dated: January 27, 2009 Decrease state expenditures - not significant
TFA Supports this bill.

Senate Finance, Ways & Means Committee -- Wednesday at 1:00 pm -- LP 12

MEMBERS: Chair McNally (R), Vice Chair Henry (D), Secretary Burchett (R), Black (R), J. Haynes (D), Herron (D), Kyle (D), Norris (R), Overbey (R), B. Watson (R), Woodson (R).

SB [0440](#)
Overbey

CAMPAIGNS & LOBBYING: Restoration of voting rights. Requires a person to have paid all restitution to the victims, paid all fines imposed by the court, and paid all court costs before the person can have a voter registration card restored. (**HOUSE: HB 0969, McCord; Referred to House Judiciary Criminal Practice Subcommittee.**) FISCAL NOTE: Dated: February 25, 2009 Increase State Revenue - \$12,200/General Fund \$28,600/Dedicated Funds Increase Local Revenue - \$20,000
TFA Supports this bill.

Senate Judiciary Committee -- Wednesday at 3:00 pm -- LP 12

Please note that the committee will take up the calendar from the morning meeting. MEMBERS: Chair Beavers (R), Vice Chair Jackson (D), Secretary Overbey (R), Black (R), Bunch (R), Faulk (R), Kyle (D), Marrero (D), Stanley (R).

- SB [0672](#) **CRIMINAL LAW: Possession of a firearm during a dangerous felony.** Defines attempt to commit first degree murder as a dangerous felony for the offense of possessing a firearm during commission of a dangerous felony. (HOUSE: HB 0606, DeBerry J.; Referred to House Judiciary Criminal Practice Subcommittee.) FISCAL NOTE: Dated: March 24, 2009 Increase state expenditures - \$297,100/incarceration*
- Norris
- SB [0673](#) **JUDICIARY: Sentencing for aggravated robbery.** Prohibits release eligibility for a person who has a prior conviction for a dangerous felony committing aggravated robbery with a firearm until the person has served 75 percent of the sentence imposed. (HOUSE: HB 0607, DeBerry J.; Referred to House Judiciary Criminal Practice Subcommittee.) FISCAL NOTE: Dated: March 18, 2009 Increase state expenditures - \$1,808,500/incarceration*
- Norris
- SB [0554](#) **CRIMINAL LAW: Purchasers of firearms not required to produce thumbprint.** Removes requirement that a gun dealer must obtain a thumbprint from a purchaser and deletes provision whereby the TBI must provide firearms transaction thumbprint forms. (HOUSE: HB 0254, Casada; House passed 03/12/2009.) FISCAL NOTE: Dated: February 23, 2009 Decrease State Expenditures - Not Significant
- Norris
- TFA Supports this bill.**
- SB [1126](#) **CRIMINAL LAW: Handgun carry permit application info confidential.** Makes information contained in handgun carry permit applications and renewals, information provided to any state or federal agency to investigate applicant, and records maintained relative to the permit application or revocation of permit confidential. Creates Class A misdemeanor offense of unauthorized publication of permit information or records. (HOUSE: HB 0959, Bass; Set for House Finance Budget Subcommittee 04/01/2009.) FISCAL NOTE: Dated: March 13, 2009 On February 19, 2009, we issued a fiscal note for this bill indicating an increase to state revenue of not significant, an increase to state expenditures of not significant, an increase to local government revenue of not significant, and an increase to local government expenditures of not significant. On March 3 2009 we received additional information from the
- Norris

Department of Human Services. Based on this new information, the fiscal impact for this bill is estimated as follows: (CORRECTED)
Increase state revenue - not significant Increase state expenditures - not significant Increase local revenue - not significant Increase local expenditures - not significant Other Fiscal impact - A potential loss of \$45,655,000 in federal funding derived from the Title IV-D Child Support Program and Temporary Assistance for Needy Families (TANF) Block Grants.

TFA Supports this bill.

SB [0032](#)

Tracy

CRIMINAL LAW: Handgun information privacy. Prohibits department of safety or any department-approved handgun safety course employee from requiring applicant for handgun carry permit to furnish any identifying information concerning any handgun the applicant owns or possesses. **(HOUSE: HB 0046, Evans; House passed 03/19/2009.)** FISCAL NOTE: Dated: January 27, 2009
Decrease state expenditures - not significant

TFA Supports this bill.

House Judiciary Committee -- Wednesday at 8:30 am -- LP 31

Please note the committee will reconvene at 3:30 p.m. 04/01/2009 in LP 31 to receive presentations and possibly take up any remaining bills from this calendar.

MEMBERS: Chair Coleman (D), Vice Chair Lundberg (R), Secretary Sontany (R), Bass (D), Camper (D), Dennis (R), Faulkner (R), Fincher (D), Kelsey (R), Matheny (R), Stewart (D), Watson (R).

HB [2157](#)

Towns

CRIMINAL LAW: Handgun permit fees for persons over 65.

Waives permit and renewal fees for handgun permits for persons over 65. (SENATE: SB 2167, Bunch; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009.)

FISCAL NOTE: Dated: March 12, 2009 Decrease state revenue - \$884,500/Department of safety \$40,200/Tennessee bureau of investigation Decrease local revenue - \$40,200

TFA Opposes fee shifting because it will make it harder to reduce the application fee from \$115 for everyone. Note that the state assumes that the decrease in revenue from those 65 and over is almost \$1 million per year!!!

HB [0004](#)

Bass

CRIMINAL LAW: Exemption for certain handgun carry permit requirements. Clarifies that a person who is exempt from classroom and firing range training requirement by reason of prior

military experience is also exempt from payment of \$115 application and processing fee. (SENATE: SB 0180, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: January 22, 2009 Decrease state revenue - \$2,100/department of safety \$400/tbi Decrease local revenue - \$400

TFA opposes fee shifting bills.

HB [0587](#)
Coleman

CRIMINAL LAW: Disposition of confiscated weapons. Allows director of judicial district drug task force to petition court for permission to dispose of confiscated weapons by public sale, destruction of weapons or by retaining weapon for legitimate law enforcement purposes. AMENDMENT: House Judiciary Criminal Practice Subcommittee amendment 1, Senate amendment 1 specifies that the proceeds from the sale shall go into the county or municipal general fund unless the weapon was confiscated by a judicial district drug task force in which case the funds are deposited for the benefit of the task force. (SENATE: SB 0201, Bunch; Senate 03/16/2009 passed with previously adopted amendment 1.) FISCAL NOTE: Dated: February 20, 2009 Increase State Expenditures - Not Significant Increase Local Revenue - Not Significant Increase Local Expenditures - Not Significant

TFA Supports this bill BUT only if it requires sale or use by law enforcement. TFA opposes "destruction" of weapons that could easily be recycled into the private owner market while raising funds for government use.

House Finance Budget Subcommittee -- Wednesday at 11:00 am -- LP 29

MEMBERS: Chair Tindell (D), Vice Chair Sargent (R), Armstrong (D), L. DeBerry (D), Fitzhugh (D), Harrison (R), McDaniel (R), Montgomery (R), Mumpower (R), Naifeh (D), Odom (D), Roach (R), Rowland (R), Shaw (D).

HB [0716](#)
Niceley

CRIMINAL LAW: Handgun carry permit holders can carry guns in state parks. Permits a resident who has a valid handgun carry permit to possess a handgun while within the boundaries of any state park. (SENATE: SB 0976, Faulk; Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009 recommended. Sent to Senate Judiciary.) FISCAL NOTE: Dated: March 17, 2009 On February 23, 2009, we issued a fiscal note indicating a Minimal impact on state expenditures. Based upon further review and additional information provided by the Department of Environment

and Conservation, the fiscal impact of this bill is as follows:
(CORRECTED) Increase state expenditures - \$38,200/one-time
TFA Supports this bill.

HB [0959](#)
Bass

CRIMINAL LAW: Handgun carry permit application info confidential. Makes information contained in handgun carry permit applications and renewals, information provided to any state or federal agency to investigate applicant, and records maintained relative to the permit application or revocation of permit confidential. Creates Class A misdemeanor offense of unauthorized publication of permit information or records. (SENATE: SB 1126, Norris; Set for Senate Judiciary Committee 04/01/2009.) FISCAL NOTE: Dated: March 13, 2009 On February 19, 2009, we issued a fiscal note for this bill indicating an increase to state revenue of not significant, an increase to state expenditures of not significant, an increase to local government revenue of not significant, and an increase to local government expenditures of not significant. On March 3, 2009, we received additional information from the Department of Human Services. Based on this new information, the fiscal impact for this bill is estimated as follows: (CORRECTED) Increase state revenue - not significant Increase state expenditures - not significant Increase local revenue - not significant Increase local expenditures - not significant Other Fiscal impact - A potential loss of \$45,655,000 in federal funding derived from the Title IV-D Child Support Program and Temporary Assistance for Needy Families (TANF) Block Grants.
TFA Supports this bill.

HB [0960](#)
Tindell

CRIMINAL LAW: Handgun carry permit holders to carry in parks. Authorizes people with handgun carry permits to possess firearms in parks owned by state, local, or federal governments. AMENDMENT: House Judiciary Committee amendment 1 as amended deletes state parks from the bill's provisions. Makes it permissive for a local government to allow firearms to be possessed in local parks. A majority vote of the local governing body would be required. Local governments would be able to decide in which local parks or specific areas of local parks, firearm possession would be allowed. Allows the possession of firearms in state parks even if the park is operated by a local government pursuant to a state/local agreement. (SENATE: SB 1518, Beavers; Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009 recommended. Sent to Senate Judiciary.) FISCAL NOTE: Dated: March 17, 2009 On February 23, 2009, we issued a fiscal note indicating a Minimal impact on state expenditures. Based upon further review and additional information provided by the Department of Environment

and Conservation (TDEC), the fiscal impact of this bill is as follows:
(CORRECTED) Increase state expenditures - \$38,200/one-time
Increase local expenditures - exceeds \$50,000/one-time*

TFA SUPPORTS this legislation but OPPOSES the amendment that removes state preemption over local parks.

Parks - "local option" issues.

There seems to be in both the House and Senate general acceptance of the parks bill on federal and even state parks. The biggest talking point is local parks and on that topic a common resistance point is the high density areas such as ball diamonds. However, for many gun owners, local parks are in some instances more important because I am in them more often.

a) Many local parks have through roads that provide access to neighborhoods and communities.

b) Many local parks have walking trails, hiking trails, jogging trails, greenways and walkways.

c) There are some significantly sized local parks.

Davidson County identifies 23 local parks. Beaman Park in Joelton (1500 acres)

<http://www.nashville.gov/parks/locations/beaman.htm>; Bell's Bend Park is 800 acres; Peeler Park is 255 acres; Shelby Bottoms is 810 acres; and there are approximately 18 walkways, greenways and bike trails from 1/2 mile to 10 miles (Stones River Greenway).

d) Local parks typically have higher crime rates because of higher traffic

A compromise may be to include local parks but allow local legislative bodies to limit access (excluding parking areas and roads) in "high density" areas such as within the immediate vicinity of ball diamonds and sporting fields. This option could be limited to perhaps a 100 or 200 yard radius of the field. It could also apply only when "in use" and should require signage. Furthermore, since we are talking about restricting a constitutional right, the legislature could require that such local action require more than a simple majority vote.

Failing to include local parks - particularly the roads, parking lots, walking and biking trails - risks that local governments will close these areas to permit holders.

Some may express concern about whether state government should address local parks or other local regulation. Frankly.

that has been the law since 1986 when the state enacted the pre-emption law relative to firearms under 39-17-1314 and there is no substantial reason to deviate from that pre-emption because full local option will leave permit holders from different parts of the state or even in the same community exposed to a patchwork of probably inconsistent standards.

Fiscal Note - this was added by TDEC's request in an effort to kill the bill.

TDEC requested a fiscal note to remove signage. The motive is misdirected since the real motive of the TDEC Commissioner (Fyke) appears to be to kill the bill rather than to help the public.

First, signage may be permissible with respect to the population in general (39-17-1359) and permit holders under the proposed bills would be merely an exception. If that is the case, no signage change would be mandated.

Second, even if signage needs to change, a fiscal note could be defeated with an amendment grandfathering existing signs, allowing changes with existing supplies and materials and allowing new, clearer, signs in the ordinary course of repairs or maintenance.

House Judiciary Criminal Practice Subcommittee -- Wednesday at 12:00 pm -- LP 31

MEMBERS: Chair E. Watson (R), Vice Chair Sontany (D), Bass (D), Camper (D), Faulkner (R), Matheny (R).

HB [1395](#)
Evans

CRIMINAL LAW: Transporting and storing a firearm in a locked vehicle. Bars employers from prohibiting persons possessing a handgun carry permit from transporting and storing a firearm in their car on property set aside for employees' cars. Requires that firearm must be out of sight in a locked vehicle on such property. (SENATE: SB 1724, Bunch; Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009 passed to full committee without recommendation.) FISCAL NOTE: Dated: March 6, 2009 Minimal **TFA Supports this bill.**

This bill needs A LOT of phone calls in support because we are receiving reports that employer hired lobbyists are working

actively against the bill.

HB [1292](#)
Casada

CRIMINAL LAW: Unauthorized publication of permit information or records. Makes information contained in handgun carry permit applications and renewals, information provided to federal and state agencies to investigate applicant, and records maintained relative to the permit application, or criminal background check confidential. Creates a Class A misdemeanor offense of unauthorized publication of permit information or records and specifies that such offense is punishable by a fine only. (SENATE: SB 1625, Beavers; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: March 13, 2009 On February 19, 2009, we issued a fiscal note for this bill indicating an increase to state revenue of not significant, an increase to state expenditures of not significant, an increase to local government revenue of not significant, and an increase to local government expenditures of not significant. On March 3, 2009, we received additional information from the Department of Human Services. Based on this new information, the fiscal impact for this bill is estimated as follows: (CORRECTED) Increase state revenue - not significant increase state expenditures - not significant Increase local revenue - not significant Increase local expenditures - not significant Other Fiscal Impact - A potential loss of \$45,655,000 in federal funding derived from the Title IV-D Child Support Program and Temporary Assistance for Needy Families (TANF) Block Grants.
TFA Supports this bill.

HB [1778](#)
Casada

CRIMINAL LAW: Lawfully possessed firearms during martial rule. Prohibits any public official from confiscating lawfully possessed firearms and ammunition during any such period of martial rule. (SENATE: SB 1992, Johnson J.; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 26, 2009 Minimal
TFA Supports this bill.

HB [1118](#)
Casada

CRIMINAL LAW: Restrictions lifted for officers carrying firearms. Removes certain restrictions on carrying firearms for law enforcement officers in regards to the carrying of firearms on school grounds and in establishments that serve alcoholic beverages. (SENATE: SB 1394, Burchett; Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009 recommended. Sent to Senate Judiciary.) FISCAL NOTE: Dated: March 6, 2009 Minimal
TFA Supports this bill ONLY if its in the "course of official duties." If the officer is "off duty" standard civilian rules

should apply to avoid class legislation.

HB [0363](#) **CRIMINAL LAW: Handgun permit holders allowed to carry guns in parks.** Mumpower Allows a person with a handgun carry permit to possess a handgun while within the boundaries of any public park or while hunting big game with a bow and arrow during the archery-only deer season. (SENATE: SB 0211, Crowe; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: March 17, 2009 Decrease state revenue - \$300/wildlife resources fund Increase state expenditures - \$38,200/one-time Decrease local revenue - \$400 Increase local expenditures - exceeds \$50,000/one-time*
TFA Supports this bill.

HB [0856](#) **CRIMINAL LAW: Judge or probation officer to carry handgun.** Mumpower Allows judge or probation officer with a handgun carry permit to carry a handgun at all times and in all places in the same manner as a law enforcement officer. Requires that judge or probation officer, in addition to the submission of a handgun carry permit application, submit documentation that is sufficient to satisfy the department of safety that the applicant is a judge or probation officer. (SENATE: SB 1274, Bunch; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009.) FISCAL NOTE: Dated: March 12, 2009 Increase state revenue - not significant Increase state expenditures - \$53,600 Increase local revenue - not significant Increase local expenditures - not significant **Oversight Corrections Committee comment:** Oversight Corrections Committee 03/16/2009 adopted and released to full committee with additional remark that the bill allows a law enforcement officer to carry a gun at all times and at all places within Tennessee and it also allows a judge or probation officer who has a valid handgun carry permit to carry a gun at all times and at all places, with certain restrictions.
TFA OPPOSES this bill. It creates a "class" of civilians who are being granted special carry privileges based on their job. In this instance, the bill applies not only to sitting judges but also retired judges. TFA routinely opposes all bills which propose to give civilians (anyone who is "off duty" under Tennessee law) special privileges to carry firearms based on what their normal job may be. If these individuals need to carry "on the job" then it does not need to be done under the civilian permit.
Talking Points:
1) If an individual needs to be armed "on duty", then they need to be issued a commission or similar authorization from the

applicable state or local authority in addition to any civilian handgun permit. TFA has no opposition to the state or local governments issuing commissions or other weapons authorizations to employees (law enforcement, judges, etc) and defining what the parameters of that authority is or should be.

2) TFA opposes the concept that some people with the civilian handgun permits should have different privileges or standards applied to them because of what their "on duty" job duties are.

3) When a person is carrying a defensive weapon pursuant to the civilian handgun permit law, the standards on where and when they can carry that firearm should apply the same to all permit holders.

4) TFA opposes the idea or concept that the lives of some permit holders are more or less important than others based on what their "on duty" jobs or prior jobs may be. The possibility that the probability of an individual who is "off duty" needing to resort to self-defense should not be used as a basis to grant them special powers or privileges under the civilian permit.

HB [0855](#)
Mumpower

CRIMINAL LAW: Permits judge or probation officer to carry handgun. Allows a judge or probation officer who holds a valid handgun carry permit to carry a handgun at any time and in any place in this state, including during working hours, notwithstanding restrictions of federal law or lawful order of the court. (SENATE: SB 1275, Bunch; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009.) FISCAL NOTE: Dated: March 12, 2009 Increase state revenue - not significant Increase state expenditures - \$53,600 Increase local revenue - not significant Increase local expenditures - not significant **Oversight Corrections Committee comment:** Oversight Corrections Committee 03/16/2009 adopted and released to full committee with additional remark that the bill takes away the authority of a commissioner or supervisor to set limitations and does not require a bond or extra training of these employees.

TFA OPPOSES this bill. It creates a "class" of civilians who are being granted special carry privileges based on their job. In this instance, the bills applies not only to sitting judges but also retired judges. TFA routinely opposes all bills which propose to give civilians (anyone who is "off duty" under Tennessee law) special privileges to carry firearms based on what their normal job may be. If these individuals need to carry "on the job" then it does not need to be done under the civilian permit.

Talking Points:

1) If an individual needs to be armed "on duty". then they need

to be issued a commission or similar authorization from the applicable state or local authority in addition to any civilian handgun permit. TFA has no opposition to the state or local governments issuing commissions or other weapons authorizations to employees (law enforcement, judges, etc) and defining what the parameters of that authority is or should be.

2) TFA opposes the concept that some people with the civilian handgun permits should have different privileges or standards applied to them because of what their "on duty" job duties are.

3) When a person is carrying a defensive weapon pursuant to the civilian handgun permit law, the standards on where and when they can carry that firearm should apply the same to all permit holders.

4) TFA opposes the idea or concept that the lives of some permit holders are more or less important than others based on what their "on duty" jobs or prior jobs may be. The possibility that the probability of an individual who is "off duty" needing to resort to self-defense should not be used as a basis to grant them special powers or privileges under the civilian permit.

HB [0503](#)
Todd

CRIMINAL LAW: Carrying handgun in building where alcohol is served. Allows person with handgun carry permit who is not consuming alcohol to carry handgun in establishment that serves alcohol or beer and derives 60 percent or more of its gross annual revenue from food sales, except if establishment has posted notice prohibiting weapons. Adds to persons for whom the department shall suspend or revoke handgun carry permit: person convicted of Class A misdemeanor of possessing a firearm where alcohol is served. (SENATE: SB 0084, Stanley; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 26, 2009 Decrease local revenue - not significant Decrease local expenditures - not significant

TFA Supports restaurant carry but opposes bills which are based on standards or have restrictions other than "no consumption"

HB [0233](#)
Todd

CRIMINAL LAW: Carrying a handgun in certain locations. Authorizes anyone with a handgun carry permit, not consuming an alcoholic beverage, to carry a handgun in a public establishment that derives 60 percent or more of its revenue through the sale of food. Allows transient or guest to carry a handgun in a hotel except for where alcoholic beverages are being served. (SENATE: SB 0575, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: February 2, 2009 Decrease Local Revenue - Not Significant

Decrease Local Expenditures - Not Significant

TFA Supports restaurant carry but opposes bills which are based on standards or have restrictions other than "no consumption"

HB [0770](#)
Turner M.

CRIMINAL LAW: Handgun permit holder allowed to carry gun while bowhunting. Allows a person with a handgun carry permit to carry a handgun while hunting big game with a bow and arrow during the archery-only deer season. (SENATE: SB 0842, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: March 16, 2009 Decrease state revenue - not significant Decrease state expenditures - not significant Decrease local revenue - not significant Decrease local expenditures - not significant
TFA Supports this bill. Calls to Senate Sponsor may help.

HB [0489](#)
Tidwell

CRIMINAL LAW: Possession of firearm where alcohol is served. Permits a person who has a permit to carry a handgun to carry gun in place where alcohol is served for consumption on premises if person not consuming alcohol or is not otherwise prohibited by posting provisions. Known as the "guns in bars" bill. (SENATE: SB 0265, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: February 9, 2009 Decrease Local Revenue - Not Significant. Decrease Local Expenditures - Not Significant
TFA Supports this bill.

HB [0490](#)
Tidwell

CRIMINAL LAW: Handgun permits for probation and parole officers. Authorizes any probation or parole officer who has a valid permit to carry a handgun at the same times and in the same locations as law enforcement officers. Permits the board of parole to require that a parole or probation officer receive more extensive handgun training than is required for a handgun carry permit if the officer intends to carry a handgun during the course of the officer's employment. (SENATE: SB 0263, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: March 11, 2009 Increase state expenditures - \$53,600 **Oversight Corrections Committee comment:** Oversight Corrections Committee 03/16/2009 adopted and released to full committee with additional remark that allows probation/parole officers who possess a valid handgun carry permit to carry their weapon in the same manner as allowed for law enforcement officers. Allows the BOPP to require more intensive

training if the officer chooses to carry their weapon during the course of their employment. The following is the BOPP's current policy and position: This bill authorizes the Board of Probation and Parole to establish policies and procedures whereby probation and parole officers may lawfully carry handguns during the course of their employment, and specifies that any such policies and procedures must require periodic background checks and firearms training. Even though this bill is only permissive, it establishes the statutory authority required for the Board to be able to permit its officers to carry handguns and to develop relevant policies. Currently, the board has a policy that prohibits its officers from carrying handguns while performing work related duties. By prohibiting its officers from carrying handguns on the job, the board eliminates possible issues of liability. Arming officers could provide more protection for strong, well trained officers; however, there is always the potential risk that an offender could gain control over the gun in spite of an officer's resistance. Officers are permitted to carry non-lethal self defense items such as pepper spray or mace. This issue has been considered and reviewed by the Board for many years with the consistent decision that their officers should not be armed. If this bill does not pass, the Board's policy will remain in effect. Passage of the bill is likely to provide an impetus for the board to restudy its current policy.

TFA OPPOSES this bill. It creates a "class" of civilians who are being granted special carry privileges based on their job. In this instance, the bills applies based solely on civilian permits. TFA routinely opposes all bills which propose to give civilians (anyone who is "off duty" under Tennessee law) special privileges to carry firearms based on what their normal job may be. If these individuals need to carry "on the job" then it does not need to be done under the civilian permit.

Talking Points:

- 1) If an individual needs to be armed "on duty", then they need to be issued a commission or similar authorization from the applicable state or local authority in addition to any civilian handgun permit. TFA has no opposition to the state or local governments issuing commissions or other weapons authorizations to employees (law enforcement, judges, etc) and defining what the parameters of that authority is or should be.**
- 2) TFA opposes the concept that some people with the civilian handgun permits should have different privileges or standards applied to them because of what their "on duty" job duties are.**
- 3) When a person is carrying a defensive weapon pursuant to the civilian handgun permit law, the standards on where and when they can carry that firearm should apply the same to all permit holders.**

4) TFA opposes the idea or concept that the lives of some permit holders are more or less important than others based on what their "on duty" jobs or prior jobs may be. The possibility that the probability of an individual who is "off duty" needing to resort to self-defense should not be used as a basis to grant them special powers or privileges under the civilian permit.

HB [0823](#)
Campfield

CRIMINAL LAW: Law enforcement and military to carry weapons on campuses. Authorizes law enforcement officers, retired law enforcement officers, active or honorably discharged or retired military personnel, as well as any reserve officer training cadet 18 or older, to carry weapons on public colleges and universities. (SENATE: SB 1248, Bunch; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 6, 2009 Increase state expenditures - not significant

TFA OPPOSES this bill. It creates a "class" of civilians who are being granted special carry privileges based on their job. In this instance, the bills applies based solely on civilian permits. TFA routinely opposes all bills which propose to give civilians (anyone who is "off duty" under Tennessee law) special privileges to carry firearms based on what their normal job may be. If these individuals need to carry "on the job" then it does not need to be done under the civilian permit.

Talking Points:

- 1) If an individual needs to be armed "on duty", then they need to be issued a commission or similar authorization from the applicable state or local authority in addition to any civilian handgun permit. TFA has no opposition to the state or local governments issuing commissions or other weapons authorizations to employees (law enforcement, judges, etc) and defining what the parameters of that authority is or should be.
- 2) TFA opposes the concept that some people with the civilian handgun permits should have different privileges or standards applied to them because of what their "on duty" job duties are.
- 3) When a person is carrying a defensive weapon pursuant to the civilian handgun permit law, the standards on where and when they can carry that firearm should apply the same to all permit holders.
- 4) TFA opposes the idea or concept that the lives of some permit holders are more or less important than others based on what their "on duty" jobs or prior jobs may be. The possibility that the probability of an individual who is "off duty" needing to resort to self-defense should not be used as a basis to grant them special powers or privileges under the civilian permit.

HB [0798](#)
Campfield

CRIMINAL LAW: Faculty allowed to carry firearms. Authorizes all full-time faculty and staff at any public postsecondary institution in this state who have a valid handgun carry permit to carry handguns at all times upon the premises of the public postsecondary institution in which they are employed. (SENATE: SB 1261, Bunch; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 6, 2009 Increase state expenditures - not significant

TFA Supports this bill as a step toward employment related carry.

HB [0972](#)
McCord

CRIMINAL LAW: Handgun permit holder allowed to carry gun in parks. Authorizes anyone with handgun carry permit to possess firearm in local, state, or federal parks in TN or in a refuge, public hunting area, wildlife management area, or on national forest land in TN. Declares that no state or local government entity may prohibit anyone with a handgun carry permit from possessing a firearm in any public park in TN. (SENATE: SB 0262, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: March 17, 2009 Decrease state revenue - \$300/wildlife resources fund Increase state expenditures - \$38,200/one-time Decrease local revenue - \$400 Increase local expenditures - exceeds \$50,000/one-time*

TFA SUPPORTS this legislation but OPPOSES the amendment that removes state preemption over local parks.

Parks - "local option" issues.

There seems to be in both the House and Senate general acceptance of the parks bill on federal and even state parks. The biggest talking point is local parks and on that topic a common resistance point is the high density areas such as ball diamonds. However, for many gun owners, local parks are in some instances more important because I am in them more often.

a) Many local parks have through roads that provide access to neighborhoods and communities.

b) Many local parks have walking trails, hiking trails, jogging trails, greenways and walkways.

c) There are some significantly sized local parks.

Davidson County identifies 23 local parks. Beaman Park in Joelton (1500 acres)

<http://www.nashville.gov/parks/locations/beaman.htm>; Bell's Bend Park is 800 acres; Peeler Park is 255 acres; Shelby

Bottoms is 810 acres; and there are approximately 18 walkways, greenways and bike trails from 1/2 mile to 10 miles (Stones River Greenway).

d) Local parks typically have higher crime rates because of higher traffic

A compromise may be to include local parks but allow local legislative bodies to limit access (excluding parking areas and roads) in "high density" areas such as within the immediate vicinity of ball diamonds and sporting fields. This option could be limited to perhaps a 100 or 200 yard radius of the field. It could also apply only when "in use" and should require signage. Furthermore, since we are talking about restricting a constitutional right, the legislature could require that such local action require more than a simple majority vote.

Failing to include local parks - particularly the roads, parking lots, walking and biking trails - risks that local governments will close these areas to permit holders.

Some may express concern about whether state government should address local parks or other local regulation. Frankly, that has been the law since 1986 when the state enacted the pre-emption law relative to firearms under 39-17-1314 and there is no substantial reason to deviate from that pre-emption because full local option will leave permit holders from different parts of the state or even in the same community exposed to a patchwork of probably inconsistent standards.

Fiscal Note - this was added by TDEC's request in an effort to kill the bill.

TDEC requested a fiscal note to remove signage. The motive is misdirected since the real motive of the TDEC Commissioner (Fyke) appears to be to kill the bill rather than to help the public.

First, signage may be permissible with respect to the population in general (39-17-1359) and permit holders under the proposed bills would be merely an exception. If that is the case, no signage change would be mandated.

handgun permit if they were not convicted of a violent or drug-related felony. (SENATE: SB 1399, Jackson; Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009 passed to full committee without recommendation.) FISCAL NOTE: Dated: March 16, 2009 Decrease state revenue - not significant Decrease state expenditures - not significant Decrease local revenue - not significant Decrease state expenditures - not significant

TFA Supports this bill.

HB [0724](#)
Kelsey

CRIMINAL LAW: Handgun permit carry holders to carry guns in parks. Allows persons with handgun carry permit to carry in public parks, public postsecondary institutions, and places where alcoholic beverages are being served so long as that individual is not consuming alcohol. Allows judges to carry firearms where law enforcement can carry if they have permit or appropriate training. (SENATE: SB 1129, Norris; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 26, 2009 Decrease state revenue - not significant Increase state expenditures -\$38,200/one-time Decrease local revenue - not significant Increase local expenditures - exceeds \$50,000/one-time*

TFA Supports this bill.

HB [1225](#)
Harwell

FAMILY LAW: Surrender of firearms under orders of protection. Creates a Class A misdemeanor for failure to surrender all firearms when subject to an order of protection. Requires the administrative office of the courts to revise the petition for such order form to specify the respondent's requirements to surrender. Stipulates that an order of protection must contain the following provisions: one part stating that it is a criminal offense and a violation to own, possess, transport, carry or receive a firearm during the time an order is in effect; and one part directing the respondent to surrender all firearms that the respondent owns, possesses or has control over and stating that it is a criminal offense to fail to surrender all firearms after being ordered to do so. Provides for the storage of weapons by law enforcement and authorizes them to charge a fee for such storage. Also dictates the procedure for return of the weapons. (SENATE: SB 0314, Black; Senate Judiciary Firearms & Ammunitions Subcommittee 03/25/2009 released to full committee without recommendation after passing an amendment.) FISCAL NOTE: Dated: March 16, 2009 Increase state revenue - not significant Increase state expenditures - not significant Increase local revenue - exceeds \$100,000 Increase local expenditures - exceeds \$100,000* **TN Judicial Council Comment:** The Judicial Council noted that the use of the word "own" may cause some

confusion, as a person under this law would not give up ownership of firearms, merely possession. Further, the Judicial Council recognized that it would be prudent to ascertain the thoughts of law enforcement with regard to the duties required of them. Finally, the Judicial Council observed that there may be procedural difficulties related to the process for petitioning for the return of firearms, as it would require law enforcement to send notices and without involvement of the district attorney or some special prosecutor, the court will become a prosecutor with regard to petitions for the return of seized weapons.

TFA supports the objective of this bill but STRONGLY OPPOSES the existing language because it conflicts with some existing aspects of federal law (e.g., what if the individual under the order of protection owns or works for a gun store - must the inventory be surrendered?) Also, the bill completely ignores special transfer requirements relative to CLASS III firearms. Also, the bill has no material protections for the defendant prior to the termination or suspension of constitutionally protected rights under the 2nd Amendment. Unfortunately, bill sponsor says that the draft was reviewed by NRA and approved.

HB [0112](#)
Bell

CRIMINAL LAW: Possession of handguns while on certain premises. Allows persons with a handgun carry permit to carry a handgun year-round on public hunting areas and wildlife management areas. Specifies that such individuals are still subject to all wildlife laws, rules, and regulations. (SENATE: SB 0040, Bunch; Referred to Senate Judiciary.)

TFA Supports this bill.

HB [0747](#)
Bell

CRIMINAL LAW: Handgun carry permit holders - hunting, wildlife areas. Allows a person with a handgun carry permit to possess a handgun the entire year while on public hunting and wildlife management areas but prohibits a person to use a handgun to hunt. (SENATE: SB 1802, Overbey; Taken off notice in Senate Environment, Conservation & Tourism 03/03/2009.) FISCAL NOTE: Dated: February 26, 2009 Decrease State Revenue - \$300/Wildlife Resources Fund Decrease Local Revenue - \$400

TFA Supports this bill.

Fiscal Note - this was added by TDEC's request in an effort to kill the bill.

TDEC requested a fiscal note to remove signage. The motive is misdirected since the real motive of the TDEC Commissioner

(Fyke) appears to be to kill the bill rather than to help the public.

First, signage may be permissible with respect to the population in general (39-17-1359) and permit holders under the proposed bills would be merely an exception. If that is the case, no signage change would be mandated.

HB [2115](#)
Bell

CRIMINAL LAW: Handguns in restaurants. Allows a person to possess a firearm within the confines of a building open to the public where liquor, wine or other alcoholic beverages, or beer are served for on premises consumption if the person has a handgun carry permit, is not consuming alcoholic beverages, or is not otherwise prohibited from carrying a firearm. (SENATE: SB 2096, Beavers; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: February 27, 2009 Decrease Local Revenue - Not Significant Decrease Local Expenditures - Not Significant
TFA Supports this bill.

HB [0898](#)
Watson E.

CRIMINAL LAW: Handgun carry permit holders allowed to carry in parks. Allows person with a valid handgun carry permit to carry handgun in a public park, public postsecondary institution, or an establishment where alcoholic beverages are being served. Permits a judge, on-duty or off-duty, to carry a firearm. Specifies restrictions for judge with carrying of firearm. (SENATE: SB 1273, Bunch; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 26, 2009 Decrease state revenue - not significant Increase state expenditures - \$38,200/one-time Decrease local revenue - not significant Increase local expenditures - exceeds \$50,000/one-time*
TFA Supports this bill.

Fiscal Note - this was added by TDEC's request in an effort to kill the bill.

TDEC requested a fiscal note to remove signage. The motive is misdirected since the real motive of the TDEC Commissioner (Fyke) appears to be to kill the bill rather than to help the public.

First, signage may be permissible with respect to the population in general (39-17-1359) and permit holders under the proposed bills would be merely an exception. If that is the case, no signage change would be mandated.

HB [2081](#)
Towns

CRIMINAL LAW: Safety gun courses after 65. Establishes that anyone who has reached the age of 65 is not required to submit proof of successful completion of a department approved handgun safety course when applying for a handgun carry permit. FISCAL NOTE: Dated: March 10, 2009 State revenue - net impact - not significant decrease state expenditures - not significant
What is the objective of this bill?

HB [1807](#)
West

CRIMINAL LAW: Handgun permit holders to carry guns where alcohol served. Allows any individual who has a permit to carry a handgun to carry the gun into a location where alcohol is served for consumption on premises provided the individual is not consuming alcohol or is not otherwise prohibited by posting provisions. (SENATE: SB 0576, Jackson; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009.) FISCAL NOTE: Dated: February 11, 2009 Increase Local Revenue - Not Significant. Increase Local Expenditures - Not Significant
TFA Supports this bill.

HB [1793](#)
West

CRIMINAL LAW: Transporting and storing a firearm in a locked vehicle. Prohibits employers and nongovernmental entities from prohibiting persons possessing a handgun carry permit from transporting and storing a firearm out of sight in a locked vehicle on any property set aside for vehicles. (SENATE: SB 1607, Beavers; Referred to Senate Judiciary.) FISCAL NOTE: Dated: February 16, 2009 Minimal
TFA Supports this bill.

HB [1801](#)
West

CRIMINAL LAW: Handgun carry permits. Provides that "handgun carry permit" may be used interchangeably with "weapon carry permit" where applicable in existing Tennessee law concerning carry permits. (SENATE: SB 1615, Beavers; Referred to Senate Judiciary.) FISCAL NOTE: Dated: February 23, 2009 Minimal
TFA Supports this bill.

HB [1805](#)
West

CRIMINAL LAW: Carrying a firearm in any public park. Excludes holder of handgun carry permit from prohibition against carrying a firearm in any public park, playground, civic center, or other public recreational area or facility. (SENATE: SB 1619, Beavers; Taken off notice in Senate Judiciary Firearms & Ammunitions Subcommittee 03/18/2009) FISCAL NOTE: Dated: March 17, 2009 On March 11

2009, we issued a fiscal note indicating a Minimal impact on state expenditures. Based upon further review and additional information provided by the Department of Environment and Conservation (TDEC), the fiscal impact of this bill is as follows: (CORRECTED)
Increase state expenditures - \$38,200/one-time
Increase local expenditures - exceeds \$50,000/one-time*

TFA Supports this bill.

Fiscal Note - this was added by TDEC's request in an effort to kill the bill.

TDEC requested a fiscal note to remove signage. The motive is misdirected since the real motive of the TDEC Commissioner (Fyke) appears to be to kill the bill rather than to help the public.

First, signage may be permissible with respect to the population in general (39-17-1359) and permit holders under the proposed bills would be merely an exception. If that is the case, no signage change would be mandated.

HB [1806](#)
West

CRIMINAL LAW: Carrying handgun on school grounds with permit - in vehicle. Authorizes a non-student adult who has a handgun carry permit to carry a firearm if the firearm is contained within a private vehicle and is not handled by the adult, or by any other person acting with the expressed or implied consent of the adult, while the vehicle is on school property. (SENATE: SB 1622, Beavers; Referred to Senate Judiciary.) FISCAL NOTE: Dated: February 25, 2009
Decrease State Revenue - Not Significant
Decrease State Expenditures - Not Significant
Decrease Local Revenue - Not Significant
Decrease Local Government Expenditures - Not Significant

TFA Supports this bill.