



Handgun Carry
Permit Unit

P.O. Box 23710
Nashville, TN 37202

October 14, 2016

Dear Handgun School Owner:

Enclosed is important information on legislative updates. It's your responsibility as a school owner to ensure that all your certified instructors are made aware of these changes.

You will find a two (2) page question and answer guide for the calls that our office has been receiving concerning the new laws. Also enclosed is a four (4) sheet brief description of the Public Chapter, followed by copies of the public chapters.

Should you have any questions please contact me at the above listed address or by email Lisa.Knight@tn.gov.

I apologize for the delay in getting this information to you, but as you can see there were several changes to the statutes this year and many require computer updates and our first priority is to ensure that the computer updates are in place by the mandated effective date.

When the computer changes are in place and the new fees go into effect you will receive an email advising you and our website will be updated to reflect the new fees.

Sincerely,

A handwritten signature in blue ink that reads "Lisa Knight". The signature is written in a cursive style.

Lisa Knight
Director Handgun Program

Question and Answers to New Laws

What are the new fees for permits effective 1/1/17 (unless the computer updates are completed prior to this date)? (Public Chapter 875, 1037 & 736)

Original		Renewal		All Duplicates \$5.00 each
8 year	\$ 100.00	8 year	\$ 50.00	
Military 8 year	\$ 68.00	Military	\$ 50.00	
Lifetime	\$ 300.00	Upgrade to a Lifetime	\$ 200.00	
Military Lifetime	\$ 268.00	Upgrade to a Military Lifetime	\$ 200.00	
Retired Law Enforcement Lifetime	\$ 100.00	Retired Law Enforcement upgrade to a Lifetime	\$ 100.00	

Handgun Safety School Certificates will be valid for one (1) year from the date of completion. (Public Chapter 736) Effective 1/1/17.

If I completed my handgun safety class on June 18, 2016 how long will my certificate be good for?

You would have until June 18, 2017 to apply for a permit with that certificate.

If my permit is expired how long do I have before I have to start all over as a new applicant? (Public Chapter 736)

You have eight (8) years from the date of expiration to renew your permit before you are required to start over as a new applicant. However, it's important to remember that you are not legal to carry on your person without a valid permit in your possession. So if your permit expired on 6/1/16 you would have until 6/1/24 to renew.

If I currently have a valid TN handgun carry permit, when can I apply for a lifetime permit? (Public Chapter 875)

You must wait until your current TN permit is within six (6) months of the expiration date before you can apply for a lifetime. If your current permit expires on 6/1/18 you will need to wait until 12/1/17 to apply for your lifetime permit.

If I currently have a handgun carry permit, and I want to upgrade when it is time to renew for a lifetime, will I have to apply in person at a driver license station?

Yes

If I'm a retired police officer and I currently have a valid TN handgun carry permit, when can I apply for the lifetime permit and what is the fee? (Public Chapter 1037)

You may apply for the permit when you are within six (6) months of your current expiration date and the fee will be \$100.

If I'm applying for a retired police officer lifetime permit, what type of documentation will I need to provide? (Public Chapter 1037)

You will need to provide a completed form, that the Department of Safety will have available on our website, from the Chief Law Enforcement Officer of the organization from which you retired. You are required to show that you served as an officer for at least ten (10) years prior to retirement and that you were POST certified or had equivalent training, on the date you retired as an officer. The form provided by the Department will require the chief law enforcement officer of the organization from which the applicant retired to sign stating that you were in good standing. You will have to provide proof that you were a resident of this state on the date you retired and on the date of application.

If I'm a current police officer can I apply for a retired police officer lifetime permit?

No this is for retired police officers.

If I have a lifetime permit and I move out of state, will my TN permit remain valid?

No, once the other state notifies TN that you have a driver license in that state your permit will be canceled in TN, as you are no longer a TN resident. If you move back to TN and you want your lifetime permit back, you will be required to complete an application, pay the \$5 duplicate fee, and we will complete a background check before the permit will be re-issued.

If I'm 18 years old can I apply for my permit? (Public Chapter 903)

Only if you have been honorably discharged from the military or you are currently on active duty with the military. You will need to provide your DD214 or active duty military ID card, along with proof that you completed at least four (4) hours of handgun training in any branch of the military, proof of U.S. Citizenship, complete an application and pay the fee.

If I apply for a regular handgun carry permit, how long will the permit be good for?

The permit will have an expiration date of eight (8) years from the date of issuance.

When I renew the permit will the expiration date be extended for eight (8) years from the current expiration date?

No the permit will have a new expiration date of eight (8) years from the date of issuance.

So If I renew six (6) months early, I will lose that six (6) months?

YES

How often does the Department run a background check on permit holders?

Every four (4) years or anytime the Department receives an application on regular permits, and every five (5) years on lifetime permit holders.

2016 Legislative Updates

SB0774 Beavers/ HB0682 VanHuss – Public Chapter 638

§39-17-1359 Re-writes the minimum requirements for phrases and symbols on signs prohibiting firearms in certain places open to the public. Signs must be in English and shall include the phrase “NO FIREARMS ALLOWED” phrase shall be one inch (1’) high and eight inches (8”) wide. The sign shall also include the phrase “As authorized by T.C.A. §39-17-1359”. The sign shall include a picture of a handgun in a circle with a slash through the handgun. The international symbol of no gun must be four inches (4”) high and four inches (4”) wide.

Any business that was posted as of 1/1/15 has until 1/1/18 to replace the existing signs.

This law takes effect 7/1/16

SB1667 Tracy/ HB 1750 Matheny – Public Chapter 641

Specifies that the authorization for a law enforcement officer to carry firearms at all times, regardless of the officer's regular duties, unless otherwise prohibited by federal law, court order, or otherwise by law, applies to a sheriff who has been certified by the POST commission, and a deputy sheriff employed by a county as a court officer or corrections officer as authorized in writing by the sheriff.

Effective 3/23/16

SB1559 Bell/ HB1644 Goins – Public Chapter 698

§49-50-803 Allows the chief administrative officer of a private K-12 school or private institution of higher education to implement a handgun carry policy that either permits or prohibits a person who has a handgun carry permit from carrying on the grounds or buildings of a private K-12 school or private university.

Private schools may allow permit holders to carry or they may prohibit them from carrying on private school property. School must have a policy on file if they allow for carrying of handguns by permit holders and with the local sheriff/police department. If the school fails to create a policy then the school must remain posted no weapons. The policy will go into effect thirty (30) days after it's adopted and disseminated.

Effective 4/6/16

SB2566 Norris/ HB2575 McCormick – Public Chapter 736

§39-17-1351 Handgun Safety School Certifications will be valid for one (1) year from the date of class completion.

If a Tennessee permit holders allows their permit to expire, they have a full renewal cycle to renew their permit before they are required to complete a new handgun safety class. (Renewal cycle is eight (8) years.) This applicant is not legal to carry on their person until they have a valid permit in their possession.

Permits will be issued for eight (8) years. (Expiration date will be eight (8) years from issue date.)

Permits will have an issue date added to the card.

Original application fee is \$100 and Renewal application fee is \$50.

Effective 1/1/17 unless the computer updates are completed prior to this date.

SB1991 Kelsey/ HB2131 Rogers – Public Chapter 806

Prohibits public postsecondary institutions from taking any adverse action against an employee or student as a result of such person's lawful transportation and storage of a firearm or ammunition in the person's parked motor vehicle.

Effective 4/14/16

SB2395 Bailey / HB2389 Windle – Public Chapter 864

Prohibits law enforcement officers of this state and its political subdivisions from enforcing provisions of international law and treaties that limit gun rights under Article I, Section 26 of the state constitution.

Effective 1/1/17

SB1477 Beavers/ HB1424 Pody – Public Chapter 875

Reduces the fee for a lifetime handgun carry permit from \$500 to \$200. This \$200 fee does not include the initial permitting fee.

Lifetime permit fee reduced.

Original lifetime permit fee \$300 (\$100 initial fee plus \$200 lifetime).

Renewal/upgrade to a lifetime permit fee \$200.

Effective 1/1/17 unless the computer updates are completed prior to this date.

SB2238 Hensley / HB2425 Goins – Public Chapter 903

Lowers the age for receiving a handgun carry permit from 21 years of age to 18 years of age if the individual is honorably discharged or a retired veteran of the armed forces or is on active duty.

Effective 1/1/17 unless the computer updates are completed prior to this date.

SB1490 Overbey / HB1641 Forgety – Public Chapter 925

Military waiver of the training course may have been completed at any time prior to submission, no longer requires the training must have been within the past five (5) years prior to submitting application.

Effective 7/1/16

SB1736 Gresham/ HB2033 Faison – Public Chapter 947

Establishes that a person, business, or other entity that owns, controls, or manages property and has the authority to prohibit weapons on that property by posting, shall be immune from civil liability with respect to the entity's failure to adopt a policy that prohibits weapons on the property by posting.

Effective 7/1/16

SB1665 Tracy/ HB1749 Matheny – Public Chapter 1037

Makes a lifetime handgun carry permit \$100 for retired federal, state, and local law enforcement officers who retired in good standing as certified by the chief enforcement officer from the organization from which the applicant retired. - Amends TCA Section 39-17-1351.

Effective 1/1/17

SB2533 Norris/ HB1532 McCormick – Public Chapter 1054

Requires that the Tennessee POST commission deny a retired law enforcement officer's application to carry as a law enforcement officer if the retired officer is prohibited from purchasing or possessing a firearm, or obtaining a handgun carry permit, or if the retired officer has been convicted of DUI twice or more within 10 years of the application date and one of the convictions has been within 5 years of the application date.

Effective 7/1/16

SB2376 Bell/ HB1736 Holt – Public Chapter 1061

Permits full-time employees of state public colleges or universities to carry a handgun while on property owned, operated, or used by the employing college or university if the employee has a valid Tennessee handgun carry permit. The employee must inform the law enforcement agency with jurisdiction over the school that he/she intends to carry handgun on the property.

Effective 7/1/16



State of Tennessee

PUBLIC CHAPTER NO. 638

HOUSE BILL NO. 682

By Representatives Van Huss, Matheny, Ragan, Mitchell, Matthew Hill, Goins, Rogers, Timothy Hill, Terry, Holsclaw, Byrd, Calfee, Holt, Womick, Eldridge, Jerry Sexton, Todd, Spivey, Butt, Windle, Sparks, Weaver

Substituted for: Senate Bill No. 774

By Senator Beavers

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to the posting of signs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1359(b), is amended by deleting the subsection and substituting instead the following:

(b)

(1) Notice of the prohibition permitted by subsection (a) shall be accomplished by displaying the notice described in subdivision (b)(3) in prominent locations, including all entrances primarily used by persons entering the property, building, or portion of the property or building where weapon possession is prohibited. The notice shall be plainly visible to the average person entering the building, property, or portion of the building or property, posted.

(2) The notice required by this section shall be in English, but a duplicate notice may also be posted in any language used by patrons, customers, or persons who frequent the place where weapon possession is prohibited.

(3)

(A) A sign shall be used as the method of posting. The sign shall include the phrase "NO FIREARMS ALLOWED", and the phrase shall measure at least one inch (1") high and eight inches (8") wide. The sign shall also include the phrase "As authorized by T.C.A. § 39-17-1359".

(B) The sign shall include a pictorial representation of the phrase "NO FIREARMS ALLOWED" that shall include a circle with a diagonal line through the circle and an image of a firearm inside the circle under the diagonal line. The entire pictorial representation shall be at least four inches (4") high and four inches (4") wide. The diagonal line shall be at a forty-five degree (45°) angle from the upper left to the lower right side of the circle.

(4) An individual, corporation, business entity, or government entity that, as of January 1, 2015, used signs to provide notice of the prohibition permitted

HOUSE BILL NO. 682

PASSED: March 10, 2016



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 23rd day of March 2016



BILL HASLAM GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 698

SENATE BILL NO. 1559

By Bell, Stevens, Bailey, Bowling, Jackson, Roberts

Substituted for: House Bill No. 1644

By Goins, Lamberth, Terry, Zachary, Weaver, Williams, Dawn White, Hicks, Sparks, Womick, Rogers, Faison, Kane, Durham, Mark White, Littleton, Lynn, Powers, Moody, Butt, Halford, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 39; Title 49, Chapter 7, Part 1 and Title 49, Chapter 50, Part 8, relative to the carrying of handguns on the property of certain private schools and educational institutions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 50, Part 8, is amended by adding the following as a new section:

49-50-803.

(a)(1) The board or governing entity of each private K-12 school, or the chief administrative officer if the school does not have a board or governing entity, may establish a handgun carry policy for any property on which the school is located that is owned or operated by the school and for any building or structure located on the school property.

(2) Any handgun carry policy adopted by the board or governing entity, or the chief administrative officer when appropriate, may:

(A) Prohibit the carrying or possession of a handgun on the property of, or in a building located at, the private school;

(B) Permit the carrying of handguns by persons qualified under subsection (b) on all property constituting the campus of the school and in all buildings owned or operated by the school; or

(C) Permit the carrying of handguns by persons qualified under subsection (b) in certain areas on the property of the school or in certain buildings, but prohibit the carrying in other areas or buildings.

(b) If the board or governing entity, or the chief administrative officer when appropriate, permits the possession of handguns in accordance with this section at the private school, the following rules and limitations shall apply:

attending the school, the parent or guardian of each student, the faculty and other employees, and others who may go upon the grounds or enter a building on property owned or operated by the school. The policy shall be made available in the principal's office to anyone desiring a copy and distributed to the parents of children enrolled in the school by a method or methods reasonably likely to ensure dissemination of the policy, such as e-mails, text messaging, or posting on the school's web site.

(2) The policy shall go into effect thirty (30) days after it is adopted and disseminated as provided in this subsection (c).

(d) If a private K-12 school does not adopt a handgun carry policy in accordance with subsection (a), then the carrying or possession of a firearm is prohibited in accordance with § 39-17-1309.

(e) The chief administrative officer shall submit a copy of the handgun carry policy for the school to the sheriff's department and, if applicable, police department with jurisdiction over the school.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following new section:

49-7-161.

(a)(1) The board or governing entity of each private institution of higher education, whether for-profit or nonprofit, or the chief administrative officer if the institution does not have a board or governing entity, may establish a policy for the carrying of handguns on the campus and grounds of any property owned or operated by the institution, and in any building or structure located on property owned or operated by the institution.

(2) Any handgun carry policy adopted by the board or governing entity, or the chief administrative officer when appropriate, may:

(A) Prohibit the carrying or possession of a handgun on all property owned or operated by the institution, and in any building or structure located on property owned or operated by the institution;

(B) Permit the carrying of handguns by persons qualified under subsection (b) on all property owned or operated by the institution, and in any building or structure located on property owned or operated by the institution; or

(C) Permit the carrying of handguns by persons qualified under subsection (b) in certain areas on the property of the institution or in certain buildings, and prohibit the carrying in other areas or buildings.

(b) If the board or governing entity, or the chief administrative officer when appropriate, permits the possession of handguns at the private institution, the following rules and limitations shall apply:

(1) No person who is otherwise prohibited from possessing a handgun is permitted to carry a handgun on property owned or operated by the institution;

(2) The person must have a valid Tennessee handgun carry permit, pursuant to § 39-17-1351; and

methods reasonably likely to ensure dissemination of the policy, such as e-mails, text messaging, or posting on the institution's web site.

(2) The policy shall go into effect thirty (30) days after it is adopted and disseminated as provided in this subsection (c).

(d) If a private institution does not adopt a handgun carry policy in accordance with subsection (a), then the carrying or possession of a firearm is prohibited in accordance with § 39-17-1309.

(e) The chief administrative officer shall submit a copy of the handgun carry policy for the institution to the sheriff's department and, if applicable, police department with jurisdiction over the institution.

SECTION 3. Tennessee Code Annotated, Section 39-17-1309, is amended by adding the following new subdivision to subsection (e):

() Persons permitted to carry a handgun on the property of private K-12 schools by § 49-50-803, and persons permitted to carry a handgun on the property of private for-profit or nonprofit institutions of higher education pursuant to § 49-7-161; provided, that this subdivision shall apply only:

(A) To the school or institution where the person is located, when that school or institution has adopted a handgun carry policy pursuant to § 49-50-803 or § 49-7-161;

(B) While the person is on the property or grounds covered by the private school or institution's policy; and

(C) When the person is otherwise in compliance with the policy adopted by the private school or institution.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 1559

PASSED: March 24, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 6th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 736

HOUSE BILL NO. 2575

By Representatives McCormick, Kevin Brooks, McDaniel, Lamberth, Sargent, Terry, Gravitt, Butt, Zachary, Byrd, Lynn, Moody, Dunn, Lollar, Sparks, Hicks, Harry Brooks, Coley, Durham, Miller, Ragan, Powell, Dunlap, Wirgau, Eldridge, Howell, Faison, Lundberg, Carter, Goins, Forgety, Littleton, Kane, Johnson, Calfee, Favors, Windle, Alexander, Timothy Hill, Holt, Matheny, Pody, Dawn White, Halford, Williams, Sanderson, Todd

Substituted for: Senate Bill No. 2566

By Senators Norris, Niceley, Gresham, Stevens

AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to handgun carry permit validity periods, contents, fees, issuance, and renewal.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351(e), is amended by deleting the first sentence in its entirety and substituting instead the following language:

The department shall also require an applicant to submit proof of the successful completion of a department approved handgun safety course within one (1) year of the date of application.

SECTION 2. Tennessee Code Annotated, Section 39-17-1351(m), is amended by deleting the last sentence of the paragraph in its entirety and substituting instead the following language:

No person shall be required to complete any additional handgun safety course if the person applies for a renewal of a handgun carry permit within eight (8) years from the date of expiration.

SECTION 3. Tennessee Code Annotated, Section 39-17-1351(n)(1), is amended by deleting the language "four (4) years" and substituting instead the language "eight (8) years".

SECTION 4. Tennessee Code Annotated, Section 39-17-1351(n)(3), is amended by deleting the subdivision and substituting instead the following:

After the initial issuance of a handgun carry permit, the department shall conduct a name-based criminal history record check every four (4) years or upon receipt of an application.

SECTION 5. Tennessee Code Annotated, Section 39-17-1351(o)(4), is amended by deleting the subdivision in its entirety and substituting instead the following:

(4) The permit number, issuance date, and expiration date.

HB 2575

(A) A person may renew that person's handgun carry permit beginning six (6) months prior to the expiration date on the face of the card, and, if the permit is not expired, the person shall only be required to comply with the renewal provisions of subdivision (q)(1).

(B) Any person who applies for renewal of that person's handgun carry permit after the expiration date on the face of the card shall only be required to comply with the renewal provisions of subdivision (q)(1) unless the permit has been expired for more than eight (8) years.

(C) Any person who applies for renewal of a handgun carry permit when the permit has been expired for more than eight (8) years, shall, for all purposes, be considered a new applicant.

SECTION 8. Tennessee Code Annotated, Section 39-17-1351(q)(3), is amended by deleting the language "six (6) months" wherever it appears and substituting instead the language "eight (8) years".

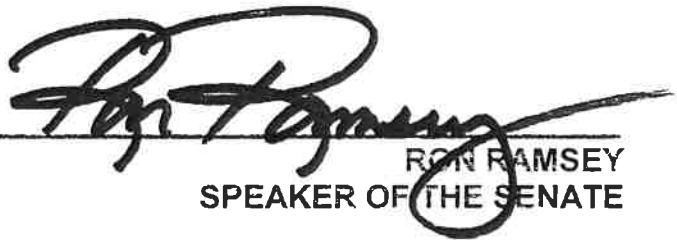
SECTION 9. For the purpose of promulgating rules, forms, and procedures and making necessary provisions for the implementation of this act, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect thirty (30) days after the date upon which the commissioner of safety provides written notification to the secretary of state and the executive secretary of the Tennessee code commission that the department of safety's "A-list" driver license program is capable of implementing this act or it shall take effect on January 1, 2017, whichever is earlier, the public welfare requiring it. The commissioner shall cause such notification to be published on the web site of the department contemporaneously with delivery to the secretary of state and executive secretary of the Tennessee code commission.

HOUSE BILL NO. 2575

PASSED: March 21, 2016



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 7th day of April 2016



BILL HASLAM GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 806

SENATE BILL NO. 1991

By Kelsey, Stevens, Bailey, Bowling, Gresham

Substituted for: House Bill No. 2131

By Rogers, Byrd, Weaver, Zachary, Terry, Butt, Lynn, Littleton, Moody, Windle, Carter, Holt, Holsclaw, Ragan, Hulsey, Lundberg, Goins, Jerry Sexton, Eldridge, Sparks

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 49, Chapter 7, Part 1, relative to postsecondary institutions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new, appropriately designated section:

No public postsecondary institution shall take any adverse or disciplinary action against an employee or student of the postsecondary institution solely for such person's transportation and storage of a firearm or firearm ammunition in compliance with § 39-17-1313 while on or using a parking area located on property owned, used, or operated by the postsecondary institution.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 1991

PASSED: March 23, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 14th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 864

HOUSE BILL NO. 2389

By Representatives Windle, Pody, Weaver, Gravitt, Powers, Williams, Terry, Zachary,
Ragan, Lynn

Substituted for: Senate Bill No. 2395

By Senators Bailey, Bowling, Briggs, Gresham, Roberts, Yager

AN ACT to amend Tennessee Code Annotated, Title 38 and Title 39, Chapter 17, Part 13, relative to the inviolability of gun rights in this state.

WHEREAS, the Second Amendment to the United States Constitution guarantees that "the right of the people to keep and bear arms, shall not be infringed"; and

WHEREAS, the United States Supreme Court held in *District of Columbia v. Heller* that the Second Amendment invests a right to keep and bear arms in the individual; and

WHEREAS, Article I, Section 26 of the Constitution of the State of Tennessee extends to the state's citizens the right to keep and to bear arms for their common defense; and

WHEREAS, it is the responsibility of the people's government, through their elected representatives, to express their continued support and adherence to the rule of law and the Constitutional rights with which the citizens of this state are imbued; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 38-3-115, is amended by adding the following as subsection (c) and redesignating the existing subsection (c) accordingly:

(c)

(1) On or after July 1, 2016, no personnel or property of this state, or any political subdivision of this state, shall be allocated to the implementation, regulation, or enforcement of any international law or treaty regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories, if the use of personnel or property would result in the violation of another Tennessee statute, Tennessee common law, or the Constitution of Tennessee.

(2) On or after July 1, 2016, no public funds of this state, or any political subdivision of this state, shall be allocated to the implementation, regulation, or enforcement of any international law or treaty regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories, if the expenditure of public funds would result in the violation of another Tennessee statute, Tennessee common law, or the Constitution of Tennessee.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

HOUSE BILL NO. 2389

PASSED: April 7, 2016



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 19th day of April 2016



BILL HASLAM GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 875

HOUSE BILL NO. 1424

By Representatives Pody, Lamberth, Weaver, Todd, Eldridge, Matheny, Moody, Gravitt, Halford, Carter, Marsh, Dunn, Johnson, Lynn, Travis, Dawn White, Windle, Terry, Ragan, Williams, Sargent, Butt, Zachary, Kevin Brooks, Wirgau, Timothy Hill, Kane, Powers, Reedy, Byrd, Hicks, Forgety, Favors, Durham, Faison, Holt, Cameron Sexton, McCormick, Harry Brooks, Shaw, Miller, Kumar, Sparks, Rogers, Goins, Jerry Sexton, Towns, Dunlap, Keisling, Coley, Alexander, Littleton, Sanders, Holsclaw, Parkinson, Mark White, Womick

Substituted for: Senate Bill No. 1477

By Senators Beavers, Kelsey, Stevens, Gresham, Bailey, Bowling, Briggs, Crowe, Hensley, Niceley, Yager

AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to lifetime handgun carry permits.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351(x)(2), is amended by deleting the first sentence and substituting instead the following:

The department shall charge an application and processing fee for a lifetime handgun carry permit equal to the application and processing fee charged under subsection (p) plus a lifetime handgun carry permit fee of two hundred dollars (\$200); provided, however, that a permit holder who is applying for the renewal of a handgun carry permit under subsection (q) may instead obtain a lifetime handgun carry permit by submitting to the department a fee of two hundred dollars (\$200).

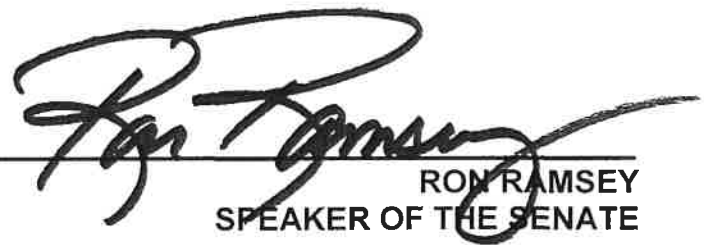
SECTION 2. This act shall take effect January 1, 2017, the public welfare requiring it.

HOUSE BILL NO. 1424

PASSED: April 19, 2016

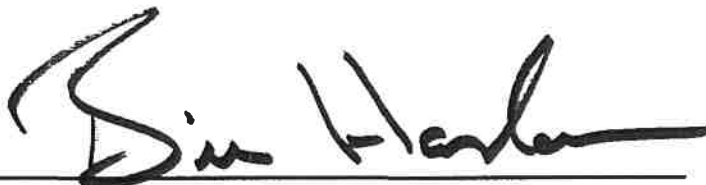


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 27th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 903

HOUSE BILL NO. 2425

By Representatives Goins, Sargent, Eldridge, Carter, Moody, Reedy, Pody, Matheny, Butt, Zachary, Powers, Sanderson, Parkinson

Substituted for: Senate Bill No. 2238

By Senators Hensley, Gresham, Bailey, Bowling, Gardenhire, Yager

AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to the issuance of handgun carry permits.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351, is amended by deleting subsection (b) and substituting instead the following:

(b) Except as provided in subsection (r), any resident of Tennessee who is a United States citizen or lawful permanent resident, as defined by § 55-50-102, may apply to the department of safety for a handgun carry permit. If the applicant is not prohibited from possessing a firearm in this state pursuant to § 39-17-1307(b), 18 U.S.C. § 922(g), or any other state or federal law, and the applicant otherwise meets all of the requirements of this section, the department shall issue a permit to the applicant; provided:

(1) The applicant is at least twenty-one (21) years of age; or

(2) The applicant is at least eighteen (18) years of age; and

(A) Is an honorably discharged or retired veteran of the United States armed forces or is a member of the United States armed forces on active duty status; and

(B)

(i) Includes with the application a certified copy of the applicant's certificate of release or discharge from active duty, department of defense form 214 (DD 214); or

(ii) Includes with the application a military identification card or such other document as the commissioner designates as sufficient proof that the applicant is an active duty member of the military.

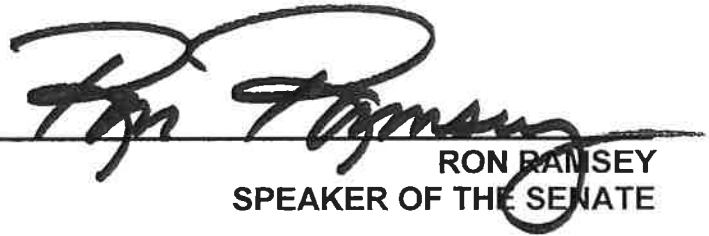
SECTION 2. For the purpose of accepting applications for permits from residents covered by this act, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect on January 1, 2017, the public welfare requiring it

HOUSE BILL NO. 2425

PASSED: April 19, 2016



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 27th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 925

SENATE BILL NO. 1490

By Overbey, Bailey, Green, Stevens, Haile, Bell, Gresham, Norris, Bowling, Crowe, Briggs

Substituted for: House Bill No. 1641

By Forgety, Gravitt, Terry, Dunlap, Reedy, Lynn, Travis, Sanderson, Cameron Sexton, Byrd, Kevin Brooks, Williams, Calfee, Powers, Weaver, Keisling, Littleton, Windle, Kane, McCormick, Sargent, McManus, Towns, Hardaway, Johnson, Moody, Kumar, Sparks, Mark White, Powell, Durham, Lollar, Goins, Zachary, Hazlewood, Alexander, Parkinson, Love, Mitchell, Stewart, Jernigan

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to military veterans.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351, is amended by deleting subdivision (e)(4) and substituting instead the following:

(4) Successfully completed all handgun training of not less than four (4) hours as required by any branch of the military; provided, however, that an applicant who seeks waiver of the training course pursuant to this subdivision (e)(4) may have completed the military handgun training at any time prior to submission of proof.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

SENATE BILL NO. 1490

PASSED: April 11, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 947

SENATE BILL NO. 1736

By Gresham

Substituted for: House Bill No. 2033

By Faison, Rogers, Windle, Todd

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to liability for firearm exclusion in certain locations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by adding the following as a new section:

(a) A person, business, or other entity that owns, controls, or manages property and has the authority to prohibit weapons on that property by posting, pursuant to § 39-17-1359, shall be immune from civil liability with respect to any claim based on such person's, business's, or other entity's failure to adopt a policy that prohibits weapons on the property by posting pursuant to § 39-17-1359.

(b) Immunity under this subsection (a) does not apply to a person, business, or other entity whose conduct or failure to act is the result of gross negligence or willful or wanton misconduct.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

SENATE BILL NO. 1736

PASSED: April 18, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 1037

SENATE BILL NO. 1665

By Tracy, Bailey, Bowling, Overbey, Stevens

Substituted for: House Bill No. 1749

By Matheny, Goins, Byrd, Terry, Todd, Moody, Zachary, Weaver, Littleton, Eldridge, Butt, Durham, Pody, Holsclaw, Sparks

AN ACT to amend Tennessee Code Annotated, Section 39-17-1351, relative to handgun carry permits.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1351(x), is amended by adding the following language as a new subdivision:

(5) The total fee required by subdivision (x)(2) shall be one hundred dollars (\$100) if the applicant:

(A) Is a retired federal, state, or local law enforcement officer, as defined in § 39-11-106;

(B) Served for at least ten (10) years prior to retirement and was POST-certified, or had equivalent training, on the date the officer retired;

(C) Retired in good standing as certified by the chief law enforcement officer of the organization from which the applicant retired; and

(D) Was a resident of this state on the date of the officer's retirement and is a resident on the date of the application.

SECTION 2. This act shall take effect January 1, 2017, the public welfare requiring it, and shall apply to applications made on or after that date.

SENATE BILL NO. 1665

PASSED: April 20, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 1054

SENATE BILL NO. 2533

By Norris, Bell

Substituted for: House Bill No. 1532

By McCormick, Kevin Brooks, Carter, Hardaway, Shaw

AN ACT to amend Tennessee Code Annotated, Title 38, Chapter 8, Part 1, relative to firearm permit requirements for retired law enforcement.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 38-8-116(c)(6), is amended by deleting the subdivision and substituting instead the following language:

(6)(A) The Tennessee POST commission shall deny a permit application if it determines from information contained in the criminal history record checks conducted by the TBI and FBI pursuant to subdivision (c)(5), or from other information, that the applicant:

(i) Is prohibited from purchasing or possessing a firearm in this state pursuant to § 39-17-1316, § 39-17-1307(b) or (c), 18 U.S.C. § 922(g), or any other state or federal law, or is prohibited from obtaining a handgun carry permit pursuant to § 39-17-1351; or

(ii) Has been convicted of the offense of driving under the influence of an intoxicant in this or any other state two (2) or more times within ten (10) years from the date of the application and at least one (1) of the convictions has occurred within five (5) years from the date of application or renewal.

(B) The Tennessee POST commission shall not be required to confirm the officer's eligibility for certification beyond the information received from the TBI and FBI, if any.

SECTION 2. Tennessee Code Annotated, Section 38-8-116, is further amended by adding the following as a new subsection:


(g)(1) If a retired law enforcement officer who has been certified to carry a firearm pursuant to this section is arrested and charged with a violation of § 55-10-401 and the officer has one (1) or more prior convictions for the same offense within the last ten (10) years, then the court first having jurisdiction over the officer with respect to the charge shall order the officer to surrender the certificate and send the certificate to the certifying agency with a copy of the court's order that required the surrender of

(4) If the officer is convicted of the charge or charges, the certificate shall be revoked by the court and the revocation shall be noted in the judgment and minutes of the court. The court shall send the surrendered certificate to the issuing agency.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.

SENATE BILL NO. 2533

PASSED: April 20, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of April 2016



BILL HASLAM, GOVERNOR



State of Tennessee

PUBLIC CHAPTER NO. 1061

SENATE BILL NO. 2376

By Bell, Stevens, Bailey, Bowling, Gardenhire, Gresham, Roberts

Substituted for: House Bill No. 1736

By Holt, Moody, Timothy Hill, Kane, Powers, Ragan, Williams, Gravitt, Doss, Holsclaw, Goins, Littleton, Sanderson, Sparks, Zachary, Butt, Van Huss, Matthew Hill, DeBerry, Keisling, McCormick, Dunn, Carter, Casada, Eldridge, Reedy, Carr, Halford, Durham, Weaver, Windle, Kumar, Rogers, Lynn, Jerry Sexton, Byrd

AN ACT to amend Tennessee Code Annotated, Title 39 and Title 49, relative to permitting certain persons to carry handguns on the property of certain postsecondary institutions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1309, is amended by adding the following new subdivisions to subsection (e):

(9)(A) Employees authorized to carry a handgun pursuant to § 39-17-1351 on property owned, operated, or controlled by the public institution of higher education at which the employee is employed;

(B)(i) Any authorized employee who elects to carry a handgun pursuant to this subdivision (e)(9) shall provide written notification to the law enforcement agency or agencies with jurisdiction over the property owned, operated, or controlled by the public institution of higher education that employs the employee;

(ii) The employee's name and any other information that might identify the employee as a person who has elected to carry a handgun pursuant to this subdivision (e)(9) shall be confidential, not open for public inspection, and shall not be disclosed by any law enforcement agency with which an employee registers; except that the employee's name and other information may be disclosed to an administrative officer of the institution who is responsible for school facility security; provided, however, that the administrative officer is not the employee's immediate supervisor or a supervisor responsible for evaluation of the employee. An administrative officer to whom such information is disclosed shall not disclose the information to another person. Identifying information about the employee collected pursuant to this subdivision (e)(9) shall not be disclosed to any person or entity other than another law enforcement agency and only for law enforcement purposes; and

(C) Unless carrying a handgun is a requirement of the employee's job description, the carrying of a handgun pursuant to this subdivision (e)(9) is a personal choice of the employee and not a requirement of the employer. Consequently, an employee who carries a handgun on property owned, operated, or controlled by the public institution of higher education at which the employee is employed is not:

(i) Acting in the course of or scope of their employment when carrying or using the handgun;

(ii) Entitled to workers' compensation benefits under § 9-8-307(a)(1)(K) for injuries arising from the carrying or use of a handgun;

(iii) Immune from personal liability with respect to use or carrying of a handgun under § 9-8-307(h);

(iv) Permitted to carry a handgun openly, or in any other manner in which the handgun is visible to ordinary observation; or

(v) Permitted to carry a handgun at the following times and at the following locations:

(a) Stadiums, gymnasiums, and auditoriums when school-sponsored events are in progress;

(b) In meetings regarding disciplinary matters;

(c) In meetings regarding tenure issues;

(d) A hospital, or an office where medical or mental health services are the primary services provided; and

(e) Any location where a provision of state or federal law, except the posting provisions of § 39-17-1359, prohibits the carrying of a handgun on that property;

(D) Notwithstanding any other law to the contrary, a public institution of higher education shall be absolutely immune from claims for monetary damages arising solely from or related to an employee's use of, or failure to use, a handgun; provided the employee is employed by the institution against whom the claim is filed and the employee elects to carry the handgun pursuant to this subdivision (e)(9). Nothing in this section shall expand the existing conditions under which sovereign immunity is waived pursuant to § 9-8-307; and

(E) As used in subdivisions (e)(9)-(11):

(i) "Employee" includes all faculty, staff, and other persons who are employed on a full-time basis by a public institution of higher education; and

(ii) "Employee" does not include a person who is enrolled as a student at a public institution of higher education, regardless of whether the person is also an employee;

(10)(A) Any employee of the University of Tennessee institute of agriculture or a college or department of agriculture at a campus in the University of Tennessee system when in the discharge of the employee's official duties and with prior authorization from the chancellor of the University of Tennessee institute of agriculture; or

(B) Any employee of the university's college or department of agriculture, and any member of the employee's household, living in a residence owned, used, or operated by the university, if the employee has prior authorization from the president of a university in the board of regents system and the employee and household members are permitted to possess firearms in their residence under Tennessee and federal law; or

(C) Any employee, with prior authorization of the president of a university in the board of regents system, who is engaged in wildlife biology or ecology research and education for the purpose of capture or collection of specimens.

SECTION 2. This act shall take effect July 1, 2016, the public welfare requiring it.

SENATE BILL NO. 2376

PASSED: April 20, 2016



RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of May 2016

BILL HASLAM, GOVERNOR