

SENATE BILL 2356

By Yarbrow

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

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1316(q), is amended by deleting the subsection and substituting instead the following:

(1)

(A) It is an offense for a person to purchase or attempt to purchase a firearm knowing that the person is prohibited by state or federal law from owning, possessing, or purchasing a firearm.

(B) It is an offense to sell or offer to sell a firearm to a person knowing that the person is prohibited by state or federal law from owning, possessing, or purchasing a firearm.

(C) A violation of this subdivision (q)(1) is a Class A misdemeanor.

(2)

(A) It is an offense for a person to purchase or attempt to purchase a used or second-hand firearm if the person:

(i) Has been determined by the bureau to be disqualified under subdivision (a)(1) from completing the purchase;

(ii) Has knowledge of a conviction, adjudication, legal process, or court order that would disqualify the person from completing a purchase under subdivision (a)(1);

(iii) Is an unlawful user of or addicted to any controlled substance as defined in the federal Controlled Substances Act, codified in 21 U.S.C. § 802; or

(iv) Is purchasing or attempting to purchase for the purpose of avoiding the disqualification under subdivision (a)(1).

(B) A first violation of this subdivision (q)(2) is a Class A misdemeanor.

(C) A second or subsequent violation of this subdivision (q)(2) is a Class E felony.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.