

Amendment No. 1 to HB2586

Farmer
Signature of Sponsor

AMEND Senate Bill No. 2427*

House Bill No. 2586

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1307(a), is amended by deleting the subsection and substituting instead the following:

(1) A person commits an offense who carries with the intent to go armed:

(A) A firearm, other than a handgun, or a club; or

(B) A handgun without authorization under § 39-17-1315 or § 39-17-

1351.

(2)

(A) A first violation of subdivision (a)(1)(A) is a Class C misdemeanor and, in addition to possible imprisonment as provided by law, is punishable by a fine not to exceed five hundred dollars (\$500).

(B) A second or subsequent violation of (a)(1)(A) is a Class B misdemeanor.

(C) A violation of subdivision (a)(1)(A) is a Class A misdemeanor if the person's carrying of a firearm other than a handgun occurred at a place open to the public where one (1) or more persons were present.

(3)

(A) A first violation of subdivision (a)(1)(B) is a Class C misdemeanor, punishable only by a fine of two hundred fifty dollars (\$250).

(B)

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(i) Except as provided in subdivision (a)(3)(B)(ii), a second or subsequent violation of subdivision (a)(1)(B) is a Class B misdemeanor.

(ii) A second or subsequent violation of subdivision (a)(1)(B), when the current violation involves the person's carrying of a handgun at a place open to the public where one (1) or more persons were present, is a Class A misdemeanor.

(C) Upon a first violation of subdivision (a)(1)(B), the person shall be issued a citation in lieu of arrest in accordance with § 40-7-118(b)(3), unless the issuance of a citation is prohibited by § 40-7-118(c)(1) or (c)(3)-(9), and a law enforcement officer shall not confiscate the person's handgun solely for a violation of subdivision (a)(1)(B).

SECTION 2. Tennessee Code Annotated, Section 40-7-118(b)(3), is amended by adding the following as a new subdivision:

The offense of carrying a handgun without authorization, in violation of § 39-17-1307(a)(1)(B);

SECTION 3. This act shall take effect July 1, 2018, the public welfare requiring it.