

HOUSE BILL 26

By Hardaway

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, relative to sale of firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1301, is amended by adding the following new, appropriately designated subdivisions:

() "Gun show" means any event at which:

(A) Fifty (50) or more firearms are offered or exhibited for sale, transfer, or exchange; and

(B) No fewer than twenty percent (20%) of the vendors are gun show dealers;

() "Gun show dealer" means any person engaged in the business, as defined in 18 U.S.C. § 921, of selling, leasing, or otherwise transferring a firearm, whether the person is a retail dealer, pawnbroker, or otherwise and licensed under 18 U.S.C. § 923;

() "Gun show promoter" means any person who organizes, plans, promotes, or operates a gun show;

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by adding the following new, appropriately designated section:

§ 39-17-13__.

(a) It is an offense for any person to organize, plan, promote, or operate a gun show unless that person notifies the Tennessee bureau of investigation and the chief law enforcement officer in the county in which the gun show is to be held of the dates, times and location of such gun show.

(b) It is an offense for any person to organize, plan, promote, or operate a gun show unless that person:

(1) Before commencement of the gun show, verifies the identity of each gun show dealer participating in the gun show by examining a valid identification document as defined in 18 U.S.C. § 1028(d)(3) of the dealer containing a photograph of the dealer;

(2) Before commencement of the gun show, requires each gun show dealer to sign a ledger with information identifying the dealer, including but not limited to, the dealer's name and address; and

(3) Maintains a copy of the records described in subdivisions (b)(1) and (b)(2) at the permanent place of business of the gun show promoter for one (1) year from the date of the gun show.

(c) It is an offense for any person who is not licensed under 18 U.S.C. § 923 to transfer a firearm to another person if any part of the transfer takes place at a gun show, on the premises of a gun show, or within one thousand feet (1000') of the property on which a gun show is being conducted.

(d) A violation of this section is a Class A misdemeanor.

SECTION 3. This act shall take effect January 1, 2012, the public welfare requiring it.