



State of Tennessee

PUBLIC CHAPTER NO. 357

HOUSE BILL NO. 379

By Representatives Beck, Vaughan, Hardaway

Substituted for: Senate Bill No. 233

By Senator Yarbro

AN ACT to amend Tennessee Code Annotated, Title 29; Title 57 and Title 62, Chapter 35, relative to protective services.

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

SECTION 1. Tennessee Code Annotated, Section 62-35-123, is amended by deleting subsection (b).

SECTION 2. Tennessee Code Annotated, Section 62-35-134, is amended by deleting subsection (a) and substituting:

(a)

(1) It is unlawful for any person to knowingly employ as a security guard/officer an individual who does not hold a valid registration card of the appropriate type as provided in § 62-35-119(c).

(2) A violation of subdivision (a)(1) is a Class A misdemeanor, punishable by fine only.

(3)

(A) The alcoholic beverage commission or a beer board shall suspend a license or permit for on-premises consumption, as applicable and in accordance with title 57, of a person for a violation of subdivision (a)(1) for a period of one (1) month per violation. However, subdivision (a)(1) does not limit the alcoholic beverage commission's or a beer board's ability to seek to revoke or summarily suspend the license or permit.

(B) Subdivision (a)(3)(A) does not apply when the improperly registered or unregistered security guard/officer was employed by a contract security company that was contracted with to provide security services at the establishment that holds the license or permit to serve alcohol for on-premises consumption.

SECTION 3. Tennessee Code Annotated, Section 62-35-103(a), is amended by adding the following as a new subdivision:

(16) An employee of a restaurant or hotel, as defined in § 68-14-302, whose primary responsibilities do not involve the provision of security guard and patrol services;

SECTION 4. This act takes effect July 1, 2023, the public welfare requiring it.

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PASSED: April 17, 2023



**CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES**



**RANDY MCNALLY
SPEAKER OF THE SENATE**

APPROVED this 5th day of May 2023



BILL LEE, GOVERNOR