

SENATE BILL 1435

By Stanley

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, Part 13, relative to the possession of
firearms and ammunition on certain property.

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:

§ 9-17-1362.

(a) Notwithstanding the provisions of § 39-17-1359 to the contrary:

(1) No person, including but not limited to, an employer who is the owner, lessee, or occupant of real property, shall prohibit any person who is legally entitled to possess a firearm from possessing a firearm, part of a firearm, ammunition, or ammunition component in a vehicle on the property;

(2) A person, including but not limited to, an employer who owns, leases, or otherwise occupies real property may prevent a person who is prohibited by state or federal law from possessing a firearm or ammunition from possessing a firearm or ammunition on the property;

(3) A firearm may be removed from the vehicle or handled in the case of self-defense, defense of another, defense of property, or as authorized by the owner, lessee, or occupant of the property; and

(4) An employer who fires, disciplines, demotes, or otherwise punishes an employee who is lawfully exercising a right guaranteed by this section, and who is engaging in conduct in compliance with this section shall be liable for civil damages. An employee may seek and the court shall grant an injunction against

an employer who is violating this section when it is found that the employee is in compliance with this section.

(b) This section shall not apply to any real property:

(A) Owned, leased, or occupied by the United States government upon which the possession or carrying of firearms is prohibited or controlled;

(B) Of a state, county, or municipal correctional facility; or

(C) Where a provision of Tennessee law specifically prohibits possession or carrying of firearms on the property.

SECTION 2. This act shall take effect July 1, 2009, the public welfare requiring it.