

SENATE BILL 1614

By Beavers

AN ACT to amend Tennessee Code Annotated, Title 39,  
relative to the sale, purchase or transfer of  
firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1316, is amended by deleting the language of subsection (a) in its entirety and by substituting instead the following:

(a)

(1) Any person appropriately licensed by the federal government may stock and sell firearms to persons desiring them; however, all transfers or purchases of firearms conducted by a licensed importer, licensed manufacturer, or licensed dealer shall be subject to the national instant criminal background check system (NICS) and all other requirements created by the federal "Brady Handgun Violence Prevention Act", the relevant portion of which is codified at 18 U.S.C. § 922(t). This subdivision (a)(1) shall not apply if the requirements of 27 C.F.R. 478.102(d)(1) have been satisfied.

(2) Sales to persons who have been convicted of the offense of stalking, as prohibited by § 39-17-315, who are addicted to alcohol, and who are ineligible to receive them under 18 U.S.C. § 922, are prohibited. For purposes of this subdivision (a)(2), the offense of violation of a protective order as prohibited by § 39-13-113 shall be considered a "misdemeanor crime of domestic violence" for purposes of 18 U.S.C. § 921.

(3) The provisions of this subsection (a) prohibiting the sale of a firearm to a person convicted of a felony shall not apply if:

(A) The person was pardoned for the offense;

(B) The conviction has been expunged or set aside; or

(C) The person's civil rights have been restored pursuant to title 40, chapter 29; and

(D) The person is not prohibited from possessing a firearm by § 39-17-1307.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.