

SENATE BILL 2792

By Campfield

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13 and Title 40, Chapter 28, Part 1, relative to the carrying of weapons by certain employees.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1315(a), is amended by deleting the language "any duly authorized representative or full-time employee of the board of probation and parole who has been specifically designated by the board to execute warrants issued pursuant to § 40-28-121 or § 40-35-311 or to perform such other duties as specifically designated by the board,".

SECTION 2. Tennessee Code Annotated, Title 40, Chapter 28, Part 1, is amended by adding the following as a new section:

40-28-131

(a) Notwithstanding title 39, chapter 17, part 13, any employee of the board of probation and parole, or board member, is authorized to carry a firearm while in the performance of the employee's or member's official duties if the employee or member is:

(A) A full-time employee of the board or a duly appointed member of the board;

(B) Authorized to carry a firearm pursuant to § 39-17-1351; and

(C) Required by the duties of the employee's or member's employment or appointment to have regular contact with probationers or parolees.

(b)

(1) The board shall by rule, promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, designate and maintain a list of job classifications within the board that have regular contact with probationers or parolees.

(2) Subsection (a) shall apply to an employee who meets the criteria of subsection (a) even if the employee is not in a job classification designated by the board pursuant to subdivision (b)(1).

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