

HOUSE BILL 239

By Keisling

AN ACT to amend Tennessee Code Annotated, Title 67,
Chapter 6, relative to a sales tax exemption for
firearms, ammunition and certain hunting supplies.

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

SECTION 1. Tennessee Code Annotated, Title 67, Chapter 6, Part 3, is amended by adding the following new section:

67-6-397.

(a) For purposes of this section, "hunting supplies" means tangible personal property used for hunting. "Hunting supplies" includes archery equipment, firearm and archery cases, firearm and archery accessories, hearing protection, holsters, belts and slings. "Hunting supplies" does not include animals or vehicles.

(b) The exemption provided by this section shall be known as the "Second Amendment Sales Tax Holiday".

(c) There is exempt from the tax imposed by this chapter any firearms, ammunition, and hunting supplies, if sold between 12:01 a.m. on the first Friday of September and 11:59 p.m. the following Sunday.

(d) Each retailer making exempt sales under this section shall report the amount of the sales to the commissioner on the retailer's sales and use tax returns.

(e) The exemption provided in this section shall be subject to §§ 67-6-393(d) and 67-6-710(h).

SECTION 2. Tennessee Code Annotated, Section 67-6-393(e), is amended by deleting the subsection in its entirety and by substituting instead the following:

(e) For purposes of subsection (d), "eligible property" means an item of a type that qualifies for exemption under this section or § 67-6-397.

SECTION 3. Tennessee Code Annotated, Section 67-6-710(h)(1), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(1) Notwithstanding any law to the contrary, the commissioner, based upon reporting of exempt sales under §§ 67-6-393 and 67-6-397 and any other data or information the commissioner deems relevant, shall substantially reimburse counties and municipalities for the loss of local tax under this part resulting from the exemptions provided by §§ 67-6-393 and 67-6-397. The amount of the reimbursement shall be approximately equal to the aggregate amount of local tax that would have been collected under this part on the sale or use of goods otherwise taxable but for §§ 67-6-393 and 67-6-397.

SECTION 4. This act shall take effect at 12:01 a.m. on July 1, 2015, the public welfare requiring it.