

SENATE BILL 1579

By Lowe

AN ACT to amend Tennessee Code Annotated, Title 39
and Title 40, relative to theft of firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1316(a)(1), is amended by deleting the language "as prohibited by § 39-17-315," and substituting "as prohibited by § 39-17-315, who have been convicted of felony theft of a firearm on or after the effective date of this act,".

SECTION 2. Tennessee Code Annotated, Section 39-17-1316(a)(2), is amended by deleting the subdivision and substituting:

(2)

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

(i)

(a) The person was pardoned for the offense;

(b) The conviction has been expunged prior to the effective date of this act;

(c) The conviction has been set aside; or

(d) The person's civil rights have been restored pursuant to title 40, chapter 29 prior to the effective date of this act; and

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

(B) A person convicted of felony theft of a firearm on or after the effective date of this act is permanently prohibited from purchasing a firearm in this state, unless:

- (i) The person was pardoned for the offense; or
- (ii) The conviction has been set aside.

SECTION 3. Tennessee Code Annotated, Section 39-17-1307(c)(1), is amended by deleting subdivisions (B) and (C) and substituting:

(B) The felony conviction has been expunged prior to the effective date of this act; or

(C) Prior to the effective date of this act, the person's civil rights have been restored pursuant to title 40, chapter 29, and the restoration order does not specifically prohibit the person from possessing firearms.

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.