

SENATE BILL 1816

By Campbell

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, Part 6 and Title 39, relative to dispossession of firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-13-111(c)(6)(B), is amended by deleting the subdivision and substituting instead the following:

(B)

(i) Complete an affidavit of firearms dispossession form and return it to the court in which the defendant was convicted when all firearms have been lawfully dispossessed as required by subdivision (c)(6)(A); and

(ii) If the defendant transferred possession of a firearm to a third party, submit an affidavit of firearms receipt in which the third party attests that:

(a) The third party may lawfully possess a firearm;

(b) The third party has received the firearm from the defendant;

and

(c) The third party accepts responsibility for possession of the firearm.

SECTION 2. Tennessee Code Annotated, Section 39-13-111(c), is amended by adding the following as a new subdivision:

(8) The defendant may obtain an affidavit of dispossession or affidavit of firearms receipt from the court or court clerk or the defendant may be directed to obtain a copy from the website of the administrative office of the courts.

SECTION 3. The administrative office of the courts shall develop the affidavit of firearms receipt form required by § 39-13-111(c)(6)(B)(ii). Upon completion, the form shall be posted on the website of the administrative office of the courts where it can be copied by defendants or provided to them by the court or court clerk upon conviction.

SECTION 4. For the purposes of creating the form required by Section 3, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2022, the public welfare requiring it, and applies to offenses committed on or after that date.