

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1532 - SB 2533

April 5, 2016

SUMMARY OF ORIGINAL BILL: Authorizes the Peace Officer Standards Training Commission (POST) to deny a retired law enforcement officer's application for certification to carry a firearm if the applicant has been prohibited pursuant to 18 U.S.C. § 922(g) from shipping or transporting in interstate or foreign commerce, any firearm or ammunition, or from receiving any firearm or ammunition which has been shipped or transported in interstate or foreign commerce; or if the applicant has been prohibited from purchasing or possessing a firearm for violation of any other federal law. In addition, POST is required to deny such a permit if the retired law enforcement officer has been prohibited from obtaining a handgun carry permit pursuant to Tenn. Code Ann. § 39-17-1351, or if the applicant has been convicted of any of the following state laws:

- Sales of a dangerous weapon pursuant to Tenn. Code Ann. § 39-17-1316;
- Unlawful possession of a firearm pursuant to Tenn. Code Ann. § 39-17-1307 (b) and (c);
- Driving under the influence pursuant to Tenn. Code Ann. § 55-10-401, or an equivalent offense in any other jurisdiction within five years, or two or more times within ten years from the application date.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (015348): Deletes and replaces language in the bill such that the only substantive change establishes that POST is prohibited from issuing a carry permit to any retired law enforcement officer who has been convicted of the offense of driving under the influence of an intoxicant two or more times in ten years from the date of application and one of such convictions took place within five years from the date of application.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

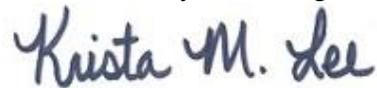
- According to information provided by POST, there are approximately 600 retired law enforcement officers that have applied for the certificate referenced by this legislation.

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- This legislation does not affect current certificate holders, but only applicants for initial certification.
- According to POST, to the extent known, there has been only one instance in which this prohibition would have prevented a retired law enforcement officer from attaining such certificate.
- This certificate costs \$10 and must be renewed annually.
- There will be no significant fiscal impact on state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jdb