

Amendment No. 1 to HB0545

Curcio
Signature of Sponsor

AMEND Senate Bill No. 1401

House Bill No. 545*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1359(c), is amended by deleting the subsection and substituting instead the following:

(1) It is an offense to possess a weapon in a building or on property that is properly posted in accordance with this section.

(2) A person does not violate subdivision (c)(1) who:

(A) Possesses a valid handgun carry permit issued pursuant to § 39-17-1351; and

(B) Enters a place of business that:

(i) Is not located within a private residence;

(ii) Is generally open to the public at large;

(iii) Is properly posted pursuant to this section;

(iv) A reasonable person would believe that it is lawful to possess a firearm in the business or on the premises of the business or there are special circumstances present at the time that would cause the person to subjectively believe that entry into the business or on the premises of the business with a firearm was lawful; and

(v) Immediately leaves the business or the premises of the business upon being told or otherwise becoming aware that the business or premises is properly posted.

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(3) Subdivision (c)(2) does not apply to an employee who is prohibited from possessing firearms on the employer's premises during work hours as a condition of employment and who possesses a firearm in violation of that prohibition.

(4) Possession of a weapon on posted property in violation of this section is a Class B misdemeanor punishable by fine only of five hundred dollars (\$500).

SECTION 2. This act shall take effect on July 1, 2019, the public welfare requiring it, and shall apply to violations occurring on or after that date.