



# State of Tennessee

## PUBLIC CHAPTER NO. 799

### SENATE BILL NO. 834

By Haile, Dickerson, Norris, Harris, Crowe, Jackson, Massey, Niceley, Stevens, Yarbro

Substituted for: House Bill No. 958

By Farmer, Camper, Casada, Hardaway, Akbari, Terry, Daniel, Parkinson

AN ACT to amend Tennessee Code Annotated, Title 16; Title 33 and Section 38-6-109, relative to mental health patients.

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

SECTION 1. Tennessee Code Annotated, Section 38-6-109, is amended by adding the following new subsection:

( ) If a person who has been adjudicated as a mental defective or judicially committed to a mental institution attempts to purchase a firearm, and the instant check unit of the Tennessee bureau of investigation confirms the person's record by means of a record indicating the person's name, birth date, social security number, and either the person's sex or race, the unit shall contact, within twenty-four (24) hours, the chief law enforcement officer of the jurisdiction where the attempted purchase occurred for the purpose of initiating an investigation into a possible violation of law.

SECTION 2. Tennessee Code Annotated, Section 16-10-213(d), is amended by deleting the subsection and substituting instead the following:

(d) The information in subdivisions (c)(1)-(5), the confidentiality of which is protected by other statutes or regulations, shall be maintained as confidential and not subject to public inspection pursuant to applicable statutes or regulations, except for such use as may be necessary in the conduct of any proceedings pursuant to §§ 38-6-109, 39-17-1316, and 39-17-1352 - 39-17-1354.

SECTION 3. Tennessee Code Annotated, Section 33-3-117(b), is amended by adding the following new subdivisions:

- ( ) Race and sex of the person involuntarily committed;
- ( ) Social security number of the person involuntarily committed if available;

SECTION 4. Tennessee Code Annotated, Section 33-3-210(b), is amended by adding the following new subdivisions:

- ( ) Race and sex of the service recipient;
- ( ) Social security number of the service recipient if available;

SECTION 5. Tennessee Code Annotated, Section 16-10-213(c), is amended by adding the following new subdivisions:

- ( ) Race and sex of the individual judicially committed or adjudicated as a mental defective;
- ( ) Social security number of the individual judicially committed or adjudicated as a mental defective if available;

SECTION 6. Tennessee Code Annotated, Section 16-1-117(a)(6)(B), is amended by deleting the language "The clerks of those courts unable to make direct reports to the federal bureau of investigation-NICS index," and substituting instead the language "The clerks of courts,".

SECTION 7. This act shall take effect July 1, 2018, the public welfare requiring it.

SENATE BILL NO. 834

PASSED: April 12, 2018

  
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RANDY McNALLY  
SPEAKER OF THE SENATE

  
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BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 24<sup>th</sup> day of April 2018

  
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BILL HASLAM, GOVERNOR