

HOUSE BILL 2193

By Mitchell

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13; Title 49, Chapter 5; Title 49, Chapter 6 and Title 67, relative to sales of firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1316, is amended by adding the following as a new subsection:

(s)

(1) A firearms privilege tax is imposed on the retail sale of firearms in this state. The rate of the tax is fifteen percent (15%) of the sales price of the firearm. The tax imposed by this subsection (s) must be administered, collected, and enforced in the same manner as the sales and use tax under title 67, chapter 6 is administered, collected, and enforced. The firearms privilege tax imposed by this subsection (s) is in addition to any other tax imposed by law.

(2) All revenue from the firearms privilege tax imposed by this subsection (s) must be deposited in a special account in the state treasury to be known as the K-12 mental health counselor fund. The fund shall be administered by the department of education and used exclusively to provide school counselors in elementary and secondary public schools and public charter schools in this state and for mental health assessments and services for students pursuant to a school counselor's referral under § 49-6-303(d). Moneys in the fund may be invested by the state treasurer in accordance with § 9-4-603. Notwithstanding another law to the contrary, interest accruing on investments and deposits of the K-12 mental health counselor fund must be credited to the fund, shall not revert

to the general fund, and must be carried forward into the subsequent fiscal year. Any balance remaining unexpended at the end of a fiscal year in the fund shall not revert to the general fund but must be carried forward into the subsequent fiscal year.

SECTION 2. This act takes effect July 1, 2024, the public welfare requiring it.