

HOUSE BILL 2195

By Mitchell

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, relative to firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1301, is amended by adding the following as a new, appropriately designated subdivision:

() "Assault weapon" means:

(A)

(i) A selective-fire firearm capable of fully automatic, semiautomatic, or burst fire at the option of the user or any of the following specified semiautomatic firearms:

- (a) Algimec Agmi;
- (b) Armalite AR-180;
- (c) Australian Automatic Arms SAP Pistol;
- (d) Auto-Ordnance Thompson type;
- (e) Avtomat Kalashnikov AK-47 type;
- (f) Barrett Light-Fifty model 82A1;
- (g) Beretta AR-70;
- (h) Bushmaster Auto Rifle and Auto Pistol;
- (i) Calico models M-900, M-950 and 100-P;
- (j) Chartered Industries of Singapore SR-88;
- (k) Colt AR-15 and Sporter;
- (l) Daewoo K-1, K-2, Max-1, and Max-2;
- (m) Encom MK-IV, MP-9, and MP-45;

- (n) Fabrique Nationale FN/FAL, FN/LAR, or FN/FNC;
- (o) FAMAS MAS 223;
- (p) Feather AT-9 and Mini-AT;
- (q) Federal XC-900 and XC-450;
- (r) Franchi SPAS-12 and LAW-12;
- (s) Galil AR and ARM;
- (t) Goncz High-Tech Carbine and High-Tech Long Pistol;
- (u) Heckler & Koch HK-91, HK-93, HK-94, and SP-89;
- (v) Holmes MP-83;
- (w) MAC-10, MAC-11, and MAC-11 Carbine type;
- (x) Intratec TEC-9 and Scorpion;
- (y) Iver Johnson Enforcer model 3000;
- (z) Ruger Mini-14/5F folding stock model only;
- (aa) Scarab Skorpion;
- (bb) SIG 57 AMT and 500 series;
- (cc) Spectre Auto Carbine and Auto Pistol;
- (dd) Springfield Armory BM59, SAR-48, and G-3;
- (ee) Sterling MK-6 and MK-7;
- (ff) Steyr AUG;
- (gg) Street Sweeper and Striker 12 revolving cylinder shotguns;
- (hh) USAS-12;
- (ii) UZI Carbine, Mini-Carbine and Pistol;
- (jj) Weaver Arms Nighthawk; and
- (kk) Wilkinson Arms Linda Pistol;

(ii) A part or combination of parts designed or intended to convert a firearm into an assault weapon, as defined in subdivision () (A)(i), or any combination of parts from which an assault weapon may be rapidly assembled if those parts are in the possession or under the control of the same person;

(B) Any of the following specified semiautomatic centerfire rifles, or copies or duplicates thereof with the capability of any such rifles:

- (i) AK-47;
- (ii) AK-74;
- (iii) AKM;
- (iv) AKS-74U;
- (v) ARM;
- (vi) MAADI AK-47;
- (vii) MAK90;
- (viii) MISR;
- (ix) NHM90 and NHM91;
- (x) Norinco 56, 56S, 84S, and 86S;
- (xi) Poly Technologies AKS and AK-47;
- (xii) SA 85;
- (xiii) SA 93;
- (xiv) VEPR;
- (xv) WASR-10;
- (xvi) WUM;
- (xvii) Rock River Arms LAR-47;
- (xviii) Vector Arms AK-47;

- (xix) AR-10;
- (xx) AR-15;
- (xxi) Bushmaster Carbon 15, Bushmaster XM15, Bushmaster ACR Rifles, and Bushmaster MOE Rifles;
- (xxii) Colt Match Target Rifles;
- (xxiii) Armalite M15;
- (xxiv) Olympic Arms AR-15, A1, CAR, PCR, K3B, K30R, K16, K48, K8, and K9 Rifles;
- (xxv) DPMS Tactical Rifles;
- (xxvi) Smith and Wesson M&P15 Rifles;
- (xxvii) Rock River Arms LAR-15;
- (xxviii) Doublestar AR Rifles;
- (xxix) Barrett REC7;
- (xxx) Beretta Storm;
- (xxxi) Calico Liberty 50, 50 Tactical, 100, 100 Tactical, I, I Tactical, II, and II Tactical Rifles;
- (xxxii) Hi-Point Carbine Rifles;
- (xxxiii) HK-PSG-1;
- (xxxiv) Kel-Tec Sub-2000, SU Rifles, and RFB;
- (xxxv) Remington Tactical Rifle Model 7615;
- (xxxvi) SAR-8, SAR-4800, and SR9;
- (xxxvii) SLG 95;
- (xxxviii) SLR 95 or 96;
- (xxxix) TNW M230 and M2HB;
- (xl) Vector Arms UZI;

- (xli) Galil and Galil Sporter;
- (xlii) Daewoo AR 100 and AR 110C;
- (xliii) Fabrique Nationale/FN 308 Match and L1A1 Sporter;
- (xliv) HK USC;
- (xlv) IZHMASH Saiga AK;
- (xlvi) SIG Sauer 551-A1, 556, 516, 716, and M400 Rifles;
- (xlvii) Valmet M62S, M71S, and M78S;
- (xlviii) Wilkinson Arms Linda Carbine; and
- (xlix) Barrett M107A1;

(C) Any of the following specified semiautomatic pistols, or copies or duplicates thereof with the capability of any such pistols:

- (i) Centurion 39 AK;
- (ii) Draco AK-47;
- (iii) HCR AK-47;
- (iv) IO Inc. Hellpup AK-47;
- (v) Mini-Draco AK-47;
- (vi) Yugo Krebs Krink;
- (vii) American Spirit AR-15;
- (viii) Bushmaster Carbon 15;
- (ix) Doublestar Corporation AR;
- (x) DPMS AR-15;
- (xi) Olympic Arms AR-15;
- (xii) Rock River Arms LAR 15;
- (xiii) Calico Liberty III and III Tactical Pistols;

(xiv) Masterpiece Arms MPA Pistols and Velocity Arms VMA

Pistols;

(xv) Intratec TEC-DC9 and AB-10;

(xvi) Colefire Magnum;

(xvii) German Sport 522 PK and Chiappa Firearms Mfour-22;

(xviii) DSA SA58 PKP FAL;

(xix) I.O. Inc. PPS-43C;

(xx) Kel-Tec PLR-16 Pistol;

(xxi) Sig Sauer P516 and P556 Pistols; and

(xxii) Thompson TA5 Pistols;

(D) IZHMAASH Saiga 12 Shotguns which are semiautomatic shotguns, or copies or duplicates thereof with the capability of this shotgun;

(E) Any semiautomatic firearm regardless of whether such firearm is listed in subdivisions () (A) - (D) if the firearm is:

(i) A semiautomatic, centerfire rifle that has an ability to accept a detachable magazine and has at least one (1) of the following:

(a) A folding or telescoping stock;

(b) A weapon grip, including a pistol grip, a thumbhole stock, or other stock, that would allow an individual to grip the weapon in a manner that allows another finger on the trigger hand in addition to the trigger finger to be directly below any portion of the action of the weapon when firing;

(c) A forward pistol grip;

(d) A flash suppressor; or

(e) A grenade launcher or flare launcher; or

(ii) A semiautomatic, centerfire rifle that has a fixed magazine with the ability to accept more than ten (10) rounds;

(iii) A semiautomatic, centerfire rifle that has an overall length of less than thirty inches (30");

(iv) A semiautomatic pistol that has an ability to accept a detachable magazine and has at least one (1) of the following:

(a) An ability to accept a detachable ammunition magazine that attaches at some location outside of the pistol grip;

(b) A threaded barrel capable of accepting a flash suppressor, forward pistol grip, or silencer or suppressor;

(c) A shroud that is attached to, or partially or completely encircles, the barrel and that permits the shooter to fire the firearm without being burned, except a slide that encloses the barrel; or

(d) A second hand grip;

(v) A semiautomatic pistol with a fixed magazine that has the ability to accept more than ten (10) rounds;

(vi) A semiautomatic shotgun that has both of the following:

(a) A folding or telescoping stock; and

(b) A weapon grip, including a pistol grip, a thumbhole stock, or other stock, the use of which would allow an individual to grip the weapon in a manner that allows another finger on the trigger hand in addition to the trigger finger to be directly below any portion of the action of the weapon when firing;

(vii) A semiautomatic shotgun that has the ability to accept a detachable magazine; or

(viii) A shotgun with a revolving cylinder;

(F) A part or combination of parts designed or intended to convert a firearm into an assault weapon or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.

SECTION 2. Tennessee Code Annotated, Section 39-17-1302(a), is amended by adding the following as a new subdivision (4):

(4) An assault weapon;

SECTION 3. Tennessee Code Annotated, Section 39-17-1302(c), is amended by adding the following as a new, appropriately designated subdivision:

() If the weapon is an assault weapon as described in subdivision (a)(4), then the person possessed the weapon prior to July 1, 2024;

SECTION 4. Tennessee Code Annotated, Section 39-17-1302, is amended by adding the following as a new subsection:

(1) A person in possession of an assault weapon prior to July 1, 2024, must apply for a certificate of possession by July 1, 2025.

(2) The department of safety shall create the application, the certificate of possession, and the process of applying for and submitting the certificate by January 1, 2025. The certificate of possession must contain a description of the firearm that identifies it uniquely, including all identification marks, the full name, address, date of birth, and thumbprint of the owner, and any other information as the department may deem appropriate.

(3) A certificate of possession for each assault weapon possessed by the person must be submitted to both the department and the appropriate local law enforcement

agency by January 1, 2026. A copy of the certificate of possession must be retained by the person as evidence of lawful possession.

(4) A person who obtains ownership by bequest or intestate succession of an assault weapon for which a certificate of possession has been issued under this section shall, within ninety (90) days:

- (A) Render the assault weapon permanently inoperable;
- (B) Sell the assault weapon to a licensed gun dealer; or
- (C) Remove the assault weapon from this state.

(5) A person who is a member of the United States armed forces who is in lawful possession of an assault weapon and has been transferred into this state after January 1, 2026, shall, within ninety (90) days of arriving in this state:

- (A) Apply to the department of safety for a certificate of possession and then submit the certificate of possession within ninety (90) days;
- (B) Render the assault weapon permanently inoperable;
- (C) Sell the assault weapon to a licensed gun dealer; or
- (D) Remove the assault weapon from this state.

(6) If an owner of an assault weapon sells or transfers the assault weapon to a licensed gun dealer, then the dealer shall, at the time of delivery of the assault weapon, execute a certificate of transfer and cause the certificate of transfer to be mailed or delivered to the department.

(7) The department shall create a certificate of transfer and the process of submitting the certificate to the department by January 1, 2025. The certificate of transfer must contain:

- (A) The date of sale or transfer;

(B) The name and address of the seller or transferor and the licensed gun dealer and their social security numbers or driver license numbers, if applicable;

(C) The licensed gun dealer's federal firearms license number and seller's permit number;

(D) A description of the assault weapon, including the caliber of the assault weapon and its make, model, and serial number; and

(E) Any other information the commissioner deems appropriate.

SECTION 5. Tennessee Code Annotated, Section 39-17-1302(d), is amended by deleting the language "subdivisions (a)(3) or (a)(4)" and substituting instead the language "subdivision (a)(3)".

SECTION 6. For purposes of promulgating forms, certificates, and rules, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2024, the public welfare requiring it.