

HOUSE BILL 2389

By Windle

AN ACT to amend Tennessee Code Annotated, Title 38 and Title 39, Chapter 17, Part 13, relative to the inviolability of gun rights in this state.

WHEREAS, the Second Amendment to the United States Constitution guarantees that "the right of the people to keep and bear arms, shall not be infringed"; and

WHEREAS, the United States Supreme Court held in District of Columbia v. Heller that the Second Amendment invests a right to keep and bear arms in the individual; and

WHEREAS, Article I, Section 26 of the Constitution of the State of Tennessee extends to the state's citizens the right to keep and to bear arms for their common defense; and

WHEREAS, it is the responsibility of the people's government, through their elected representatives, to express their continued support and adherence to the rule of law and the Constitutional rights with which the citizens of this state are imbued; now, therefore,

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

SECTION 1. Tennessee Code Annotated, Section 38-3-115, is amended by adding the following as subsection (c) and redesignating the existing subsection (c) accordingly:

(c)

(1) On or after July 1, 2016, no personnel or property of this state, or any political subdivision of this state, shall be allocated to the implementation, regulation, or enforcement of any international law or treaty regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories, if the use of personnel or property would result in the violation of another Tennessee statute, Tennessee common law, or the Constitution of Tennessee.

(2) On or after July 1, 2016, no public funds of this state, or any political subdivision of this state, shall be allocated to the implementation, regulation, or enforcement of any international law or treaty regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories, if the expenditure of public funds would result in the violation of another Tennessee statute, Tennessee common law, or the Constitution of Tennessee.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.