

SENATE BILL 1731

By Walley

AN ACT to amend Tennessee Code Annotated, Title 39
and Title 40, relative to firearms.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-1324(b), is amended by redesignating the current subsection as subdivision (b)(1) and adding the following new subdivision:

- (2) It is an offense to employ a firearm or antique firearm during the:
 - (A) Commission of an offense other than a dangerous felony;
 - (B) Attempt to commit an offense other than a dangerous felony;
 - (C) Flight or escape from the commission of an offense other than a dangerous felony; or
 - (D) Flight or escape from the attempt to commit an offense other than a dangerous felony.

SECTION 2. Tennessee Code Annotated, Section 39-17-1324(h), is amended by deleting the subsection and substituting:

- (h)
 - (1)
 - (A) A violation of subdivision (b)(1) is a Class C felony, punishable by a mandatory minimum six-year sentence to the department of correction.
 - (B) A violation of subdivision (b)(1) is a Class C felony, punishable by a mandatory minimum ten-year sentence to the

department of correction, if the defendant, at the time of the offense, had a prior felony conviction.

(2) A violation of subdivision (b)(2) is a Class D felony, punishable by a mandatory minimum five-year sentence to the department of correction.

SECTION 3. Tennessee Code Annotated, Section 40-35-501(cc)(2)(O), is amended by deleting the subdivision and substituting:

(O) Possessing or using a firearm or antique firearm during commission of or attempt to commit a dangerous felony or other offense, as defined in § 39-17-1324;

SECTION 4. This act takes effect July 1, 2024, the public welfare requiring it.