

Amendment No. 1 to SB2868

Southerland
Signature of Sponsor

AMEND Senate Bill No. 2868

House Bill No. 2457*

by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 70-6-202, is amended by deleting the section and substituting the following:

(a) Any firearm, other hunting device, or equipment used in violation of §§ 70-4-116 – 70-4-118 may be seized and held for evidence by the agency. As used in this section, "equipment" does not include a self-propelled vehicle or a vehicle propelled or drawn by a self-propelled vehicle, wherever operated.

(b) When a seizure of property under subsection (a) results in an arrest and the person charged with the offense is found to be not guilty by a court of competent jurisdiction, the property must be returned by the trial court.

(c) The court or jury that determines whether a violation of § 70-4-116, § 70-4-117, or § 70-4-118 has occurred shall also determine, in the same manner as provided in § 70-6-201, whether property seized pursuant to this section is contraband and should be forfeited to the state.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.