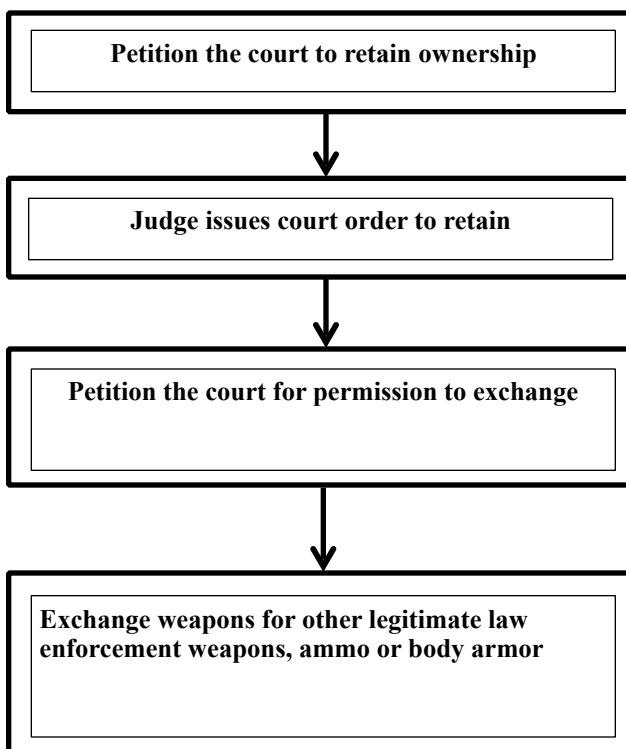


TO EXCHANGE FIREARMS

- Any weapon that is possessed, used or sold in violation of the law shall be confiscated and declared to be contraband by a **court of record exercising criminal jurisdiction**. The police chief or sheriff may petition the court for disposal of the weapon (TCA 39-17-1317(a)).
- The police chief or sheriff may petition the court for permission to exchange firearms that have previously been titled to the department for other firearms, ammunition or body armor. The exchange must take place between the department and a licensed and qualified law enforcement firearms dealer.
- There is nothing to prevent a sheriff or police chief from petitioning the court for a court order giving title of weapons to the department, and *further* authorizing the department to exchange the weapons, all in a single petition for a court order.



The court order to retain must be obtained not less than 60 days nor more than 180 days after the last legal proceeding involving the weapon (TCA 39-17-1317(g)(1))

STATE OF TENNESSEE

NO. _____

VS

IN THE CRIMINAL COURT

WEAPONS TO BE RETAINED
AND EXCHANGED

FOR _____
COUNTY, TENNESSEE

ORDER

This matter came to be heard upon petition filed by _____,
Sheriff of _____ County.

This Court hereby orders that the _____ (_____) firearms listed
in the attached memorandum are declared contraband and that the title to these firearms
ownership be placed with the _____ Sheriff's Office. This Court finds this is
a legitimate law enforcement purpose and is provided for in TCA 39-17-1317(f). This court
further grants permission for the executive head of the _____ County
Sheriff's Office to exchange the firearms with a licensed and qualified law enforcement firearms
dealer for other firearms, ammunition or body armor suitable for use by the law enforcement
agency as provided for in TCA 39-17-1317(l).

Entered this the _____ day of _____, 20____.

(Signature)

Judge of _____ Court,

_____ County

STATE OF TENNESSEE

NO. _____

VS

IN THE CRIMINAL COURT

WEAPONS TO BE EXCHANGED

FOR _____ COUNTY,
TENNESSEE

PETITION FOR FIREARMS EXCHANGE

Comes now the Sheriff of _____ County, Tennessee, and petitions the court to grant the Sheriff permission to exchange _____ (____) firearms listed in the attached memorandum with a licensed and qualified law enforcement firearms dealer for other firearms, ammunition or body armor suitable for use by the law enforcement agency as provided for in TCA 39-17-1317(l). Title for each of the listed firearms has been awarded to the sheriff's office as provided for in 39-17-1317(f) by a court of competent jurisdiction.

The firearms have been selected from those confiscated by the _____ Sheriff's Office. The firearms were all possessed, used or sold in violation of the law and are no longer required for evidentiary purposes.

Requested this the _____ day of _____, 20____.

(Signature)

(Name)

Sheriff of _____ County

