

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 1269 - SB 1367

March 17, 2015

SUMMARY OF BILL: Requires the Department of Commerce and Insurance (TDCI), with assistance provided by the Department of Revenue (DOR) and the Department of Health (DOH), to study the status of swingers clubs as a regulated form of operation in this state. Such study must focus upon the activities and accommodations uniquely provided by swingers clubs that would assist the General Assembly in determining how to define swingers clubs, whether swingers clubs pose a threat to public health and safety, and the amount of revenue that would be required to administer the regulation of swingers clubs in this state. TDCI is required to report their findings, along with recommendations for legislation to the General Assembly by December 1, 2015.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Based on information provided by TDCI, it can perform such study and report its findings to the General Assembly at no additional cost.
- DOR and DOH can provide assistance to TDCI without any additional cost.
- Performing a study with regards to swingers clubs will not directly result in the regulation of swingers clubs by the state; therefore, this will have no direct impact on state government.
- As a result of this study, future legislation would have to be introduced that regulates swingers clubs and any fiscal impact would be determined at that time.

IMPACT TO COMMERCE:

NOT SIGNIFICANT

Assumptions:

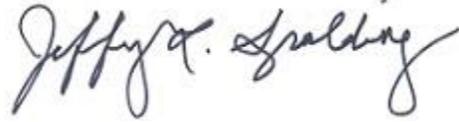
- This study will have no direct impact on swingers clubs in the state.
- As a result of this study, future legislation might be introduced that regulates swingers clubs. It is unknown how the state will regulate swingers clubs, but is assumed that any state regulatory body created or charged with administrative oversight of any regulatory body would charge a fee to offset all administrative costs incurred. Any new fees

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incurred would be equal to an increase in deductible business expenses to swingers clubs.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Jeffrey L. Spalding". The signature is written in a cursive, flowing style.

Jeffrey L. Spalding, Executive Director

/jdb