

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 852 - HB 1309**

February 25, 2015

**SUMMARY OF BILL:** Eliminates provision stating that language in the articles of incorporation of a cooperative marketing association shall not be altered, amended, or repealed except by written consent or three-fourths vote of the members. Requires any conversion by a cooperative marketing association to a general nonprofit organization be effectuated by an amendment approved by two-thirds vote of the directors and then adopted by a vote representing a majority of all members of the association.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Based upon the information received by the Department of Agriculture, and the Department of State, there will be no fiscal impact to the operations of state or local government.
- Any other impact as a result of this bill will be borne by private entities.

**IMPACT TO COMMERCE:**

**Other Commerce Impact – The impact to commerce as a result of this bill cannot be determined because any such impacts are dependent upon multiple unknown factors.**

Assumption:

- The commerce impact of this bill is dependent upon several unknown factors such as the number of cooperative marketing associations that will desire to amend the articles of incorporation, the extent of any such amendments, whether or not such amendments would be adopted under current law, whether such amendments will be adopted under the provisions of this bill, the voting outcomes of directors regarding reorganization, and the voting outcomes of members regarding reorganization. The possible impacts to commerce range from not significant to very significant dependent upon the specifics of any individual event.

**CERTIFICATION:**

**SB 852 - HB 1309**

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 style with a large, prominent 'J' and 'S'.

Jeffrey L. Spalding, Executive Director

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