

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 51 - HB 147

February 12, 2019

SUMMARY OF ORIGINAL BILL: Effective April 1, 2020, authorizes the continued retail sale of Class C common fireworks in Rutherford County.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

IMPACT TO COMMERCE OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004067): Changes the effective date from April 1, 2020, to December 31, 2020.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 68-104-112(a)(4), the sale at retail of any Class C common fireworks is unlawful within any county with population greater than 335,000, with certain exceptions, according to the 2010 federal census or any subsequent federal census. The proposed legislation increases that threshold to 355,000 effective December 31, 2020.
- Based on population estimates provided by the United States Census Bureau, Rutherford County, which currently falls under the established threshold, will exceed that threshold in 2020. The proposed legislation, by increasing the threshold, will authorize the continued sale at retail of Class C fireworks in Rutherford County.
- The United States Census Bureau is statutorily required to release total state population estimates by December 31, 2020. By virtue of the release of state population estimates, it is assumed that population estimates by county will not be

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released early to consequently prohibit the retail sale of Class C fireworks in Rutherford County under Tenn. Code Ann. § 68-104-112(a)(4).

- Rutherford County is the only county in the state that will be impacted by this legislation. Any fiscal impact to state or local government is considered not significant.

IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumption for the bill as amended:

- The proposed legislation will allow continued sale of Class C fireworks in Rutherford County without any further regulatory alterations; therefore, no significant impact to commerce or jobs in Tennessee.

CERTIFICATION:

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



Krista Lee Carsner, Executive Director

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