

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1176 - HB 1439

March 5, 2019

SUMMARY OF ORIGINAL BILL: Requires a ticket reseller offering a tentative ticket policy to make certain disclosures during a resale transaction of tickets that are not owned or possessed by the reseller, or under a contract for transfer to the reseller. Requires the ticket reseller, if unsuccessful in securing the tentative tickets, to issue a refund no later than 10 days after the date of the ticketed event. Establishes that a violation of this Act is an unfair and deceptive act or practice under the *Consumer Protection Act of 1977 (the Act)*.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

IMPACT TO COMMERCE OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004962): Deletes and rewrites all language after the enacting clause without making any substantive changes to the legislation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The proposed legislation may result in an increase in formal complaints to the Division of Consumer Affairs; however, any such increase can be accommodated within existing resources.
- Committing an unfair or deceptive practice under the Act is a Class B misdemeanor offense.
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.

SB 1176 - HB 1439

IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumption for the bill as amended:

- It is presumed that most ticket resellers currently comply with the provisions of the proposed legislation; as a result, any impact on commerce or jobs in Tennessee is estimated to be not significant.

CERTIFICATION:

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



Krista Lee Carsner, Executive Director

/agr