

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 1052 - SB 1338

March 21, 2019

SUMMARY OF BILL: Clarifies the definition of “agricultural production” in Tenn. Code Ann. §43-3-103(2) to include operations involved in agriculture, as the term is defined in Tenn. Code Ann. § 43-1-113. Expands the exemptions from the *Tennessee Livestock Dealer Act* (the Act) to include livestock producers who occasionally buy or sell livestock in connection with that person’s involvement in agriculture as defined in Tenn. Code Ann. § 43-1-113.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The proposed legislation clarifies but does not expand the definition of “agricultural production”. Therefore, any impact on the Department of Agriculture’s processes and procedures will be not significant.
- Pursuant to Tenn. Code Ann. § 44-10-207, any livestock producer who may occasionally buy or sell livestock in connection with that person’s farming operation is exempt from the Act. The proposed legislation would exempt livestock producers if such occasional purchases or sales of livestock are in connection with a producer’s involvement in agriculture.
- This change is considered clarifying language, because persons participating in agriculture without livestock involvement would not need the license under the Act to begin with, and those who only occasionally buy or sell livestock do not need to purchase one under current law.
- Because this is clarifying the scope of the current law rather than expanding or contracting it, it is estimated that the proposed legislation will not create any license exemptions or result in decreases in state revenue for the Department of Agriculture.

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CERTIFICATION:

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

Handwritten signature of Krista Lee Carsner in black ink.

Krista Lee Carsner, Executive Director

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