

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2465 – SB 2910

March 10, 2024

SUMMARY OF BILL: Prohibits a financial institution, merchant acquiring entity, payment settlement entity, payment card network, payment card issuer, payment settlement entity, third-party settlement organization, or an entity involved in facilitating or processing a payment card transaction from assigning a merchant code to or otherwise classifying a merchant that is a seller of firearms or ammunition separately from a general merchandise retailer or sporting goods retailer. Requires the Department of Financial Institutions (DFI) to investigate entities who allegedly violate the prohibition. Authorizes the Commissioner of DFI and investigated entities to pursue legal remedy. Authorizes the Commissioner to impose a civil penalty up to \$10,000 per violation as well as investigative costs and reasonable attorney's fees.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 45-1-104, DFI is responsible for the supervision and regulation of financial institutions.
- Based on information provided by DFI, the proposed legislation will require DFI to regulate entities whom are outside their current regulatory jurisdiction.
- It can be reasonably assumed financial institutions will comply with this legislation and violations, if any, will be minimal.
- Any additional workload on DFI, as a result of this legislation, can be accommodated within existing resources and personnel without a significant increase in state expenditures.

IMPACT TO COMMERCE:

NOT SIGNIFICANT

Assumptions:

- The proposed legislation will result in increased expenditures for any financial institution that is fined due to a violation; however, the number of such violations and fines paid are estimated to be minimal.
- The overall impact on commerce and jobs is estimated to be not significant.

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CERTIFICATION:

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

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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