

HOUSE BILL 1135

By Moore

AN ACT to amend Tennessee Code Annotated, Title 48,
Chapter 1, Part 5 and Title 48, Chapter 101, Part
5, relative to charitable solicitations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 48-101-501, is amended by adding the following as new subdivision (4) and by renumbering the existing subdivisions accordingly:

(4) "Disaster" means any natural, technological, or civil emergency that causes damage of sufficient severity and magnitude to result in a declaration of a state of emergency by a county, the governor, or the president of the United States;

SECTION 2. Tennessee Code Annotated, Section 48-101-502(a), is amended by deleting the language "This part does not apply to" and by substituting instead the language "The registration requirements of this part do not apply to."

SECTION 3. Tennessee Code Annotated, Section 48-101-502(c), is amended by deleting the language "section" and by substituting instead the language "part."

SECTION 4. Tennessee Code Annotated, Title 48, Chapter 101, Part 5, is amended by adding the following as a new, appropriately designated section:

48-101-5__.

(a) Any charitable organization, other than a bona fide religious institution, that solicits and receives contributions exceeding twenty-five thousand dollars (\$25,000) for a charitable purpose related to a disaster shall file quarterly financial reports with the secretary of state, on forms prescribed by the secretary of state, detailing the money raised and expended by the organization as a result of the solicitation, until the funds are expended. The first quarterly report shall be

filed on the last day of the third month following the commencement of solicitations.

(b) Any charitable organization other than a bona fide religious institution, which solicited and received contributions exceeding twenty-five thousand dollars (\$25,000) for a charitable purpose related to a disaster between May 1, 2010, and the effective date of this act shall file a financial report with the secretary of state, on a form prescribed by the secretary of state, on June 30, 2011. The report shall detail all funds received and expended by the organization as a result of the solicitation. After June 30, 2011, the organization shall file quarterly financial reports with the secretary of state, on forms prescribed by the secretary of state, detailing the money raised and expended by the organization as a result of the solicitation, until the funds are expended.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.