

SENATE BILL 1347

By Yager

AN ACT to amend Tennessee Code Annotated, Section 57-3-301, relative to brand and contract registrations.

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

SECTION 1. Tennessee Code Annotated, Section 57-3-301(a), is amended by adding the following language as a new subdivision:

(3) The name, trademark, or trade name of the product, as indicated on the certificate of label approval as registered with the alcohol and tobacco tax and trade bureau of the United States department of the treasury, or, if no certificate of label approval is required, then the name, trademark, or trade name of the product.

SECTION 2. Tennessee Code Annotated, Section 57-3-301, is amended by adding the following language as a new subsection (g) and by redesignating the subsequent subsection accordingly:

(g) The department of revenue is authorized to accept the brand registrations required under this section and the contracts described in subdivision (e)(1) by electronic means. The department of revenue is authorized to approve one (1) or more third parties to facilitate electronic submissions on behalf of importers, manufacturers, suppliers, or wholesalers; provided, that such third parties shall:

(1) Be permitted to assess a reasonable cost against the importer, supplier, manufacturer, or wholesaler that elects to use the electronic service;

(2) Not assess any fees or costs against the state for providing such service;

(3) Adhere to the records requirements, privacy requirements, and technical requirements imposed by the department of revenue;

(4) Agree to provide documentation and support for all brand registrations and contract registrations as required by the department of revenue as part of the electronic process; and

(5) Agree to facilitate communication between the department of revenue and the affected importers, manufacturers, suppliers, and wholesalers to relate the status of any filing, transfer, or tax liability.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.