

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action: Do Pass

Vote: 10 - 0 - 0

Yeas: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith J., Stiegler, Whisnant, Barker

Nays: 0

Exc.: 0

Prepared By: Shannon Sivell, Counsel

Meeting Dates: 5/4

WHAT THE MEASURE DOES: Prohibits use or attempted use of name of recording group for advertising live performance if member of group is not performing. Provides exceptions. Makes violations an unlawful practice. Authorizes enforcement by Attorney General and private right of action for actual damages or \$200, whichever is greater.

ISSUES DISCUSSED:

- Provisions of the measure

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: SB 464 bars the practice of imposter bands presenting themselves as though they have members who are or were in a well-known band. It requires that a member of the group that made the recording be present in the performing band unless the performing group owns a federally registered trademark to the recording group's name.