

HOUSE BILL 942

By Shipley

AN ACT to amend Tennessee Code Annotated, Title 39;
Title 40 and Title 55, relative to driving under the
influence.

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

SECTION 1. Tennessee Code Annotated, Section 55-10-401, is amended by deleting the "or" after subdivision (a)(1), inserting an "or" after subdivision (a)(2), and by adding the following as a new subdivision (a)(3):

(3) The drug concentration in the person's blood included any amount or metabolite of:

(A) A Schedule 1 controlled substance, as defined in § 39-17-406; or

(B) A Schedule 2 controlled substance as defined in § 39-17-408 for

which the defendant does not have a valid prescription issued by a licensed physician, certified physician assistant, or nurse authorized pursuant to §63-6-204, who is rendering service under the supervision, control and responsibility of a licensed physician and who meets the requirements pursuant to § 63-7-207(13).

SECTION 2. This act shall take effect January 1, 2012, the public welfare requiring it.