

Amendment No. 1 to SB0829

Crowe
Signature of Sponsor

AMEND Senate Bill No. 829*

House Bill No. 929

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-11-1602(7)(B)(iii), is amended by deleting the subdivision and substituting instead the following:

(iii) Any premises occupied exclusively as the professional practice office of a physician licensed pursuant to title 63, chapter 6, part 2, and title 63, chapter 9, or dentist licensed by the state and controlled by the physician or dentist. This exception shall not apply to a prescriber or prescribers operating a nonresidential substitution-based treatment center for opiate addiction, as defined in this section;

SECTION 2. Tennessee Code Annotated, Section 68-11-1602(13), is amended by deleting the subdivision and substituting instead the following:

(13) "Nonresidential substitution-based treatment center for opiate addiction" includes, but is not limited to, the following:

(A) A stand-alone clinic, treatment resource or other entity offering methadone, products containing buprenorphine, such as Subutex or Suboxone, or products containing any other controlled substance designed to treat opiate addiction by preventing symptoms of withdrawal; or

(B) A physical location occupied as the professional practice of a prescriber or prescribers licensed pursuant to title 63:

(i) That offer methadone to treat opiate addiction by preventing symptoms of withdrawal; or

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(ii) That prescribe products containing buprenorphine, such as Subutex or Suboxone, or products containing any controlled substance designed to treat opiate addiction by preventing symptoms of withdrawal to one hundred fifty (150) or more patients; and

(C) For the purposes of this subdivision (13), "physical location" means real property on which is located a physical structure, whether or not that structure is attached to real property, containing one or more units and includes an individual apartment, office, condominium, cooperative unit, mobile or manufactured home, and trailer, if used as a site for prescribing or dispensing methadone, products containing buprenorphine, such as Subutex or Suboxone, or products containing any other controlled substance designed to treat opiate addiction by preventing symptoms of withdrawal;

SECTION 3. Tennessee Code Annotated, Section 68-11-1607, is amended by adding the following as a new subsection:

(n) All nonresidential substitution-based treatment centers for opiate addiction shall obtain a certificate of need by July 1, 2016.

SECTION 4. Tennessee Code Annotated, Section 33-2-403(b)(1), is amended by deleting the subdivision and substituting instead the following:

(1) Private practitioners who are authorized to practice by the

boards of healing arts and only in private practice in that capacity; this exemption shall not apply to a private practitioner, prescriber or prescribers operating a nonresidential substitution-based treatment center for opiate addiction, as defined in § 68-11-1602(13);

SECTION 5. This act shall take effect July 1, 2015, the public welfare requiring it.