

Filed for intro on 02/06/95  
Senate Bill \_\_\_\_\_  
By  
\_\_\_\_\_

House No. HB0604  
By Herron

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 10, relative to driving while under the influence of alcohol or drugs.

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 section in its entirety and by substituting instead the following:

(a) A person shall not drive or be in actual physical control of any vehicle while:

(1) The alcohol concentration in his blood or breath is 0.10 or more;

(2) Under the influence of alcohol;

(3) Under the influence of any other drug or combination of other drugs to a degree which renders him incapable of safely driving; or

(4) Under the combined influence of alcohol and any other drug or drugs to a degree which renders him incapable of safely driving.

(b) The fact that any person charged with violating this section is or has been legally entitled to use alcohol or other drug shall not constitute a defense against any charge of violating this section.

SECTION 2. Tennessee Code Annotated, Section 55-10-402 is amended by deleting the section in its entirety.

SECTION 3. Tennessee Code Annotated, Section 55-10-408 is amended by deleting the section in its entirety.

SECTION 4. This act shall take effect July 1, 1995, the public welfare requiring it.

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