

HOUSE BILL 1048

By Matheny

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to the manufacture of methamphetamine and methamphetamine precursors.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-431(c), is amended by deleting the subsection in its entirety and by substituting instead the following:

(c) A pharmacy shall not sell to the same person more than three (3) individual packages of any nonexempt product containing any immediate methamphetamine precursor, nor shall a pharmacy sell to the same person any combination of the products containing more than four and one-half (4 ½) grams of ephedrine, pseudoephedrine, or their salts, isomers, or salts of isomers, during the same fifteen-day period. The four and one-half (4 ½) gram limit shall apply to the total amount of base ephedrine and pseudoephedrine contained in the products, and not the overall weight of the products. The prohibition contained in this subsection (c) shall not apply to a person who obtains the product or products pursuant to 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. Tennessee Code Annotated, Section 39-17-433(a)(2), is amended by deleting "nine (9) grams" and by substituting instead "four and one-half (4 ½) grams".

SECTION 3. This act shall take effect July 1, 2011, the public welfare requiring it.