

HOUSE BILL 1148

By Pody

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 4; Title 53, Chapter 11, Part 4 and Title 71, Chapter 5, Part 26, relative to offenses involving prescription drugs.

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

SECTION 1. Tennessee Code Annotated, Section 71-5-2601, is amended by adding the following language as a new subdivision (a)(2) and by redesignating subsequent subdivisions accordingly:

(a)

(2)

(A) A person commits an offense who knowingly sells or distributes, or aides another to sell or distribute, any prescription drug obtained as a result of the use of TennCare benefits, including the use of such TennCare benefits as payment for office visit to obtain the prescription, as payment to have the prescription filled, or as a contractual payment by TennCare to any federal prescription drug coverage program or other health care management program.

(B) An offense under subdivision (a)(2)(A) is a Class E felony.

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.