

SENATE BILL 582

By Southerland

AN ACT to amend Tennessee Code Annotated, Title 39;
Title 40 and Title 53, Chapter 10, Part 1, relative to
possession of prescription drugs with intent to sell.

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

SECTION 1. Tennessee Code Annotated, Section 53-10-108, is amended by deleting the section in its entirety and by substituting instead the following:

(a) Any person, firm or corporation possessing, selling, bartering or giving away any drug in violation of this part, or violating any other provision of this part, commits a Class C misdemeanor.

(b) Notwithstanding the provisions of subsection (a), if any person, firm or corporation possesses any drug in violation of this part, with the intent to sell such drug, and such drug was purchased or otherwise acquired outside of Tennessee, then such person, firm or corporation shall have committed a Class D felony.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it, and shall apply to prohibited acts occurring on or after the effective date of this Act.