

SENATE BILL 1784

By Niceley

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 7; Title 40; Title 55 and Title 57, relative to DUI offenders.

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

SECTION 1. Tennessee Code Annotated, Section 55-10-402(a)(1), is amended by adding the following as a new subdivision:

(C) Any person violating § 55-10-401, upon conviction for the first offense, shall forfeit the privilege to purchase intoxicating liquor in this state until one (1) year has elapsed from the date of completion of the suspension of the person's driver license in accordance with § 55-10-404(a)(1)(A) or the issuance of a restricted license pursuant to § 55-10-404(a)(2).

SECTION 2. Tennessee Code Annotated, Section 55-10-402(a)(2), is amended by adding the following as a new subdivision:

(C) Any person violating § 55-10-401, upon conviction for the second offense, shall forfeit the privilege to purchase intoxicating liquor in this state until two (2) years have elapsed from the date of completion of the suspension of the person's driver license in accordance with § 55-10-404(a)(1)(B) or the issuance of a restricted license pursuant to § 55-10-404(a)(2).

SECTION 3. Tennessee Code Annotated, Section 55-10-402(a)(3), is amended by adding the following as a new subdivision:

(C) Any person violating § 55-10-401, upon conviction for a third or subsequent offense, shall forfeit the privilege to purchase intoxicating liquor in this state for life and shall not be eligible for reinstatement of such privilege.

SECTION 4. Tennessee Code Annotated, Title 55, Chapter 50, Part 3, is amended by adding the following as a new section:

55-50-307.

(a) If a licensee has forfeited the privilege to purchase intoxicating liquor in this state pursuant to § 55-10-401, any license issued during the period of such forfeiture shall:

(1) Bear the language "No Alcohol Sale";

(2) Be printed in a vertical or portrait format; and

(3) Contain other secure features identifying the licensee as being restricted from purchasing alcohol, including, but not limited to, a prominent red stripe on the front of the license.

(b) Upon expiration of the period of forfeiture, the licensee may obtain a license printed in a horizontal or landscape format without the language or other features required under subsection (a) by paying the fee for a duplicate license. However, no person shall be required to obtain such license, until the license expires.

SECTION 5. Tennessee Code Annotated, Title 39, Chapter 17, Part 7, is amended by adding the following as a new section:

(a) Notwithstanding any law to the contrary, it is an offense for:

(1) A person to knowingly sell wine, beer, intoxicating liquor, or alcoholic beverages to a person who has forfeited the privilege to purchase intoxicating liquor pursuant to § 55-10-401; or

(2) A person to purchase wine, beer, intoxicating liquor, or alcoholic beverages if the person has forfeited the privilege pursuant to § 55-10-401.

(b) A violation of this section is a Class C misdemeanor.

SECTION 6. This act shall take effect July 1, 2018, the public welfare requiring it.