



State of Tennessee

PUBLIC CHAPTER NO. 1039

SENATE BILL NO. 2116

By Massey, Jackson, Rose, Yager, White

Substituted for: House Bill No. 2302

By Howell, Davis, Towns, McKenzie, Burkhardt, Doggett, Hurt, Raper, Littleton, Camper, Hardaway, Whitson, Powers, Helton-Haynes, Haston

AN ACT to amend Tennessee Code Annotated, Title 39; Title 40 and Title 55, relative to criminal offenses.

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

SECTION 1. This act is known and may be cited as the "Ben Kredich Act."

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 10, Part 4, is amended by adding the following as a new section:

(a) For the purpose of proving a violation of § 55-10-401(1), evidence that the person was suspected to be impaired secondary to the sedative or otherwise intoxicating effects of a controlled substance, as defined in § 39-17-402, and was administered within twenty-four (24) hours prior to the time of the alleged violation, an opioid antagonist, as defined in § 63-1-152, for an opioid-related overdose creates a presumption that the defendant's ability to drive was sufficiently impaired by the controlled substance that caused the opioid-related overdose to constitute a violation of § 55-10-401(1).

(b) A first responder who administers an opioid antagonist to an individual experiencing an opioid-related overdose may provide information on the risks associated with driving for a twenty-four-hour period following administration, in an effort to ensure that the individual is informed of the potential dangers and legal responsibilities.

SECTION 3. This act takes effect July 1, 2024, the public welfare requiring it.

SENATE BILL NO. 2116

PASSED: April 24, 2024




RANDY McNALLY
SPEAKER OF THE SENATE



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of May 2024



BILL LEE, GOVERNOR