

Amendment No. 1 to SB0933

Gardenhire  
Signature of Sponsor

**AMEND Senate Bill No. 933**

**House Bill No. 908\***

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 55-10-502, is amended by deleting subsection (c) and substituting:

(1) A motor vehicle used in the commission of a violation of subsection (a) is subject to seizure and forfeiture as provided in title 40, chapter 33, part 2, if:

(A) The perpetrator of the offense is the sole owner of the motor vehicle;

and

(B) The motor vehicle is not subject to the interest of a secured party.

(2) The department of safety is designated as the applicable agency, as defined by § 40-33-202, for all forfeitures authorized by this section.

(3) Only POST-certified or state-commissioned law enforcement officers are authorized to seize vehicles pursuant to this section.

SECTION 2. Tennessee Code Annotated, Section 40-33-201, is amended by inserting the language "§ 55-10-502," after the language "§ 53-11-451,".

SECTION 3. Tennessee Code Annotated, Section 40-33-210(a), is amended by inserting the language "55-10-502," after the language "55-10-414,".

SECTION 4. Tennessee Code Annotated, Section 40-33-211, is amended by adding the following as a new subsection:

( ) Notwithstanding this section or another law to the contrary, a motor vehicle forfeited under the authority of § 55-10-502 must be destroyed and is not subject to sale or use by a state, county, or municipal agency. Following destruction of the motor

vehicle, the law enforcement agency may dispose of or recycle the motor vehicle parts, but shall not accept compensation for any such parts.

SECTION 5. Tennessee Code Annotated, Section 40-33-214, is amended by inserting the language "§ 55-10-502," after the language "§ 55-10-414,".

SECTION 6. This act takes effect July 1, 2023, the public welfare requiring it, and applies to offenses committed on or after that date.