

HOUSE BILL 2132

By McCormick

AN ACT to amend Tennessee Code Annotated, Title 53,  
Chapter 1, relative to the Tennessee Food, Drug  
and Cosmetic Act.

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

SECTION 1. Tennessee Code Annotated, Section 53-1-102, is amended by deleting subdivision (6) in its entirety and by substituting instead the following language:

(6) "Certificate of free sale" means a certificate issued by the department which certifies that the manufacturer or distributor, or both, of the food, drug, or cosmetics listed in the document is duly authorized to manufacture or distribute the products and either that:

(A) The products can be sold freely to the public in the United States and that the manufacturer or distributor is in substantial compliance with this chapter as determined by the commissioner; or

(B) The manufacturer or distributor has provided its most recent, valid inspection relating to the manufacture of drug products which was conducted by the United States food and drug administration to the department, and that it appears evident under prevailing law that the manufacturer or distributor would be authorized to sell such products freely in the United States;

SECTION 2. This act shall take effect July 1, 2009, the public welfare requiring it.