

HOUSE BILL 2140

By Butler

AN ACT to amend Tennessee Code Annotated, Title 13,
Chapter 7; Title 33, Chapter 2 and Title 68,
Chapter 11, relative to methadone clinics.

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

SECTION 1. Tennessee Code Annotated, Title 13, Chapter 7, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Congested intersection" means a congested intersection as defined by a local zoning ordinance or resolution adopted in the applicable jurisdiction in which a methadone clinic operates; and

(2) "Methadone clinic" has the same meaning as the term nonresidential substitution-based treatment center for opiate addiction, as defined in § 68-11-201, and includes a nonresidential substitution-based treatment center or facility for opiate addiction licensed, certified, and regulated under title 33, chapter 2, parts 4 and 14, and title 68, chapter 11, as applicable.

(b) Except as provided in subsection (c), a methadone clinic may only be located:

(1) In an incorporated town or city, or a metropolitan government, or within an unincorporated area of a county to which zoning regulations apply;

(2) Within a five-mile radius of both a police department and an emergency medical services station; and

(3) Not closer than two thousand feet (2,000') from a congested intersection.

(c) A methadone clinic in existence on the effective date of this act that is not in compliance with subsection (b) may remain in operation as long as the clinic maintains a valid license. If there is a period for which the clinic's license is revoked, lapses, or is not renewed, then the clinic must comply with subsection (b) in order to obtain or renew a license.

SECTION 2. Tennessee Code Annotated, Section 33-2-403, is amended by adding the following new subsection (m):

(m) A nonresidential substitution-based treatment center or facility for opiate addiction, in addition to meeting the applicable licensure, certification, and regulatory requirements of this part and part 14 of this title, and title 68, chapter 11, must comply with SECTION 1 to obtain or renew a license.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.