

HOUSE BILL 2761

By Keisling

AN ACT to amend Tennessee Code Annotated, Title 40
and Title 55, relative to expunction of criminal
records.

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

SECTION 1. Tennessee Code Annotated, Section 40-32-101(g)(1)(B)(xlv), is amended
by deleting the subdivision and substituting the following:

(xlv) Section 55-10-401 – Driving under the influence of an intoxicant; provided,
however, that a person may have a violation of § 55-10-401 expunged under this
subsection (g) if the court finds by a preponderance of the evidence, based on evidence
submitted pursuant to subdivision (g)(4), that the intoxicant or intoxicants forming the
basis of the conviction were lawfully prescribed to the petitioner at the time of the
offense;

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.