

SENATE BILL 1458

By Haynes

AN ACT to amend Tennessee Code Annotated, Title 33;
Title 37; Title 38; Title 49; Title 55; Title 63 and
Title 68, relative to inhalants.

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

SECTION 1. This act shall be known and may be cited as "Ricky and Johnson's Law".

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following as a new section:

49-6-10__.

The state board of education shall set curriculum requirements for grades kindergarten through twelve (K-12) that require students to be educated concerning inhalant abuse.

SECTION 3. Tennessee Code Annotated, Title 68, Chapter 24, Part 1, is amended by adding the following as a new section:

68-24-107.

Every facility or program regulated pursuant to this chapter shall provide education, counseling and treatment concerning abuse of inhalants when it is appropriate.

SECTION 4. Tennessee Code Annotated, Title 68, Chapter 24, Part 6, is amended by adding the following as a new section:

68-24-610.

Every counselor licensed pursuant to this part shall have received training that includes an appropriate element concerning abuse of inhalants. The board of alcohol and drug abuse counselors, in consultation with the bureau of alcohol

and drug abuse services, shall set reasonable requirements for such element, including continuing education by rule.

SECTION 5 Tennessee Code Annotated, Title 68, Chapter 11, Part 2, is amended by adding the following as a new section:

68-11-2__.

(a) Every facility operated for the provision of alcohol and drug prevention and/or treatment services licensed pursuant to this chapter shall provide education, counseling and treatment concerning abuse of inhalants when it is appropriate as determined by rule promulgated by the board for licensing health care facilities, in consultation with the bureau of alcohol and drug abuse services.

(b) Intake or assessment forms used by facilities operated for the provision of alcohol and drug prevention and/or treatment services shall include elements that appropriately address the abuse of inhalants.

SECTION 6. Tennessee Code Annotated, Section 55-10-108, is amended by adding the following as a new subsection:

(i) Reports filed or made in all accident and death scene investigations involving motor vehicles under this section shall address the presence or absence of evidence indicating the incident may have involved inhalant abuse.

SECTION 7. Tennessee Code Annotated, Section 55-10-403(c)(1)(A)(i), is amended by inserting the language "an alcohol and drug treatment program," between the language "DUI school," and the language "or a drug offender school program".

SECTION 8. Tennessee Code Annotated, Title 38, Chapter 8, Part 1, is amended by adding the following as a new section:

38-8-1__.

Police officers filing reports in all death scene investigations shall address the presence or absence of evidence indicating whether the incident may have involved inhalant abuse.

SECTION 9. Tennessee Code Annotated, Section 55-10-401(a)(1), is amended by inserting the language “inhalant producing intoxicating or stimulating effects on the central nervous system,” between the language “narcotic drug, “ and “or drug producing “.

SECTION 10. For the purpose of allowing the department of safety to print new accident report forms, this act shall take effect on July 1, 2009, the public welfare requiring it. For all other purposes, this act shall take effect on July 1, 2010, the public welfare requiring it.