

SENATE BILL 2414

By McNally

AN ACT to amend Tennessee Code Annotated, Title 63,  
relative to suspension of certain licenses.

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

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following as a new section:

63-1-151.

(a) Notwithstanding any other provision of this chapter or of chapters 3, 5, 6, 7, 8, 9, or 19 of this title, when a practitioner licensed under any of such chapters is under state or federal indictment in this state for an offense involving the sale or dispensing of controlled substances under state or federal law, on learning of the indictment the commissioner of health or the practitioner's licensing board is authorized to temporarily suspend the practitioner's license to practice under any of such chapters on an emergency basis in order to protect the public health and welfare. The commissioner or the board may conduct any necessary hearing by telephonic or other means otherwise authorized by law. The suspension shall remain in effect until the underlying indictment is finally resolved.

(b) The commissioner of health is authorized to promulgate rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, in order to implement this section.

(c) For the purposes of this section, " controlled substances" means substances regulated under title 39, chapter 17, part 4, or title 53, chapters 10

and 11, or the federal Controlled Substances Act, 21 U.S.C. § 801, et seq., as controlled substances.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.