



# *State of Tennessee*

## **PUBLIC CHAPTER NO. 961**

### **SENATE BILL NO. 2636**

**By Rose, Akbari**

Substituted for: House Bill No. 2845

By Gant, Bulso, Russell, Fritts, Grills, Travis, Lynn, Moody, Cepicky, Baum, Vital, Ragan, Hulsey, White; Mr. Speaker Sexton; Lamberth, Littleton, Carringer, Davis, Sherrell, Rudder, Doggett, Eldridge, Slater, Haston, Holsclaw, Gillespie, Howell, Richey, Leatherwood, Alexander, Todd, Garrett, Hawk, Keisling, Curtis Johnson, Barrett, Miller, Mitchell, Capley, Hurt, Hale, Hemmer, Pearson, Camper, Helton-Haynes, Wright, Love, Hill, Williams, Gary Hicks, Powers, Faison, Towns, Gloria Johnson, Parkinson, Burkhart, Stevens, Kumar, McCalmon, Greg Martin, Hazlewood, Zachary, Hakeem, Thompson, Behn, Shaw, Chism, McKenzie, Harris, Warner, Marsh, Hardaway, Powell, Butler, Whitson, Raper, Bricken

AN ACT to amend Tennessee Code Annotated, Title 38; Title 39; Title 55 and Title 57, relative to alcohol.

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

SECTION 1. This act is known and may be cited as the "Tennessee Prevention of Drunk Driving Act."

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 10, Part 4, is amended by adding the following new section:

(a)(1) No later than September 1, 2024, the speaker of the senate and the speaker of the house of representatives shall establish an advisory task force to review impaired driving and boating in Tennessee.

(2) The task force shall be composed of twelve (12) members, six (6) members to be appointed by the speaker of the senate and six (6) members to be appointed by the speaker of the house of representatives.

(3) The task force shall study current levels of impaired driving in this state and ways to reduce impaired driving, repeat offenders, and underage offenders.

(b)(1) The task force may request and receive assistance from any department, agency, or entity of state government, upon request from the chair.

(2) The task force shall invite members of the community who have relevant knowledge to testify before the task force.

(c) The task force is directed to submit a report of its findings and recommendations, including any suggested legislation, to the general assembly and the governor no later than December 1, 2025.

SECTION 3. Tennessee Code Annotated, Section 55-10-120, is amended by adding the following as a new subsection:

(c) A law enforcement officer investigating a motor vehicle accident resulting in the death of a person, and having probable cause to believe that an operator of a motor vehicle involved in the accident was driving under the influence of alcohol, shall investigate whether the operator was served alcoholic beverages or beer at an establishment licensed to sell alcoholic beverages or beer. The alcoholic beverage commission must be notified of the investigation within forty-eight (48) hours of the incident.

SECTION 4. Tennessee Code Annotated, Title 57, Chapter 1, Part 2, is amended by adding the following new section:

(a) Beginning in 2025, the commission shall submit to the members of the general assembly, by February 15 of each odd-numbered year, a biennial report to prevent underage drinking, drunk driving, and other harmful uses of alcohol.

(b) The report must include, but is not limited to, data collected relating to:

(1) Current statistics of violations issued by the commission;

(2) Current levels of alcohol-related traffic crashes and boating crashes resulting in death, injury, and property loss within this state;

(3) Current levels of alcohol-related arrests for driving or boating under the influence within this state;

(4) Current levels of alcohol recovery and treatment admissions within this state;

(5) Current levels of alcohol-related hospitalizations and alcohol-related emergency room visits within this state;

(6) Current levels of alcohol-attributable deaths within this state;

(7) Current programs conducted by state agencies to prevent underage alcohol consumption and other high-risk alcohol consumption within this state; and

(8) Prevention recommendations for underage alcohol consumption and other high-risk alcohol consumption.

(c) All appropriate state departments and agencies shall assist the commission with the report required by this section.

(d) The commission shall produce the report required in this section within the existing resources of the commission.

(e) Upon request, copies of the report must be provided to other public officials, public agencies, and the public. Electronic copies must be distributed to all members of the general assembly.

SECTION 5. Tennessee Code Annotated, Section 57-3-708, is amended by deleting the section and replacing it with the following:

Beginning January 1, 2025, each server permit is valid for two (2) years and each employee permit is valid for five (5) years. Employee and server permits issued prior to January 1, 2025, will expire five (5) years from their issuance date.

SECTION 6. Tennessee Code Annotated, Title 55, Chapter 10, Part 4, is amended by adding the following new section:

The impaired driving advisory council (IDAC) of the Tennessee highway safety office shall submit to the members of the general assembly by December 1 each year all reports, strategic plans, or recommendations to reduce impaired driving in Tennessee.

SECTION 7. This act takes effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 2636

PASSED: April 23, 2024

  
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RANDY McNALLY  
SPEAKER OF THE SENATE

  
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CAMERON SEXTON, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 9<sup>th</sup> day of May 2024

  
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BILL LEE, GOVERNOR