



# *State of Tennessee*

## **PUBLIC CHAPTER NO. 373**

**SENATE BILL NO. 312**

**By Watson**

Substituted for: House Bill No. 389

By Helton, Bricken, Thompson, Coley, Boyd, Sparks, Smith, Parkinson

AN ACT to amend Tennessee Code Annotated, Title 8 and Title 50, relative to drug testing.

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

SECTION 1. Tennessee Code Annotated, Title 50, Chapter 9, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Issued" means the date that the licensed physician physically wrote or electronically transmitted the prescription to the pharmacy; and

(2) "Valid prescription" means a prescription that is written or electronically sent by a licensed practitioner for the individual subject to a drug test pursuant to this chapter and filled in a licensed pharmacy.

(b) Notwithstanding this chapter to the contrary, the medical review officer shall only consider prescriptions issued within six (6) months prior to a positive confirmed drug result for purposes of determining a valid prescription and immunity from actions authorized by this chapter following a positive confirmed drug result.

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

SENATE BILL NO. 312

PASSED: May 1, 2019

  
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RANDY McNALLY  
SPEAKER OF THE SENATE

  
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GLEN CASADA, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 10<sup>th</sup> day of May 2019

  
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BILL LEE, GOVERNOR