



State of Tennessee
PUBLIC CHAPTER NO. 911

SENATE BILL NO. 2190

By Beavers, Burks, Crowe, Tracy, Faulk, Gresham, Overbey, Yager

Substituted for: House Bill No. 2333

By Dennis, Maggart, Hawk, Hill, Evans, Eldridge, John Deberry, Don Miller, Moore, Watson, Kevin Brooks, Harry Brooks, Dean, Swann, Haynes, Sanderson, Ryan Williams, Floyd, White, Curtis Johnson, Butt, Elam, Roach, Marsh, Ford, Cobb, Alexander, Parkinson, Holt, Gotto, Brown, Powers, Ragan, Sparks, Shipley, Faison, Halford, Favors, McManus, Fitzhugh

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 4, relative to methamphetamine and the methamphetamine registry.

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

SECTION 1. Tennessee Code Annotated, Section 39-17-436, is amended by deleting the section in its entirety and substituting instead the following:

(a) There is created within the Tennessee Bureau of Investigation a registry of persons convicted of a violation of any of the following offenses:

(1) § 39-17-417 or § 39-17-418 involving any substance listed in § 39-17-408(d)(2);

(2) § 39-17-431;

(3) § 39-17-433;

(4) § 39-17-435; or

(5) Conspiracy to commit, attempt to commit, or solicitation to commit any of the offenses listed in subdivisions (a)(1)–(4).

(b) This registry shall be maintained by the Tennessee Bureau of Investigation based upon information supplied to the bureau by the clerks pursuant to subsection (c) and the registry shall be made available for public inquiry on the Internet.

(c) The registry shall consist of the person's name, date of birth, offense or offenses requiring the person's inclusion on the registry, the conviction date and county of those offenses. If available after reasonable inquiry, the clerk shall provide the Bureau of Investigation with the person's driver license number and issuing state, or any other state or federal identification number, and such other identifying data as the bureau determines is necessary to properly identify the convicted person and exclude innocent persons. However, the registry available for public inquiry shall not include the person's social security number, driver license number, or any other state or federal identification number.

(d) The court clerks shall forward a copy of the judgment and date of birth of all persons who are convicted of a violation of the offenses described in subsection (a) to the Tennessee Bureau of Investigation. The information shall be forwarded to the bureau within forty-five (45) days of the date of judgment.

(e) The Tennessee Bureau of Investigation shall remove from the registry the name and other identifying information of persons who are convicted of a violation of the offenses described in subsection (a) seven (7) years after the date of the most recent conviction.

(f) Any person convicted of an offense or offenses for which placement on the methamphetamine registry is required pursuant to subsection (a) shall be prohibited from purchasing a non-exempt product containing any immediate methamphetamine precursor for the entire period such person is required to be on the registry.

SECTION 2. Tennessee Code Annotated, Section 39-17-431, is amended by deleting subdivisions (l)(1) and (l)(2) in their entirety, substituting instead the following and redesignating accordingly:

(1) The TBI, in cooperation with the NADDI which administers the NPLEx, shall devise a method to electronically notify NADDI at least every seven (7) days of any person placed on the methamphetamine registry pursuant to § 39-17-436(b). The notification shall include the first, middle and last names of the person, the person's date of birth and the person's driver license number or any other state or federal identification number. The NPLEx shall be designed to generate a stop-sale alert for any purchaser whose name has been submitted to the registry. Such person shall be prohibited from purchasing non-exempt products at the point-of-sale using the NPLEx.

SECTION 3. Tennessee Code Annotated, Section 39-17-431, is amended by deleting subdivision (m)(2)(B) and redesignating accordingly.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 2190

PASSED: April 24, 2012

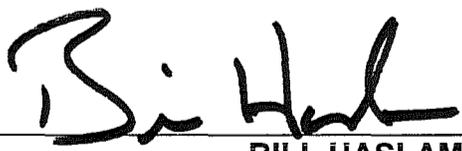


RON RAMSEY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 10th day of May 2012



BILL HASLAM, GOVERNOR