



# State of Tennessee

## PUBLIC CHAPTER NO. 336

HOUSE BILL NO. 868

By Representatives Sexton, Dale Carr, Doss, McCormick, Haynes, Ryan Williams

Substituted for: Senate Bill No. 705

By Senators McNally, Overbey, Burks, Campfield, Yager

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 4; Title 53; Title 63 and Chapter 880 of the Private Acts of 2012, relative to dispensing prescription medicines.

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

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 1, Part 3, is amended by adding the following as a new section:

63-1-313.

(a) Notwithstanding any provision of this title or title 53, chapters 10 and 11 to the contrary, no pain management clinic or medical doctor, osteopathic physician, advanced practice nurse with certificates of fitness to prescribe, or physician assistant working at a pain management clinic shall be permitted to dispense controlled substances; provided, however, this subsection shall not prohibit a medical doctor, osteopathic physician, advanced practice nurse with certificates of fitness to prescribe, or physician assistant working at a pain management clinic from providing to that practitioner's patient, without charge, a sample of a schedule IV or schedule V controlled substance in a quantity limited to an amount that is adequate to treat the patient for a maximum of seventy-two (72) hours.

(b) For the purposes of this section, "controlled substance" has the meaning given in § 39-17-402.

SECTION 2. Tennessee Code Annotated, Title 63-1-301(5), is amended by deleting the language "or dispensed," in its entirety.

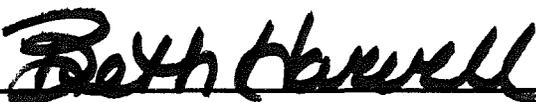
SECTION 3. Tennessee Code Annotated, Section 63-1-309(c), is amended by deleting the language "dispenses or" and "or dispensing" in their entireties.

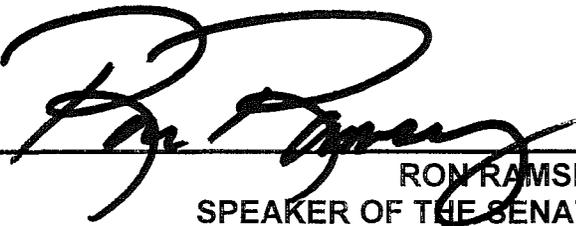
SECTION 4. Tennessee Code Annotated, Section 63-1-309(c), is amended by deleting the language "dispenses or" and "or dispensing" in their entireties.

SECTION 5. Section 4 of this act shall take effect 12:01 a.m. July 1, 2016, the public welfare requiring it. The remainder of this act shall take effect July 1, 2013, the public welfare requiring it.

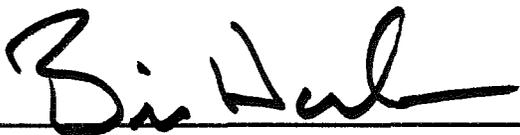
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PASSED: APRIL 16, 2013

  
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BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

  
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RON RAMSEY  
SPEAKER OF THE SENATE

APPROVED this 13<sup>th</sup> day of May 2013

  
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BILL HASLAM, GOVERNOR