



State of Tennessee

PUBLIC CHAPTER NO. 397

SENATE BILL NO. 494

By Briggs, Yarbro

Substituted for: House Bill No. 463

By Staples, Hardaway, Love, VanHuss, Camper, McCormick, Fitzhugh, Thompson, Halford, Forgety, Carter, Windle, Rogers, Crawford, Eldridge, Whitson, Matthew Hill, DeBerry, Dawn White, Powell

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3, relative to marriage by proxy.

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

SECTION 1. Tennessee Code Annotated, Section 36-3-104, is amended by designating the existing language of subsection (a) as subdivision (a)(1) and adding the following as a new subdivision (a)(2):

(A) If an applicant is a member of the armed forces of the United States stationed in another country in support of combat or another military operation, the applicant shall submit:

(i) A notarized statement containing the applicant's name, age, address in the United States, if applicable, and the names and addresses of the applicant's parents, guardian, or next of kin;

(ii) A certified copy of the applicant's deployment orders; and

(iii) An affidavit from the battalion, ship, or squadron commander, as applicable, notarized by the judge advocate stating that the applicant is deployed.

(B) A person submitting a statement under subdivision (a)(2)(A) who intends to appear for the marriage ceremony via video conferencing pursuant to § 36-3-302(b) must indicate such intention in the statement.

SECTION 2. Tennessee Code Annotated, Section 36-3-302, is amended by designating the existing language as subsection (a) and adding the following as a new subsection (b):

(b) For the purposes of satisfying the requirement in subsection (a) that each party must make a declaration in the presence of a minister or officer, a member of the armed forces of the United States may appear at the marriage ceremony via video conferencing if:

(1) The member of the armed forces is stationed in another country in support of combat or another military operation;

(2) A commissioned officer is present with, and confirms the identity of, the member of the armed forces;

(3) A person authorized to solemnize marriages pursuant to § 36-3-301 is present with, and confirms the identity of, the person who is marrying the member of the armed forces; and

(4) The person who is marrying the member of the armed forces is present in this state.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: May 4, 2017


RANDY McNALLY
SPEAKER OF THE SENATE


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 18th day of May 2017


BILL HASLAM, GOVERNOR