

SENATE BILL 1461

By Overbey

AN ACT to amend Tennessee Code Annotated, Section 4-1-406, relative to flag display.

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

SECTION 1. Tennessee Code Annotated, Section 4-1-406(b), is amended by deleting the subsection in its entirety and substituting instead the following language:

(1) As used in this subsection (b), "member of the armed services" means a citizen of Tennessee who is a member of the armed forces of the United States, or a member of a reserve or Tennessee national guard unit who is called into active military service of the United States, as defined in § 58-1-102, and is stationed outside the United States during hostilities in which military personnel are entitled to combat compensation as determined by the United States department of defense.

(2) Notwithstanding any law to the contrary, in the event a member of the armed services, while serving honorably, is killed in action or dies as a direct result of injuries sustained from a service connected, combat-related cause, the governor shall proclaim a statewide day of mourning and shall order the state flag to be flown at half-staff over the state capitol during such period of mourning.

(3) The names of all members of the armed services for whom a statewide day of mourning is declared pursuant to subdivision (b)(2) shall be recorded in the journals of the senate and the house of representatives.

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