

SENATE BILL 812

By Hensley

AN ACT to amend Tennessee Code Annotated, Title 36,
Chapter 4, relative to distribution of marital
property.

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

SECTION 1. Tennessee Code Annotated, Section 36-4-121(a)(1), is amended by deleting the subdivision and substituting instead the following:

(1) In all actions for divorce or legal separation, prior to any determination as to whether it is appropriate to order the support and maintenance of one (1) party by the other, the court having jurisdiction may:

(A) Upon request of either party, equitably divide, distribute, or assign the marital property between the parties without regard to marital fault in proportions as the court deems just; or

(B) In its discretion, equitably divide, distribute, or assign the property between the parties based on marital fault in proportions as the court deems just.

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