

SENATE BILL 1871

By Lundberg

AN ACT to amend Tennessee Code Annotated, Title 36,
Chapter 3, Part 6, relative to orders of protection.

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

SECTION 1. Tennessee Code Annotated, Section 36-3-609, is amended by deleting subsection (b) and substituting instead the following:

(b) As used in subsection (a), service upon a party or counsel shall be made by delivering to such party or counsel a copy of the order of protection, or by the clerk mailing it to the party's last known address by registered mail, return receipt requested. In the event the party's last known address is unknown and cannot be ascertained upon diligent inquiry, the certificate of service shall so state. Service by mail is complete upon receipt by the clerk of the completed return receipt. If delivery of process made by registered mail is refused by the addressee of the process, and the refusal is evidenced by an appropriate notation of the fact by the postal authorities, such refusal shall be the equivalent of delivery and adequately constitutes service. In order to complete service of process in a timely manner on a party who lives outside the county where the order was issued, the clerk may transmit the order to the sheriff in the appropriate county by facsimile or other electronic transmission.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.