

West's Tennessee Code Annotated [Currentness](#)

Title 36. Domestic Relations

▢ [Chapter 4. Divorce and Annulment](#)

→ **§ 36-4-104. Domicile and residence; military forces**

(a) A divorce may be granted for any of the causes referenced in [§ 36-4-101](#) if the acts complained of were committed while the plaintiff was a bona fide resident of this state or if the acts complained of were committed out of this state and the plaintiff resided out of the state at the time, if the plaintiff or the defendant has resided in this state six (6) months next preceding the filing of the complaint.

(b) For the purposes of this section, any person in the armed services of the United States, or the spouse of any such person, who has been living in this state for a period of not less than one (1) year shall be presumed to be a resident of this state, and the presumption of residence shall be overcome only by clear and convincing evidence of a domicile elsewhere.

CREDIT(S)

1799 Acts, c. 19, § 7; 1835-1836 Acts, c. 26, § 1; 1839-1840 Acts, c. 54, § 1; 1845-1846 Acts, c. 67, § 1; 1957 Pub.Acts, c. 274, § 1; 1971 Pub.Acts, c. 363, § 1; 1973 Pub.Acts, c. 219, § 1; 1976 Pub.Acts, c. 548, § 1.

**Formerly** 1858 Code, § 2450; Shannon's Code, § 4203; 1932 Code, § 8428; § 36-803.

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