

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 396
Committee Substitute Favorable 4/22/91

Short Title: Clarify Alimony Law.

(Public)

Sponsors:

Referred to:

March 28, 1991

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE OBSOLETE LANGUAGE FROM CHAPTER 50 OF THE
3 GENERAL STATUTES AND TO MOVE CLARIFYING PROVISIONS TO A
4 MORE APPROPRIATE PLACE IN CHAPTER 50.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 50-19(c) is repealed.
7 Sec. 2. G.S. 50-11(c) reads as rewritten:
8 "(c) A divorce obtained pursuant to G.S. 50-5.1 or G.S. 50-6 shall not affect the
9 rights of either spouse with respect to any action for alimony or alimony **pendente lite**
10 pending at the time the judgment for divorce is granted. ~~Except in case of divorce~~
11 ~~obtained with personal service on the defendant spouse, either within or without the~~
12 ~~State, upon the grounds of the adultery of the dependent spouse, a decree of absolute~~
13 ~~divorce~~ Furthermore, a judgment of absolute divorce shall not impair or destroy the
14 right of a spouse to receive alimony ~~and~~ or alimony **pendente lite** or affect any other
15 rights provided for such spouse under any judgment or decree of a court rendered before
16 or at the time of ~~the rendering of the judgment for~~ of absolute divorce."
17 Sec. 3. This act becomes effective October 1, 1991.