

Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

Amendment Form

Subtitle of House Bill No. 1943

TO PROHIBIT THE AWARD OF ALIMONY TO PERSONS CONVICTED OF A DOMESTIC VIOLENCE
OFFENSE.

Amendment No. 2 to House Bill No. 1943

Amend House Bill No. 1943 as engrossed, H3/17/17 (version: 03/17/2017 11:39:39 AM)

Delete SECTION 1 in its entirety and substitute the following:

"SECTION 1. Arkansas Code § 9-12-312(a)(1), concerning an order of the court concerning the care of children and alimony when a divorce decree is entered, is amended to read as follows:

(a)(1)(A) When a decree is entered, the court shall make an order concerning the care of the children, if there are any, and an order concerning alimony, if applicable, as are reasonable from the circumstances of the parties and the nature of the case.

(B) A court may deny an award of alimony to a person convicted of an offense involving domestic violence against the payer spouse who is the victim of that crime or offense.

(C) In determining the nature, amount, and duration of an award of alimony, and whether a person is subject to subdivision (a)(1)(B) of this section, the court may consider the circumstances and factors that contributed to the dissolution of the marriage, specifically including any ground for divorce, and any other factors necessary to consider the equities between the parties."

AND

Page 1, delete line 36, and substitute the following:

"(2)(A) A court may terminate an alimony award if the recipient of the alimony award is subsequently convicted of an offense involving domestic violence against the payer spouse.

(B) In determining whether an alimony award under subdivision (a)(2)(A) of this section may be terminated, the court may consider the circumstances and factors that contributed to the dissolution of the marriage, specifically including any ground for divorce, and any other factors necessary to consider the equities between the parties."

AND



Page 2, delete lines 1 through 3

The Amendment was read _____
By: Representative C. Douglas
JNL/JNL - 03-21-2017 08:05:15
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Chief Clerk