

HB 293 - AS INTRODUCED

2015 SESSION

15-0604
05/01

HOUSE BILL **293**

AN ACT relative to the renewal or modification of an alimony order.

SPONSORS: Rep. Kellogg, Rock 14

COMMITTEE: Children and Family Law

ANALYSIS

This bill requires that a new petition for alimony be made prior to the divorce decree and that a motion to renew alimony be made prior to termination of the original order. The bill also requires a substantial change in circumstances to renew or modify an existing alimony order.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through.~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fifteen

AN ACT relative to the renewal or modification of an alimony order.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Divorce; Alimony. Amend RSA 458:19, I to read as follows:

2 I. Upon motion of either party for alimony payments, the court shall make orders for the
3 payment of alimony to the party in need of alimony, either temporary or permanent, for a definite or
4 indefinite period of time, if the motion for alimony payments is made [~~within 5 years of~~] **prior to** the
5 decree of nullity or divorce and the court finds that:

6 2 Divorce; Alimony. Amend RSA 458:19, VII to read as follows:

7 VII.**(a)** In cases where the court issues an order for permanent alimony for a definite period
8 of time, such order may be renewed, upon the petition of either party, provided that such petition is
9 made [~~within 5 years of~~] **prior to** the termination date of the permanent alimony order. Nothing in
10 this paragraph shall be construed to change or alter in any way the terms of the original alimony
11 order.

12 **(b) Any party seeking to renew or modify an order for alimony shall demonstrate**
13 **that a substantial change in circumstances has arisen since the initial order, making the**
14 **current alimony amount either improper or unfair.**

15 3 Effective Date. This act shall take effect January 1, 2016.