

[First Reprint]
ASSEMBLY, No. 79

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman KAVANAUGH and Assemblywoman CRECCO

1 AN ACT concerning alimony and amending N.J.S.2A:34-25.

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3 **BE IT ENACTED** by the Senate and General Assembly of the State
4 of New Jersey:

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6 1. N.J.S.2A:34-25 is amended to read as follows:

7 2A:34-25. If after the judgment of divorce a former spouse shall
8 remarry, permanent alimony shall terminate as of the date of
9 remarriage except that any arrearages that have accrued prior to the
10 date of remarriage shall not be vacated or annulled. A former spouse
11 who remarries shall ¹[immediately] promptly¹ so inform the spouse
12 paying permanent alimony ¹as well as the collecting agency, if any¹.
13 The court ¹[shall] may¹ order ¹[an]such¹ alimony recipient who fails
14 to comply with the notification provision of this act to pay any
15 ¹reasonable¹ attorney fees and court costs incurred by the recipient's
16 former spouse as a result of such non-compliance.

17 The remarriage of a former spouse receiving rehabilitative alimony
18 shall not be cause for termination of the rehabilitative alimony by the
19 court unless the court finds that the circumstances upon which the
20 award was based have not occurred or unless the payer spouse
21 demonstrates an agreement or good cause to the contrary.

22 Alimony shall terminate upon the death of the payer spouse, except
23 that any arrearages that have accrued prior to the date of the payer
24 spouse's death shall not be vacated or annulled.

25 Nothing in this act shall be construed to prohibit a court from
26 ordering either spouse to maintain life insurance for the protection of
27 the former spouse or the children of the marriage in the event of the
28 payer spouse's death.

29 (cf: P.L.1988, c.153, s.7)

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31 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AJU committee amendments adopted June 10, 1996.

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3 Requires notification of re-marriage by ex-spouse receiving alimony.