

[Passed Both Houses]

[First Reprint]

ASSEMBLY, No. 79

---

# STATE OF NEW JERSEY

---

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman KAVANAUGH, Assemblywoman CRECCO,  
Senators Martin, Ewing and Cafiero

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

2

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

5

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 <sup>1</sup>[immediately] promptly<sup>1</sup> so inform the spouse  
12 paying permanent alimony <sup>1</sup>as well as the collecting agency, if any<sup>1</sup>.  
13 The court <sup>1</sup>[shall] may<sup>1</sup> order <sup>1</sup>[an]such<sup>1</sup> alimony recipient who fails  
14 to comply with the notification provision of this act to pay any  
15 <sup>1</sup>reasonable<sup>1</sup> 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

**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:

<sup>1</sup> Assembly AJU committee amendments adopted June 10, 1996.

1 payer spouse's death.

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

3

4 2. This act shall take effect immediately.

5

6

7

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