

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE BILL NO. 30

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to actions for divorce and  
7 annulment; amending Secs. 56-5-8, 56-5-9  
8 and 56-5-10 ACLA 1949; and declaring an  
9 effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 Section 1. Sec. 56-5-8 ACLA 1949 is hereby amended to read  
12 as follows:

13 Sec. 56-5-8. RESIDENCE REQUIREMENT: ACTION TO DECLARE  
14 MARRIAGE VOID. When a marriage has been solemnized in the  
15 State ~~TERRITORY~~ an action may be maintained at any time to  
16 declare it void if the plaintiff is an inhabitant of the  
17 State ~~TERRITORY AT THE COMMENCEMENT OF THE ACTION~~. If the  
18 marriage has not been solemnized in the State ~~TERRITORY~~,  
19 such action can only be maintained when the plaintiff has  
20 been an inhabitant thereof for one year ~~TWO YEARS~~ prior to  
21 the commencement of an action.

22 Sec. 2. Sec. 56-5-9 ACLA 1949 is hereby amended to read as  
23 follows:

24 Sec. 56-5-9. ACTIONS FOR DIVORCE: DETERMINATION OF  
25 RESIDENCE ~~AND CAUSE FOR DIVORCE~~. No divorce shall be  
26 granted by the courts of the State ~~TERRITORY~~, unless the  
27 applicant therefor shall have resided in the State ~~TERRI-~~  
28 ~~TORY~~ for one year ~~TWO YEARS~~ next preceding the applica-  
29 tion ~~,~~ WHICH RESIDENCE AND ALL CAUSES FOR DIVORCE SHALL BE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

DETERMINED BY THE COURT UPON EVIDENCE ADDUCED IN OPEN COURT.

Sec. 3. Sec. 56-5-10 ACLA 1949 is hereby amended to read as follows:

Sec 56-5-10. JURISDICTION. In an action for the dissolution of the marriage contract the plaintiff therein must be an inhabitant of the State ~~TERRITORY~~ at the commencement of the action and for one year ~~TWO YEARS~~ prior thereto, which residence shall be sufficient to give the court jurisdiction without regard to the place where the marriage was solemnized or the cause of action arose.

Sec. 4. This Act shall take effect immediately upon its passage and approval, or upon its becoming law without such approval.