

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE BILL NO. 96

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act amending Section 56-5-10 ACLA 1949
7 as amended by HB #30 SLA 1959, by providing
8 that a wife may acquire a residence or
9 domicile separate from that of her husband;
10 that residence of the husband shall inure
11 to her benefit; that persons in military
12 service shall be deemed residents in good
13 faith; and providing for an effective date."

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

15 Section 1. Sec. 56-5-10 ACLA 1949 as amended by HB #30 SLA
16 1959 is hereby amended to read as follows:

17 Sec. 56-5-10. JURISDICTION. In an action to dissolve
18 a marriage contract, or to declare void a marriage which was
19 not solemnized in Alaska, [IN AN ACTION FOR THE DISSOLUTION
20 OF THE MARRIAGE CONTRACT] the plaintiff therein must be an
21 inhabitant of the State at the commencement of the action
22 and for one year prior thereto, which residence shall be
23 sufficient to give the court jurisdiction without regard to
24 the place where the marriage was solemnized or the cause of
25 action arose. In an action to dissolve a marriage contract,
26 or to declare void a marriage which was not solemnized in
27 Alaska, wherein the wife is plaintiff, the residence of the
28 husband in this state shall inure to her benefit and she may
29 institute such action setting up any of the causes for

1 dissolution of the marriage contract or the declaration of
2 its invalidity permitted by the laws of this state immedi-
3 ately after the accrual thereof, providing her husband shall
4 have been qualified as to residence to institute a similar
5 action; persons serving in any military branch of the United
6 States government who have been continuously stationed in any
7 military base or installation in the state of Alaska for
8 such period of one (1) year, shall for the purposes hereof,
9 be deemed residents in good faith of the state of Alaska.
10 Wives are permitted to acquire a separate residence or
11 domicile from that of the husband, without reference among
12 other factors to misconduct or consent of the husband.

13 Sec. 2. This Act shall take effect immediately upon its
14 passage and approval, or upon its becoming law without such
15 approval.
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