



## SENATE BILL 416: No One-Yr Separation Req/Felony Conviction

2015-2016 General Assembly

|                       |   |                     |                   |
|-----------------------|---|---------------------|-------------------|
| <b>Committee:</b>     | Senate Judiciary I                      | <b>Date:</b>        | April 21, 2015    |
| <b>Introduced by:</b> | Sens. J. Jackson, Harrington, Barringer | <b>Prepared by:</b> | Susan Sitze       |
| <b>Analysis of:</b>   | First Edition                           |                     | Committee Counsel |

**SUMMARY:** *Senate Bill 416 would eliminate the required one-year period of separation for absolute divorce when a spouse is convicted of a certain level felony and the convicted felon's spouse is the named victim.*

**CURRENT LAW:** G.S. 50-6 authorizes divorce when the husband and wife have lived separate and apart for one year, and the plaintiff in the suit has lived in the State for a period of six months.

**BILL ANALYSIS:** Senate Bill 416 would provide that if a person is convicted of a Class A, B1, B2, C, D, E, or F felony, or attempt or conspiracy thereof, and the named victim of the crime is the person's spouse, then the spouse who is the victim may petition for divorce without having to meet the one-year period of separation.

**EFFECTIVE DATE:** This act is effective when it becomes law and applies to actions commenced on or after that date.

O. Walker Reagan  
Director



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