

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 875 Session of 2021

INTRODUCED BY IRVIN, BERNSTINE, RYAN, SCHMITT AND WARREN, MARCH 11, 2021

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF REPRESENTATIVES, AS AMENDED, MARCH 30, 2022

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in dissolution of marital status,
3 further providing for decree of court.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 3323 of Title 23 of the Pennsylvania <--
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 3323. Decree of court.

9 * * *

10 (c) Existing life insurance policies. A decree of divorce
11 or annulment of the marriage shall include a provision informing
12 the parties to update the beneficiary status on an existing life
13 insurance policy if it is the intention of one of the parties
14 to keep the other party as a beneficiary on the life insurance
15 policy.

16 SECTION 1. SECTION 3323(B) OF TITLE 23 OF THE PENNSYLVANIA <--
17 CONSOLIDATED STATUTES IS AMENDED AND THE SECTION IS AMENDED BY
18 ADDING A SUBSECTION TO READ:

1 § 3323. DECREE OF COURT.

2 * * *

3 (B) CONTENTS OF DECREE.--A DECREE GRANTING A DIVORCE OR AN
4 ANNULMENT SHALL INCLUDE, AFTER A FULL HEARING, WHERE THESE
5 MATTERS ARE RAISED IN ANY PLEADINGS, AN ORDER DETERMINING AND
6 DISPOSING OF EXISTING PROPERTY RIGHTS AND INTERESTS BETWEEN THE
7 PARTIES, CUSTODY, PARTIAL CUSTODY AND VISITATION RIGHTS, CHILD
8 SUPPORT, ALIMONY, REASONABLE ATTORNEY FEES, COSTS AND EXPENSES
9 AND ANY OTHER RELATED MATTERS, INCLUDING THE ENFORCEMENT OF
10 AGREEMENTS VOLUNTARILY ENTERED INTO BETWEEN THE PARTIES AND
11 ACCOMPANIED BY THE INFORMATION REQUIRED UNDER SUBSECTION (B.1).
12 IN THE ENFORCEMENT OF THE RIGHTS OF ANY PARTY TO ANY OF THESE
13 MATTERS, THE COURT SHALL HAVE ALL NECESSARY POWERS, INCLUDING,
14 BUT NOT LIMITED TO, THE POWER OF CONTEMPT AND THE POWER TO
15 ATTACH WAGES.

16 (B.1) EXISTING BENEFICIARY DESIGNATIONS.--AN ORDER
17 ACCOMPANYING A DECREE OF DIVORCE OR ANNULMENT OF THE MARRIAGE
18 SHALL INCLUDE A PROVISION INFORMING THE PARTIES TO REAFFIRM OR
19 CHANGE THE BENEFICIARY STATUS ON AN EXISTING LIFE INSURANCE
20 POLICY, ANNUITY CONTRACT, PENSION, PROFIT-SHARING PLAN OR OTHER
21 CONTRACTUAL ARRANGEMENT PROVIDING FOR PAYMENT TO THE SPOUSE IF
22 IT IS THE INTENTION OF ONE OF THE PARTIES TO KEEP OR CHANGE THE
23 OTHER PARTY AS A BENEFICIARY. THE PROVISION SHALL ALSO WARN THE
24 PARTIES THAT FAILURE TO DO SO MAY RESULT IN REVOCATION OF THE
25 BENEFICIARY DESIGNATION PURSUANT TO 20 PA.C.S. § 6111.2
26 (RELATING TO EFFECT OF DIVORCE OR PENDING DIVORCE ON DESIGNATION
27 OF BENEFICIARIES). THE PROVISION SHALL BE A FORM AS MAY BE
28 PRESCRIBED BY GENERAL RULE.

29 * * *

30 Section 2. This act shall take effect in ~~60~~ 180 days.

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