

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 2494 Session of  
1998

---

INTRODUCED BY MAITLAND, NICKOL, BELFANTI, FORCIER, CORNELL,  
DeLUCA, EGOLF, GIGLIOTTI, HALUSKA, LYNCH, PETRONE, RAMOS,  
SCRIMENTI, STEELMAN, E. Z. TAYLOR, TRELLO AND JAMES,  
APRIL 1, 1998

---

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 1, 1998

---

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, further providing for alimony pendente  
3 lite, counsel fees and expenses.

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

6 Section 1. Section 3702 of Title 23 of the Pennsylvania  
7 Consolidated Statutes, amended December 16, 1997 (P.L.549,  
8 No.58), is amended to read:

9 § 3702. Alimony pendente lite, counsel fees and expenses.

10 (a) General rule.--In proper cases, upon petition, the court  
11 may allow a spouse reasonable alimony pendente lite, spousal  
12 support and reasonable counsel fees and expenses. Reasonable  
13 counsel fees and expenses may be allowed pendente lite, and the  
14 court shall also have authority to direct that adequate health  
15 and hospitalization insurance coverage be maintained for the  
16 dependent spouse pendente lite.

17 (b) Relevant factors.--In determining whether alimony

pendente lite, spousal support and reasonable counsel fees and expenses are necessary and in determining the amount of payment, the court shall consider all relevant factors pursuant to section 3701(b) (relating to alimony).

(c) Effect of remarriage.--An obligation to pay alimony pendente lite shall cease upon the remarriage of the party receiving alimony pendente lite, provided, however, that any amount of alimony pendente lite in arrears at the time the obligation ceases shall remain due and payable in accordance with the prior court order or an order entered pursuant to section 3703 (relating to enforcement of arrearages).

Section 2. This act shall take effect in 60 days.