

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1250 Session of 2017

INTRODUCED BY DELOZIER, A. HARRIS, M. K. KELLER, ROTHMAN, IRVIN AND SOLOMON, APRIL 19, 2017

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 19, 2017

AN ACT

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

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

7 Section 1. Section 3702 of Title 23 of the Pennsylvania
 8 Consolidated Statutes is amended to read:

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

10 [In proper cases, upon petition, the] The court may allow a
 11 spouse reasonable alimony pendente lite[,] or spousal support
 12 [and reasonable counsel fees and expenses.] upon determining
 13 that the income and resources of the petitioning spouse are
 14 insufficient to provide for that spouse's basic needs, including
 15 the costs of prosecuting or defending the divorce action.

16 Reasonable counsel fees and expenses may be allowed pendente
 17 lite, and the court shall also have authority to award exclusive
 18 use of the family home or any other dwelling which is available
 19 for use as a residence to either of the parties pendente lite

1 and to direct that adequate health and hospitalization insurance
2 coverage be maintained for the dependent spouse pendente lite. A
3 determination under this section that alimony pendente lite or
4 spousal support is warranted shall not be based solely upon any
5 rule of court setting forth presumptive guidelines for the
6 calculation of support or upon the party's standard of living
7 during the marriage.

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