

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 1333

DATE: March 24, 2016

Version: The delete everything amendment (H1333DE1)

Authors: Scott and others

Subject: Termination of spousal support based on cohabitation

Analyst: Mary Mullen

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd/.

Overview

Allows for spousal maintenance to be terminated when the party receiving spousal maintenance is cohabitating with another person.

Section

- 1** **Maintenance on death, cohabitation, or remarriage.** Allows for modification or termination of spousal maintenance when the party receiving the maintenance is found to be cohabitating with another individual and directs the court to base a determination on specific criteria. Current law allows for termination of spousal maintenance on the death or remarriage of the spouse receiving the maintenance. This bill provides that when the parties have agreed or the court has ordered that maintenance will continue despite cohabitation, or the parties have stipulated to limit the court's jurisdiction over maintenance, this section will not apply. This bill excludes: parents, grandparents, children, siblings, aunts, uncles, and first cousins from being considered as a cohabitating partner.