SENATE STATE OF MINNESOTA EIGHTY-SEVENTH LEGISLATURE

A bill for an act

relating to marriage; modifying grounds for marriage dissolution; requiring

S.F. No. 1966

(SENATE AUTHORS: HANN, Hall and Jungbauer)

1.1

1.2

1.22

DATED-PGOFFICIAL STATUS02/20/20123855Introduction and first reading Referred to Judiciary and Public Safety03/01/20124080Author stricken Hoffman

| 1.3 1.4 | two-year waiting period in certain instances; amending Minnesota Statutes 2010, section 518.06, by adding a subdivision. |
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| 1.5 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA: |
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| 1.6 | Section 1. Minnesota Statutes 2010, section 518.06, is amended by adding a |
| 1.7 | subdivision to read: |
| 1.8 | Subd. 4. Contested dissolutions involving minor children. (a) If a petition for |
| 1.9 | dissolution of a marriage is disputed by one of the parties and there is a minor child in the |
| 1.10 | home, the court may only grant a dissolution: |
| 1.11 | (1) following a two-year waiting period; or |
| 1.12 | (2) upon the court finding one or more of the following grounds: |
| 1.13 | (i) adultery; |
| 1.14 | (ii) domestic abuse as defined in section 518B.01, subdivision 2; |
| 1.15 | (iii) a refusal to seek or comply with treatment or aftercare for chemical dependency |
| 1.16 | when indicated by an evaluation; or |
| 1.17 | (iv) desertion of one of the parties for a period of two years or more. |
| 1.18 | (b) Upon finding that a waiting period is required by this subdivision, the court |
| 1.19 | shall suspend all further proceedings on the matter until the waiting period has been |
| 1.20 | completed, except that the court may make temporary orders as provided in section |
| 1.21 | 518.131. The waiting period commences on the date of the respondent's filing of an |

Section 1.

answer or counterpetition to the petition.

S.F. No. 1966, as introduced - 87th Legislative Session (2011-2012) [12-4777]

| 2.1 | (c) The court may grant a petition for dissolution immediately if, during a waiting |
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| 2.2 | period otherwise required by this subdivision, the court finds that one of the grounds for |
| 2.3 | immediate dissolution listed in paragraph (a), clause (2), has occurred. |

Sec. 2. **EFFECTIVE DATE.**

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Section 1 is effective August 1, 2012, and applies to petitions for dissolution of
marriage filed on or after that date.

Sec. 2. 2