

# State of South Dakota

EIGHTY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2006

381M0589

## HOUSE BILL NO. 1099

Introduced by: Representatives Elliott, Bradford, and Kroger and Senators Hundstad and Kooistra

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the allowance for  
2 support when a divorce is granted.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 25-4-41 be amended to read as follows:

5 25-4-41. ~~Where~~ When a divorce is granted, the court may compel one party to make such  
6 suitable allowance to the other party for support during the life of that other party or for a shorter  
7 period, as the court ~~may deem~~ deems just, having regard to the circumstances of the parties  
8 represented; ~~and the~~. The court may from time to time modify its orders in these respects. If the  
9 party receiving the support cohabitates with another or becomes pregnant by another, the party  
10 paying the support may petition the court, and upon finding that the party receiving the support  
11 cohabitates with another or became pregnant by another, the court may terminate the support  
12 allowance.

