

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 1343

H. P. 1033

House of Representatives, March 12, 1969

Referred to Committee on Judiciary. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Ouellette of So. Portland, by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Alimony and Separate Maintenance in Divorce Actions.

Be it enacted by the People of the State of Maine, as follows :

R. S., T. 19, § 726, additional. Title 19 of the Revised Statutes is amended by adding a new section 726, to read as follows :

§ 726. Alimony and separate maintenance

No alimony shall be allowed to either party in a divorce proceeding.

Separate maintenance may be granted by the court if either party is unable to support himself, because of physical or mental disability, to the extent that even with rehabilitation training that party cannot be selfsupporting, which is conclusively established, and the other party is able to furnish support, provision therefor shall be made. The support payments, in this event, shall be in keeping with the ability of the party to supply the support, the need of the other party for such support and a positive finding shall be made that the party asking for the support has no other means of support other than that which might be secured through state welfare or other welfare agencies. If either party is unable to support themselves, they shall be eligible for state sponsored retraining programs.

The support decree shall not be effective for more than 6 months unless agreed to by both parties.

When an action is brought for continued support after the divorce proceedings, each party to the action will be required to pay its own legal expenses and other court costs.