**South Carolina General Assembly**

121st Session, 2015-2016

**H. 3112**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. W.J. McLeod, Cobb‑Hunter, M.S. McLeod, Bannister, Hixon, Spires, Gagnon, J.E. Smith, Herbkersman, Knight, Murphy, Brannon, McCoy, Horne, Norrell, Rutherford, Jefferson, Weeks, D.C. Moss, Bernstein, Whipper and Hicks

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Introduced in the House on January 13, 2015

Currently residing in the House Committee on **Judiciary**

Summary: Grounds for Divorce

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/11/2014 House Prefiled

12/11/2014 House Referred to Committee on **Judiciary**

1/13/2015 House Introduced and read first time ([House Journal‑page 100](file:///h:\HJ%20Archive\2015\01-13-15.docx))

1/13/2015 House Referred to Committee on **Judiciary** ([House Journal‑page 100](file:///h:\HJ%20Archive\2015\01-13-15.docx))

3/17/2015 House Member(s) request name added as sponsor: Bannister, Hixon, Spires, Gagnon, J.E.Smith, Herbkersman, Knight, Murphy, Brannon, McCoy, Horne, Norrell, Rutherford, Jefferson, Weeks, D.C.Moss, Bernstein, Whipper, Hicks

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**VERSIONS OF THIS BILL**

[12/11/2014](file:///p:\pprever\2015-16\3112_20141211.docx)

**A** **BILL**

TO AMEND SECTION 20‑3‑10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO GROUNDS FOR DIVORCE, SO AS TO PROVIDE THAT A DIVORCE MAY BE GRANTED ON THE GROUND OF CONTINUOUS SEPARATION FOR ONE HUNDRED EIGHTY DAYS, RATHER THAN FOR ONE YEAR.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 20‑3‑10 of the 1976 Code is amended to read:

“Section 20‑3‑10. No divorce from the bonds of matrimony ~~shall~~ may be granted except upon one or more of the following grounds~~, to wit~~:

(1) adultery;

(2) desertion for a period of one year;

(3) physical cruelty;

(4) habitual drunkenness; ~~provided, that~~ this ground ~~shall~~ must be construed to include habitual drunkenness caused by the use of any narcotic drug; or

(5) on the application of either party if and when the husband and wife have lived separate and apart without cohabitation for a period of one ~~year~~ hundred eighty days. A plea of res judicata or of recrimination with respect to any other provision of this section ~~shall~~ is not ~~be~~ a bar to either party obtaining a divorce on this ground.”

SECTION 2. This act takes effect upon approval by the Governor.

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