

SECTION 2. That existing section 3105.01 of the Revised Code is hereby repealed.

Speaker _____ *of the House of Representatives.*

President _____ *of the Senate.*

Passed _____, 1974

Approved _____, 1974

Governor.

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code.

Director, Legislative Service Commission.

Filed in the office of the Secretary of State at Columbus, Ohio, on the _____ day of _____, A. D. 1974.

Secretary of State.

File No. _____

Effective Date _____

(Amended Senate Bill No. 348)

AN ACT

To amend section 3105.01 of the Revised Code to include living apart without cohabitation for an uninterrupted period of two years as a ground for divorce.

Introduced by

MESSRS. GILLMOR-O'SHAUGHNESSY-
WOODLAND-NORRIS-CRUZE

Passed by Senate,

....., 1974

Passed by the House of Representatives,

....., 1974

*Filed in the office of the Secretary of State
at Columbus, Ohio, on the*

..... day of, A. D. 1974

Secretary of State.

FILE COPY

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Am. S.B. 348

(As reported by House Judiciary Committee)

Sens. Gillmor - O'Shaughnessy - Woodland
Rep. Norris

- Creates a new cause upon which a divorce may be granted.

PURPOSE

To provide a ground for divorce where a couple is separated with no chance of reconciliation.

CONTENT AND OPERATION

The bill would allow a divorce to be granted after the application of either party when a husband and wife have lived separate and apart, without interruption or cohabitation, for two years. The defenses of res judicata (a previous action by a court wherein a divorce had been refused to either of the parties) and recrimination (an act or acts by the party seeking the divorce, which would entitle the other party to a divorce) would not be available against this new cause for divorce while they ordinarily would be and are available to a party in a case brought on other grounds.

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HISTORY

<u>ACTION</u>	<u>DATE</u>	<u>JOURNAL ENTRY</u>
Introduced	4-18-73	p. 16
Reported, S. Judiciary	5-24-73	p. 2
Passed Senate	6- 5-73	pp. 6-7
Reported, H. Judiciary	7-25-73	p. 64
Passed House	1-15-74	p. 1797
Senate concurred		
House amendments	1-22-74	p. 1085