

SENATE BILL No. 255

March 16, 1989, Introduced by Senators DI NELLO, BARCIA, FREDRICKS, CARL, FAUST, GEO. HART, MACK, IRWIN, GEAKE, BINSFELD and FESSLER and referred to the Committee on Judiciary.

A bill to amend the title of Act No. 42 of the Public Acts of 1949, entitled as amended

"An act to confer power upon the circuit court of this state to include in decrees of divorce and of separate maintenance provisions awarding to a party all or part of the property, either real or personal, owned by his or her spouse if the facts establish that the party contributed to the acquisition, improvement, or accumulation of the property,"

as amended, being sections 552.401 to 552.402 of the Michigan Compiled Laws; and to add section 1a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Section 1. The title of Act No. 42 of the Public Acts of
- 2 1949, as amended, being sections 552.401 to 552.402 of the
- 3 Michigan Compiled Laws, is amended and section 1a is added to
- 4 read as follows:

TITLE

1
2 An act to confer power upon the circuit court of this state
3 to include in decrees of divorce ~~and of~~ OR separate maintenance
4 provisions awarding to a party all or part of the property,
5 either real or personal, owned by his or her spouse if the facts
6 establish that the party contributed to the acquisition, improve-
7 ment, or accumulation of the property OR AN ADVANCED DEGREE OR
8 EDUCATION TOWARD AN ADVANCED DEGREE.

9 SEC. 1A. THE CIRCUIT COURT OF THIS STATE MAY ORDER A PARTY
10 IN A DECREE OF DIVORCE OR SEPARATE MAINTENANCE ENTERED IN THE
11 CIRCUIT COURT TO COMPENSATE HIS OR HER SPOUSE FOR THE PARTY'S
12 ACQUISITION OF AN ADVANCED DEGREE OR, IF AN ADVANCED DEGREE HAS
13 NOT BEEN AWARDED, FOR EDUCATION TOWARD AN ADVANCED DEGREE
14 ACQUIRED BY THE PARTY DURING THE MARRIAGE IF IT APPEARS FROM THE
15 EVIDENCE IN THE CASE THAT HIS OR HER SPOUSE CONTRIBUTED TO THE
16 ACQUISITION OF THE ADVANCED DEGREE OR TO THE EDUCATION TOWARD THE
17 ADVANCED DEGREE AND THE ORDER IS OTHERWISE EQUITABLE UNDER THE
18 CIRCUMSTANCES.