

ASSEMBLY BILL

No. 2274

Introduced by Assembly Member Quirk

February 13, 2018

An act to add Section 2605 to the Family Code, relating to division of community property.

LEGISLATIVE COUNSEL'S DIGEST

AB 2274, as introduced, Quirk. Division of community property: pets.

Existing law generally requires a court in a judgment of dissolution of marriage or judgment of legal separation of the parties to make a property division that equally divides the community estate of the parties, except as otherwise specified.

This bill would require a court, upon request of a party to a proceeding for dissolution of marriage or for legal separation of the parties and notwithstanding other requirements for dividing the community estate of the parties, to assign sole or joint ownership of a community property pet taking into consideration the well-being of the pet.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 2605 is added to the Family Code, to
2 read:
3 2605. (a) Notwithstanding any other law, including, but not
4 limited to Section 2550, the court, at the request of a party to a
5 proceeding for dissolution of marriage or for legal separation of

- 1 the parties, shall assign sole or joint ownership of a community
- 2 property pet taking into consideration the well-being of the pet.
- 3 (b) For purposes of this section, “pet” shall mean any household
- 4 animal, including, but not limited to, a cat or dog.

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