

(A) GROUNDS FOR ABSOLUTE DIVORCE.

THE COURT MAY DECREE AN ABSOLUTE DIVORCE ON THE FOLLOWING GROUNDS:

(1) ADULTERY;

(2) DESERTION, IF:

(I) THE DESERTION HAS CONTINUED FOR 12 MONTHS WITHOUT INTERRUPTION BEFORE THE FILING OF THE APPLICATION FOR DIVORCE;

(II) THE DESERTION IS DELIBERATE AND FINAL; AND

(III) THERE IS NO REASONABLE EXPECTATION OF RECONCILIATION;

(3) VOLUNTARY SEPARATION, IF:

(I) THE PARTIES VOLUNTARILY HAVE LIVED SEPARATE AND APART WITHOUT COHABITATION FOR 12 MONTHS WITHOUT INTERRUPTION BEFORE THE FILING OF THE APPLICATION FOR DIVORCE; AND

(II) THERE IS NO REASONABLE EXPECTATION OF RECONCILIATION;

(4) CONVICTION OF A FELONY OR MISDEMEANOR IN ANY STATE OR IN ANY COURT OF THE UNITED STATES IF BEFORE THE FILING OF THE APPLICATION FOR DIVORCE THE DEFENDANT HAS:

(I) BEEN SENTENCED TO SERVE AT LEAST 3 YEARS OR AN INDETERMINATE SENTENCE IN A PENAL INSTITUTION; AND

(II) SERVED 12 MONTHS OF THE SENTENCE;

(5) 2-YEAR SEPARATION, WHEN THE PARTIES HAVE LIVED SEPARATE AND APART WITHOUT COHABITATION FOR 2 YEARS WITHOUT INTERRUPTION BEFORE THE FILING OF THE APPLICATION FOR DIVORCE; OR

(6) INSANITY IF:

(I) THE INSANE SPOUSE HAS BEEN CONFINED IN A MENTAL INSTITUTION, HOSPITAL, OR OTHER SIMILAR INSTITUTION FOR AT LEAST 3 YEARS BEFORE THE FILING OF THE APPLICATION FOR DIVORCE;

(II) THE COURT DETERMINES FROM THE TESTIMONY OF AT LEAST 2 PHYSICIANS WHO ARE COMPETENT IN PSYCHIATRY THAT THE INSANITY IS INCURABLE AND THERE IS NO HOPE OF RECOVERY; AND

(III) 1 OF THE PARTIES HAS BEEN A RESIDENT OF THIS STATE FOR AT LEAST 2 YEARS BEFORE THE FILING OF THE APPLICATION FOR DIVORCE.

(B) RECRIMINATION.