



House of Representatives *State of Utah*

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February 21, 2003

Mr. Speaker:

The Health and Human Services Committee reports a favorable recommendation on **H.B. 348**, LIMITATION ON ALIMONY, by Representative W. Harper, with the following amendments:

1. Page 4, Line 101: After "(h)" insert "(i)"
2. Page 4, Line 104: After line 104, insert:
"(ii) The payor spouse shall provide written notice via certified mail, return receipt requested, to a recipient spouse of the intention to discontinue alimony payments not less than six months before payments will cease.
(iii) If the recipient spouse does not object or reply, alimony shall be discontinued at the end of the six month period, and the payor spouse shall file an affidavit with copies of the original written notice and return receipt with the court. Copies of all documents filed with the court shall be delivered to the recipient spouse via certified mail, return receipt requested.
(iv) If the recipient spouse objects, either party may file a petition with the court to continue or discontinue alimony. The burden before the court to prove that extenuating circumstances exist justifying the continuance of alimony payments shall be upon the recipient spouse. If a petition is filed, alimony shall continue until the court makes a determination."

Respectfully,

Mike Thompson
Committee Chair

Voting: 9-0-1

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Action Class



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