



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 21, 2012

Madam Speaker:

The Judiciary Committee reports a favorable recommendation on **S.B. 168**, UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT, by Senator L. Hillyard, with the following amendments:

1. *Page 3, Lines 70 through 78:*

- 70 75-2b-104. Disposition upon death.
71 Upon the death of a married person, 1/2 of the property to which this chapter applies
 is
72 the property of the surviving spouse and is not subject to testamentary disposition by the
73 decedent or distribution under the laws of succession of this state. One-half of that
 property is
74 the property of the decedent and is subject to testamentary disposition or distribution under
 the
75 laws of succession of this state. {~~With respect to property to which this chapter~~
 applies, the 1/2
76 of the property which is the property of the decedent is not subject to the surviving
 spouse's
77 right to elect against the will and no estate of dower or curtesy exists in the property
 of the
78 decedent.} Property to which this chapter applies may not reduce, be subject to,
 or be used in calculating, the surviving spouse's elective share under this title.

Respectfully,

Kay L. McIff
Committee Chair

Voting: 8-0-5

3 SB0168.HC1.WPD 2/21/12 10:08 am jdhowe/JDH ECM/JDH

Bill Number



SB0168

Action Class



H

Action Code



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