



# Outline of Domestic Relations Recodification

Title 81, Utah Domestic Relations Code | 2024 General Session

The table below outlines the new title, Title 81, Utah Domestic Relations Code, and provides references to the prior Utah Code sections that are contained within the new title. For more detailed information regarding the recodification, please contact the Office of Legislative Research and General Counsel.

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New Code Sections		Title	Old Code Sections
<b>Chapter 1</b>		<b>General Provisions</b>	
<b>Part 1</b>		<b>General Provisions</b>	
	81-1-101	Definitions for title.	New
<b>Part 2</b>		<b>Domestic Relations Proceedings</b>	
	81-1-201	Definitions for part.	New
	81-1-202	Court records in a domestic relations action.	30-3-4(2); 30-3-10.17; 78B-12-116
	81-1-203	Award of costs, attorney, and witness fees – Temporary support and maintenance.	30-3-3
	81-1-204	Continuing jurisdiction of a court in a domestic relations action.	30-3-5(5)
<b>Chapter 2</b>		<b>Marriage</b>	
<b>Part 1</b>		<b>General Provisions</b>	
	81-2-101	Definitions for chapter (Reserved).	New
	81-2-102	Marriage recognition policy.	30-1-4.1
<b>Part 2</b>		<b>Premarital Counseling</b>	
	81-2-201	Definitions for part.	30-1-36
	81-2-202	Premarital counseling or education -- State policy -- Applicability.	30-1-30
	81-2-203	Premarital counseling board in county -- Appointment, terms, compensation, offices -- Common counseling board with adjacent county.	30-1-31
	81-2-204	Master plan for counseling.	30-1-32
	81-2-205	Conformity to master plan for counseling as prerequisite to marriage license -- Exceptions.	30-1-33
	81-2-206	Completion of counseling or education.	30-1-34
	81-2-207	Persons performing counseling services designated by board -- Exemption from license requirements.	30-1-35
	81-2-208	Confidentiality of information obtained under counseling provisions.	30-1-37
	81-2-209	Fee for counseling.	30-1-38
<b>Part 3</b>		<b>Marriage License and Solemnization</b>	
	81-2-301	Definitions for part.	30-1-6(1) 30-1-9(1)
	81-2-302	Marriage licenses – Use within state – Expiration.	30-1-7
	81-2-303	Application for marriage license -- Contents.	30-1-8; 30-1-10;



			30-1-16
	81-2-304	Marriage by minors -- Consent of parent or guardian -- Juvenile court authorization.	30-1-9; 30-1-9.1 30-1-13 30-1-14 30-1-15
	81-2-305	Who may solemnize marriages – Certificate.	30-1-6; 30-1-11; 30-1-13; 30-1-15
	81-2-306	County clerk to file license and certificate -- Designation as vital record.	30-1-12
<b>Part 4</b>		<b>Validity of Marriage</b>	
	81-2-401	Definitions for part (Reserved).	New
	81-2-402	Incestuous marriages void.	30-1-1
	81-2-403	Marriages prohibited and void.	30-1-2
	81-2-404	Validation of marriage to an individual subject to chronic epileptic fits who had not been sterilized.	30-1-2.1
	81-2-405	Validation of a marriage on the basis of the race, ethnicity, or national origin of the parties.	30-1-2.2
	81-2-406	Validation of marriage to an individual with acquired immune deficiency syndrome or other sexually transmitted disease.	30-1-2.3
	81-2-407	Validation of foreign marriages -- Exceptions.	30-1-4
	81-2-408	Validity of marriage not solemnized or solemnized before an unauthorized individual.	30-1-4.5; 30-1-5
	81-2-409	Legal recognition of a child when marriage is void.	30-1-3
<b>Chapter 3</b>		<b>Rights and Obligations During Marriage</b>	
<b>Part 1</b>		<b>Property Rights</b>	
	81-3-101	Definitions for part (Reserved).	New
	81-3-102	Married individual's right to contract, sue, and be sued.	30-2-2
	81-3-103	Conveyances between spouses.	30-2-3
	81-2-104	Married individual's right to wages -- Actions for personal injury.	30-2-4
	81-3-105	Separate debts.	30-2-5
	81-3-106	Actions based on property rights.	30-2-6
	81-3-107	Liability for spouse's torts.	30-2-7
	81-3-108	Agency between spouses.	30-2-8
	81-3-109	Family expenses -- Joint and several liability.	30-2-9
	81-3-110	Homestead rights -- Custody of children.	30-2-10
	81-3-111	Action for consortium due to personal injury.	30-2-11
<b>Part 2</b>		<b>Uniform Premarital Agreement Act</b>	
	81-3-201	Definitions for part.	30-8-2
	81-3-202	Writing – Signature required.	30-8-3
	81-3-203	Content.	30-8-4
	81-3-204	Effect of marriage -- Amendment -- Revocation.	30-8-5
	81-3-205	Enforcement.	30-8-6
	81-3-206	Enforcement -- Void marriage.	30-8-7



	81-3-207	Limitations of actions.	30-8-8
	81-3-208	Application and construction.	30-8-9
<b>Chapter 4</b>		<b>Dissolution of Marriage</b>	
<b>Part 1</b>		<b>General Provisions</b>	
	81-4-101	Definitions for chapter.	New
	81-4-102	Action for annulment or divorce as alternative relief.	30-1-17.4
	81-4-103	Nunc pro tunc order by court.	30-4a-1
	81-4-104	Temporary separation order.	30-3-4.5; 30-3-11.4(2)-(3)
	81-4-105	Mandatory orientation course for divorcing parties.	30-3-11.4
	81-4-106	Mandatory educational course for divorcing parents.	30-3-11.3
<b>Part 2</b>		<b>Separate Maintenance</b>	
	81-4-201	Definitions for part.	New
	81-4-202	Petition for separate maintenance – Grounds.	30-4-1
	81-4-203	Venue -- Procedure.	30-4-2
	81-4-204	Custody and maintenance of children -- Property and debt division -- Support payments.	30-4-3
	81-4-205	Restraining disposal of property.	30-4-4
	81-4-206	Rights and remedies – Imprisonment of spouse.	30-4-5
<b>Part 3</b>		<b>Annulment</b>	
	81-4-301	Definitions for part.	New
	81-4-302	Annulment – Grounds.	30-1-17.1
	81-4-303	Petition for annulment – Venue – Judgment on validity of marriage.	30-1-17; 30-1-17.2(1); 30-1-17.3
<b>Part 4</b>		<b>Divorce</b>	
	81-4-401	Definitions for part.	New
	81-4-402	Petition for divorce – Divorce proceedings – Temporary orders.	30-3-1(1)-(2); 30-3-11.3(3); 30-3-11.4(2)-(5); 30-3-18
	81-4-403	Mediation requirement.	30-3-39
	81-4-404	Allegations of child abuse or child sexual abuse in a divorce proceeding – Investigation.	30-3-5.2
	81-4-405	Grounds for divorce.	30-3-1
	81-4-406	Decree of divorce –When decree becomes absolute – Remarriage – Jurisdiction to modify a decree for a child born after the decree.	30-3-4(1)(b)-(1)(d); 30-3-5(2)-(3), (6); 30-3-7; 30-3-8
<b>Part 5</b>		<b>Spousal Support</b>	
	81-4-501	Definitions for part.	New; 30-3-5(1)
	81-4-502	Determination of alimony.	30-3-5(10), (11)(e)
	81-4-503	Modification of alimony after divorce decree.	30-3-5(11)
	81-4-504	Termination of alimony.	30-3-5(12)-(14)
<b>Chapter 5</b>		<b>Uniform Parentage Act</b>	
	81-5-101	Reserved for 2025 Session	
<b>Chapter 6</b>		<b>Child Support</b>	



<b>Part 1</b>		<b>General Provisions</b>	
	81-6-101	Definitions for chapter.	78B-12-102
	81-6-102	Application of chapter.	78B-12-210(1)
	81-6-103	Jurisdiction over a child support proceeding – Appeals.	78B-12-103; 78B-12-110
	81-6-104	Duty of parents to provide support for a child – Support follows the child.	78B-12-105; 78B-12-106 78B-12-108(1); 78B-12-117
	81-6-105	Duty of biological father to share pregnancy expenses.	78B-12-105.1; 78B-12-212.1
	81-6-106	Duty of obligor – Enforcement of right of support.	78B-12-107; 78B-12-113
	81-6-107	Procedure for child support proceeding -- Documentation.	78B-12-201
	81-6-108	Waiver and estoppel.	78B-12-109
	81-6-109	Spousal privilege – Competency of spouses.	78B-12-115
	81-6-110	County attorney to assist obligee.	78B-12-114
<b>Part 2</b>		<b>Calculation and Adjustment of Child Support</b>	
	81-6-201	Definitions for part.	New
	81-6-202	Determination of amount of child support – Application of child support guidelines – Requirements for child support order.	78B-12-111; 78B-12-201(4); 78B-12-202(2)-(4); 78B-12-210; 78B-12-212
	81-6-203	Determination of gross income for child support – Imputing income to a parent.	78B-12-203
	81-6-204	General provisions for calculating child support – Determination of base combined child support obligation.	78B-12-204; 78B-12-205(1),-(3), (5), (7); 78B-12-206; 78B-12-207; 78B-12-211(1)
	81-6-205	Sole physical custody – Obligation calculations – Change in physical custody.	78B-12-205(1), (4), (6); 78B-12-108(2)
	81-6-206	Joint physical custody – Obligation calculations.	30-3-35.2(2)(e)(i); 78B-12-208
	81-6-207	Split custody – Obligation calculations.	78B-12-209
	81-6-208	Requirements for a child support order regarding medical expenses – Determination of parental liability for medical expenses.	26B-9-227; 30-3-5.4; 78B-12-212; 78B-12-213
	81-6-209	Requirements for a child support order regarding child care costs and expenses – Actual expenses for child care.	30-3-5(4)(a); 78B-12-211(2); 78B-12-214; 78B-12-215
	81-6-210	Award of tax exemption for a child.	78B-12-217
	81-6-211	Reduction for extended parent-time.	78B-12-216
	81-6-212	Modification of child support order – Adjustment of child support.	78B-12-202(1) 78B-12-210(8)-(9)



	81-6-213	Adjustment to child support when child becomes emancipated.	78B-12-219
	81-6-214	Accountability of support provided to benefit a child – Accounting.	78B-12-218
<b>Part 3</b>		<b>Child Support Tables</b>	
	81-6-301	Definitions for part.	New
	81-6-302	Base combined child support obligation table -- Both parents -- Child support orders entered before January 1, 2023.	78B-12-301
	81-6-303	Low income table -- Obligor parent only -- Child support orders entered before January 1, 2023.	78B-12-302
	81-6-304	Based combined child support obligation table -- Both parents -- Child support orders entered on or after January 1, 2023.	78B-12-303
	81-6-305	Low income table -- Obligor parent only -- Child support orders entered on or after January 1, 2023.	78B-12-304
<b>Part 4</b>		<b>Child Support Guidelines Advisory Committee</b>	
	81-6-401	Definitions for part.	New
	81-6-402	Creation of advisory committee.	78B-12-401
	81-6-403	Duties – Report – Staff.	78B-12-402
	81-6-404	Expenses for per diem and travel.	78B-12-403
<b>Chapter 7</b>		<b>Payment and Enforcement of Spousal and Child Support</b>	
	81-7-101	Definitions for chapter.	New
	81-7-102	Payment under child support or alimony order.	78B-12-112
	81-7-103	Collection fee for past due child support or alimony.	30-3-3.5
<b>Chapter 8</b>		<b>Uniform Interstate Family Support Act</b>	
	81-8-101	Reserved for 2025 Session	New
<b>Chapter 9</b>		<b>Custody, Parent-time, and Visitation</b>	
<b>Part 1</b>		<b>General Provisions</b>	
	81-9-101	Definitions for chapter.	30-3-10.1; 30-3-10.7; 30-3-32(1)
	81-9-102	Expedited Parent-time Enforcement Program	30-3-38
<b>Part 2</b>		<b>Custody and Parent-time Between Parents</b>	
	80-9-201	Definitions for part.	New
	81-9-202	Advisory guidelines for a custody and parent-time arrangement.	30-3-33; 30-3-36(2)
	81-9-203	Custody and parent-time proceedings -- Requirements for parenting plan.	30-3-10(4)(a); 30-3-10.8; 30-3-10.9; 30-3-11.3(4)
	81-9-204	Custody and parent-time of a minor child – Custody factors – Evidence of domestic violence in a custody case – Preferences.	30-3-10; 30-3-10.2(3); 30-3-10.10(1); 30-3-32(2)-(4)
	81-9-205	Presumption of joint legal custody – Joint custody factors – Order for joint custody.	30-3-10(3); 30-3-10.1(2)(b)-(e), (3)(b)-(d); 30-3-10.2;



			30-3-10.3(2)-(7)
	81-9-206	Determination of parent-time schedule – Parent-time factors.	30-3-5(7)(b); 30-3-10.10(2)-(4); 30-3-34; 30-3-36(1)
	81-9-207	Supervised parent-time.	30-3-34.5
	81-9-208	Modification or termination of a custody or parent-time order – Noncompliance with a parent-time order.	30-3-5(8)-(9); 30-3-10(1); 30-3-10.4
	81-9-209	Notice of relocation – Effect of relocation on parent-time schedule.	30-3-37
<b>Part 3</b>		<b>Parent-time Schedules</b>	
	81-9-301	Definitions for part.	New
	81-9-302	Minimum schedule for parent-time for a minor child five to 18 years old.	30-3-35
	81-9-303	Optional schedule for parent-time for a minor child five to 18 years old.	30-3-35.1
	81-9-304	Minimum schedule for parent-time for a minor child under five years old.	30-3-35.5
	81-9-305	Equal parent-time schedule.	30-3-35.2
<b>Part 4</b>		<b>Custody and Visitation by Individual Other than a Parent</b>	
	81-9-401	Definitions for part.	30-5-1; 30-5a-102
	81-9-402	Custody and visitation for individuals other than a parent – Venue.	30-5a-103
	81-9-403	Visitation rights of grandparents.	30-5-2
	81-9-404	Exceptions to visitation by nonparent.	30-5a-104
<b>Chapter 10</b>		<b>Uniform Deployed Parents Custody, Parent-time, and Visitation Act</b>	
		Reserved for 2025 Session	
<b>Chapter 11</b>		<b>Uniform Child Custody Jurisdiction and Enforcement Act</b>	
		Reserved for 2025 Session	
<b>Chapter 12</b>		<b>Uniform Child Abduction Prevention Act</b>	
		Reserved for 2025 Session	
<b>Chapter 13</b>		<b>Adoption</b>	
		Reserved for 2025 Session	
<b>Chapter 14</b>		<b>Uniform Unregulated Child Custody Transfer Act</b>	
		Reserved for 2025 Session	
<b>Chapter 15</b>		<b>Protective Orders &amp; Stalking Injunctions</b>	
		Reserved for 2025 Session	