



# Index for Domestic Relations Recodification

Comparison of Sections Old to New | 2024 General Session

The table below is an index for statutes recodified by [S.B. 95, Domestic Relations Recodification](#), which will become effective on September 1, 2024. The index also reflects statutory changes from various bills passed in the 2024 General Session. For more detailed information regarding the recodification, please contact the Office of Legislative Research and General Counsel.

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Old Section	Subsection	Title of Statute	New Section
<b>Title 26B, Utah and Health and Human Services Code</b>			
<b>Chapter 9, Recovery Services and Administration of Child Support</b>			
26B-9-227		Determination of parental liability.	Repealed – Repetitive of 81-6-208(11)
<b>Title 30, Husband and Wife</b>			
<b>Chapter 1, Marriage</b>			
30-1-1		Incestuous marriages void.	81-2-402
30-1-2		Marriages prohibited and void.	81-2-403
30-1-2.1		Validation of marriage to a person subject to chronic epileptic fits who had not been sterilized.	81-2-404
30-1-2.2		Validation of interracial marriages.	Repealed by <a href="#">H.B. 134</a> in 2024 General Session
30-1-2.3		Validation of marriage to a person with acquired immune deficiency syndrome or other sexually transmitted disease.	81-2-406
30-1-3		Legal recognition of a child when marriage is void.	81-2-409
30-1-4		Validity of foreign marriages -- Exceptions.	81-2-407
30-1-4.1		Marriage recognition policy.	81-2-102
30-1-4.5		Validity of marriage not solemnized.	81-2-408
30-1-5		Marriage solemnization -- Before unauthorized person -- Validity.	Repealed – New location is 81-2-408(3)
30-1-6		Who may solemnize marriages -- Certificate.	
	Subsection (1)		81-2-301 (2), (4)
	Subsection (2)-(5)		81-2-305(1)-(4)
30-1-7		Marriage licenses -- Use within state - - Expiration.	81-2-302
30-1-8		Application for license -- Contents.	
	Subsection (1)		81-2-301(3)
	Subsection (2)-(4)		81-2-303(1), (3)-(4)
30-1-9		Marriage by minors -- Consent of parent or guardian -- Juvenile court authorization.	



Old Section	Subsection	Title of Statute	New Section
	Subsection (1)		81-2-301(3)
	Subsection (2)-(4)		81-2-304(1)-(3)
30-1-9.1		Parental consent to prohibited marriage of minor -- Penalty.	Repealed – New location is 81-2-304(4)(a)
30-1-10		Affidavit before the clerk -- Penalty.	Repealed – New location is 81-2-303(5)
30-1-11		Return of license after ceremony -- Failure -- Penalty.	Repealed – New location is 81-2-305(5)
30-1-12		Clerk to file license and certificate -- Designation as vital record.	81-2-306
30-1-13		Solemnization without license -- Penalty.	Repealed – New location is 81-2-304(4)(b) & 81-2-305(6)(a)
30-1-14		Acting without authority -- Penalty.	Repealed – New location is 81-2-304(4)(b) & 81-2-305(6)(a)
30-1-15		Solemnization of prohibited marriage -- Penalty.	Repealed – New location is 81-2-304(4)(b) & 81-2-305(6)(b)
30-1-16		Misconduct of county clerk -- Penalty.	Repealed – New location is 81-2-303(6)
30-1-17		Action to determine validity of marriage -- Judgment of validity or annulment.	81-4-303
30-1-17.1		Annulment -- Grounds for.	81-4-302
30-1-17.2		Action to determine validity of marriage -- Orders relating to parties, property, and children -- Presumption of paternity in marriage.	Repealed
	Subsection (1)		81-4-303(4)
	Subsection (2)		Repetitive of 78B-15-204(1)
	Subsection (3)		Repetitive of 78B-15-623(4)
	Subsection (4)		Repetitive of 78B-15-204(2)
	Subsection (5)		78B-15-623(7)
30-1-17.3		Age as basis of action to determine validity of marriage -- Refusal to grant annulment.	Repealed – New location is 81-4-303(3)
30-1-17.4		Action for annulment or divorce as alternative relief.	81-4-102
30-1-30		Premarital counseling or education -- State policy -- Applicability.	81-2-202
30-1-31		Premarital counseling board in county -- Appointment, terms, compensation, offices -- Common	81-2-203



Old Section	Subsection	Title of Statute	New Section
		counseling board with adjacent county.	
30-1-32		Master plan for counseling.	81-2-204
30-1-33		Conformity to master plan for counseling as prerequisite to marriage license -- Exceptions.	81-2-205
30-1-34		Completion of counseling or education.	81-2-206
30-1-35		Persons performing counseling services designated by board -- Exemption from license requirements.	81-2-207
30-1-36		Activities included in premarital counseling or education.	81-2-201
30-1-37		Confidentiality of information obtained under counseling provisions.	81-2-208
30-1-38		Fee for counseling.	81-2-209
<b>Chapter 2, Property Rights</b>			
30-2-2		Wife's right to contract, sue and be sued.	81-3-102
30-2-3		Conveyances between husband and wife.	81-3-103
30-2-4		Wife's right to wages -- Actions for personal injury.	81-3-104
30-2-5		Separate debts.	81-3-105
30-2-6		Actions based on property rights.	81-3-106
30-2-7		Husband's liability for wife's torts.	81-3-107
30-2-8		Agency between husband and wife.	81-3-108
30-2-9		Family expenses -- Joint and several liability.	81-3-109
30-2-10		Homestead rights -- Custody of children.	81-3-110
30-2-11		Action for consortium due to personal injury.	81-3-111
<b>Chapter 3, Divorce</b>			
30-3-1		Procedure -- Residence -- Grounds.	81-4-405
	Subsection (1)		Reworded in 81-4-402(2)
	Subsection (2)		81-4-402(1)
	Subsection (3)-(5)		81-4-405
30-3-2		Right of husband to divorce.	Repealed
30-3-3		Award of costs, attorney and witness fees -- Temporary alimony.	81-1-203
30-3-3.5		Collection fee for past due child support or alimony.	81-7-103
30-3-4		Pleadings -- Decree -- Use of affidavit -- Private records.	Repealed



Old Section	Subsection	Title of Statute	New Section
	Subsection (1)		Enacted by <a href="#">H.B. 337</a> in the 2024 General Session and renumbered to 81-4-401(2)
	Subsection (2)(a)		Covered by court rule
	Subsection (2)(b)-(c)		81-4-406(1)
	Subsection (3)		81-4-402(4)
	Subsection (4)		81-4-402(5)
	Subsection (5)		81-4-402(6)
	Subsection (6)		81-4-402(7)
	Subsection (7)		81-1-202(1)
30-3-4.5		Motion for temporary separation order.	81-4-104
	Subsection (1)-(7)		81-4-104(1)-(7)
	Subsection (8)		Rewritten to cite to the Utah Rules of Civil Procedure in 81-4-104(8)
	Subsection (9)		The fee is in 78A-2-301(1)(b)(iv), but 2 <sup>nd</sup> part is 81-4-104(9)
30-3-5		Disposition of property -- Maintenance and health care of parties and children -- Division of debts -- Court to have continuing jurisdiction -- Custody and parent-time -- Alimony -- Nonmeritorious petition for modification.	Repealed
	Subsection (1)		81-4-501(2)-(4)
	Subsection (2)		81-4-406(4)
	Subsection (3)(a)-(b)		81-6-208(3)
	Subsection (3)(c)-(e)		81-4-406(3)
	Subsection (4)		81-6-209(5)
	Subsection (5)		81-1-204
	Subsection (6)		81-4-406(8)
	Subsection (7)(a)		(7)(a) is repealed because repetitive of Title 81, Chapter 9, Part 4
	Subsection (7)(b)		81-9-206(10)
	Subsection (8)		81-9-208(10)
	Subsection (9)		81-9-208(11)
	Subsection (10)		81-4-502
	Subsection (11)		81-4-504
	Subsection (12)		81-4-505(1)
Subsection (13)		81-4-505(2)	
Subsection (14)		81-4-505(3)	



Old Section	Subsection	Title of Statute	New Section
30-3-5.1		Provision for income withholding in child support order.	Repealed – Already covered by 81-6-202(10)(f)
30-3-5.2		Allegations of child abuse or child sexual abuse -- Investigation.	81-4-404
30-3-5.4		Designation of primary and secondary health, dental, or hospital insurance coverage.	Repealed
	Subsection (1)		81-6-208(1)
	Subsection (2)(a)		81-6-208(3)(c)
	Subsection (2)(b)-(3)		81-6-208(7)
30-3-5.5		Imputed income for recipient spouse for alimony purposes -- No recent work history or disability.	Enacted by <a href="#">H.B. 220</a> in the 2024 General Session and renumbered to 81-4-503
30-3-7		When decree becomes absolute.	81-4-406(5)-(6)
30-3-8		Remarriage -- When unlawful.	81-4-406(7)
30-3-10		Custody of a child -- Custody factors.	81-9-204
	Subsection (1)		81-9-208(1)
	Subsection (2)		81-9-204(2)
	Subsection (3)		81-9-204(3)
	Subsection (4)		81-9-204(4)
	Subsection (5)		81-9-205(2)(a)
	Subsection (6)(a)		81-9-203(2)(c)
	Subsection (6)(b)		81-9-205(2)(b)
	Subsection (7)-(12)		81-9-204(5)-(9)
	Subsection (13)-(14)		81-9-204(12)-(13)
30-3-10.1		Definitions -- Joint legal custody -- Joint physical custody.	81-9-101
	Subsection (4)(b)-(e)		81-9-205(3)
	Subsection (5)(b)-(d)		81-9-205(4)
30-3-10.2		Joint custody order -- Factors for court determination -- Public assistance.	81-9-205
	Subsection (3)		81-9-204(2)
30-3-10.3		Terms of joint legal or physical custody order.	Repealed
	Subsection (1)		81-9-205(7)
	Subsection (2)		81-9-205(9)
	Subsection (3)-(5)		81-9-205(10)-(12)
	Subsection (6)		81-9-205(8)
30-3-10.4		Modification or termination of order.	81-9-208
30-3-10.5		Payments of support, maintenance, and alimony.	Repealed – Repetitive of 81-7-102



Old Section	Subsection	Title of Statute	New Section
30-3-10.7		Parenting plan -- Definitions.	Repealed – New location is 81-9-101
30-3-10.8		Parenting plan -- Filing -- Modifications.	Repealed – New location is 81-9-203
	Subsection (1)		81-9-203(2)(a)
	Subsection (2)		81-9-203(2)(b)
	Subsection (3)		81-9-203(3)
	Subsection (4)		81-9-203(4)
	Subsection (5)		81-9-203(5)
	Subsection (6)		81-9-203(6)
	Subsection (7)		81-9-203(7)
	Subsection (8)		81-9-203(8)
30-3-10.9		Parenting plan -- Objectives -- Required provisions -- Dispute resolution -- Education plan.	81-9-203(9)-(16)
30-3-10.10		Parenting plan -- Domestic violence.	Repealed
	Subsection (1)		81-9-204(10)
	Subsection (2)		81-9-206(9)
	Subsection (3)		81-9-206(8)(a)-(b)
	Subsection (4)		81-9-206(8)(c)
30-3-10.17		Social security number in court records.	Repealed – New location is 81-1-202(3)
30-3-11.1		Family Court Act -- Purpose.	Repealed
30-3-11.2		Appointment of counsel for child.	Repealed
30-3-11.3		Mandatory parenting course for parties in a divorce or parentage action.	81-9-103
30-3-11.4		Mandatory orientation court for divorce or temporary separation actions.	81-4-105
30-3-18		Waiting period for hearing after filing for divorce -- Exemption -- Use of counseling and education services not to be construed as condonation or promotion.	Repealed
	Subsection (1)		81-4-402(3)
	Subsection (2)		81-4-402(8)
30-3-32		Parent-time -- Definitions -- Considerations for parent-time -- Relocation.	Repealed
	Subsection (1)		81-9-101
	Subsection (2)-(4)		81-9-204(10)-(11)
30-3-33		Advisory guidelines for a custody and parent-time action.	81-9-202
30-3-34		Parent-time -- Best interests -- Rebuttable presumption.	81-9-206
30-3-34.5		Supervised parent-time.	81-9-207



Old Section	Subsection	Title of Statute	New Section
30-3-35		Minimum schedule for parent-time for a child five to 18 years old.	81-9-302
30-3-35.1		Optional schedule for parent-time for a child five to 18 years old.	81-9-303
30-3-35.2		Equal parent-time schedule.	81-9-305
	Subsection (2)(e)(ii)		81-6-206(7)
30-3-35.5		Minimum schedule for parent-time for child under five years old.	81-9-304
30-3-36		Special circumstances.	Repealed
	Subsection (1)		81-9-206(11)
	Subsection (2)-(3)		81-9-202(19)
30-3-37		Relocation.	81-9-209
30-3-38		Expedited Parent-time Enforcement Program.	81-9-102
30-3-39		Mediation program.	81-4-403
30-3-41		Definitions – Expert evidence – Violence or abuse findings – Child relationship and reunification.	Enacted by <a href="#">H.B. 272</a> in the 2024 General Session and renumbered to 81-9-104.
<b>Chapter 4, Separate Maintenance</b>			
30-4-1		Action by spouse -- Grounds.	81-4-202
30-4-2		Procedure -- Venue.	81-4-203
30-4-3		Custody and maintenance of children -- Property and debt division -- Support payments.	81-4-204
30-4-4		Restraining disposal of property.	81-4-205
30-4-5		Rights and remedies -- Imprisonment of husband or wife.	81-4-206
<b>Chapter 4a, Nunc Pro Tunc Orders</b>			
30-4a-1		Authority of court.	81-4-103
<b>Chapter 5, Grandparents</b>			
30-5-1		Definitions.	81-9-401
30-5-2		Visitation rights of grandparents.	81-9-403
<b>Chapter 5a, Custody and Visitation for Individuals Other than Parents Act</b>			
30-5a-101		Title.	Repealed
30-5a-102		Definitions.	Repealed – New location is 81-9-401(4)
30-5a-103		Custody and visitation for individuals other than a parent.	81-9-402
30-5a-104		Exceptions.	81-9-404
<b>Chapter 8, Uniform Premarital Agreement Act</b>			
30-8-1		Title.	Repealed
30-8-2		Definitions	81-3-201
30-8-3		Writing -- Signature required.	81-3-202
30-8-4		Content.	81-3-203
30-8-5		Effect of marriage -- Amendment -- Revocation.	81-3-204
30-8-6		Enforcement.	81-3-205



Old Section	Subsection	Title of Statute	New Section
30-8-7		Enforcement -- Void marriage.	81-3-206
30-8-8		Limitations of actions.	81-3-207
30-8-9		Application and construction.	81-3-208
<b>Title 78B, Judicial Code</b>			
<b>Chapter 12, Utah Child Support Act</b>			
78B-12-101		Title.	Repealed
78B-12-102		Definitions.	81-6-101
78B-12-103		District court jurisdiction.	81-6-103(1)
78B-12-104		Continuing jurisdiction.	81-1-204(3)
78B-12-105		Duty of parents.	81-6-104
78B-12-105.1		Duty of biological father to share pregnancy expenses.	81-6-105
78B-12-106		Ward of state -- Natural or adoptive parent has primary obligation to support -- Right of third party to recover support.	Repealed
	Subsection (1)		81-6-104(3)(a), (b)
	Subsection (2)		81-6-104(1)(c)
	Subsection (3)		81-6-104(3)(c)
78B-12-107		Duty of obligor regardless of presence or residence of obligee.	Repealed -- New location is 81-6-106(1)
78B-12-108		Support follows the child.	Repealed
	Subsection (1)		81-6-104(4)
	Subsection (2)		81-6-205(8)(a)
78B-12-109		Waiver and estoppel.	81-6-108
78B-12-110		Appeals.	Repealed -- New location is 81-6-103(2)
78B-12-111		Court order -- Medical expenses of dependent children -- Assigning responsibility for payment -- Insurance coverage -- Income withholding.	Repealed -- New location is 81-6-202(10)
78B-12-112		Payment under child support order -- Judgment.	81-7-102
78B-12-113		Enforcement of right of support.	81-6-106(2)-(3)
78B-12-114		County attorney to assist obligee.	81-6-110
78B-12-115		Husband and wife privileged communication inapplicable -- Competency of spouses.	81-6-109
78B-12-116		Social Security number in court records.	Repealed -- New location is 81-1-202(3)
78B-12-117		Rights are in addition to those presently existing.	Repealed -- New location is 81-6-104(5)
78B-12-201		Procedure -- Documentation -- Stipulation.	81-6-107
	Subsection (4)		81-6-202(9)
78B-12-202		Determination of amount of support - - Rebuttable guidelines.	Repealed





Old Section	Subsection	Title of Statute	New Section
	Subsection (1)(a)		81-6-212(1)
	Subsection (1)(b)		81-6-212(2)
	Subsection (2)		81-6-202(1)(a)
	Subsection (3)		81-6-202(6)
	Subsection (4)		81-6-202(1)(b)
78B-12-203		Determination of gross income -- Imputed income.	81-6-203
78B-12-204		Adjusted gross income.	Repealed
	Subsection (1)		81-6-204(1)(a)
	Subsection (2)		81-6-204(3)
78B-12-205		Calculation of obligations.	Repealed
	Subsection (1)		81-6-204(2); 81-6-205(8)(b)
	Subsection (2)		81-6-204(1)
	Subsection (3)		81-6-204(6)
	Subsection (4)		81-6-205(4)-(5)
	Subsection (5)		81-6-204(7)
	Subsection (6)		81-6-205(5)
	Subsection (7)		81-6-204(9)
	Subsection (8)		81-6-204(10)
78B-12-206		Income in excess of tables.	Repealed – New location is 81-6-204(8)
78B-12-207		Obligation -- Adjusted gross income used.	Repealed – New location is 81-6-204(1)-(2)
78B-12-208		Joint physical custody -- Obligation calculations.	Repealed – New location is 81-6-206
78B-12-209		Split custody -- Obligation calculations.	Repealed – New location is 81-6-207
78B-12-210		Application of guidelines -- Use of ordered child support.	81-6-202
	Subsection (1)		81-6-102
	Subsection (2)-(7)		81-6-202(2)-(5), (8)
	Subsection (8)		81-6-212(5)
	Subsection (9)		81-6-212(3)-(4)
	Subsection (10)		81-6-202(10)(g)
78B-12-211		Limitation on amount of support ordered.	Repealed
	Subsection (1)		81-6-204(8)(b)
	Subsection (2)		81-6-209(4)(b)
78B-12-212		Medical expenses.	81-6-208
78B-12-212.1		Pregnancy expenses.	Repealed – New location is 81-6-105(6)
78B-12-213		Determination of parental liability.	Repealed – New location is 81-6-208(11)
78B-12-214		Child care expenses -- Expenses not incurred.	81-6-209
78B-12-215		Child care costs.	Repealed
	Subsection (1)		81-6-209(4)(a)



Old Section	Subsection	Title of Statute	New Section
	Subsection (2)		81-6-209(5)(a)
	Subsection (3)		81-6-209(6)
78B-12-216		Reduction for extended parent-time.	81-6-211
78B-12-217		Award of tax exemption for dependent children.	81-6-210
78B-12-218		Accountability of support provided to benefit child -- Accounting.	81-6-214
78B-12-219		Adjustment when child becomes emancipated.	Repealed – New location is 81-6-213
78B-12-301		Base combined child support obligation table -- Both parents -- Child support orders entered before January 1, 2023.	81-6-302
78B-12-302		Low income table -- Obligor parent only -- Child support orders entered before January 1, 2023.	81-6-303
78B-12-303		Based combined child support obligation table -- Both parents -- Child support orders entered on or after January 1, 2023.	81-6-304
78B-12-304		Low income table -- Obligor parent only -- Child support orders entered on or after January 1, 2023.	81-6-305
78B-12-401		Advisory committee created.	81-6-402
78B-12-402		Duties -- Report -- Staff.	81-6-403
78B-12-403		Expenses for per diem and travel.	81-6-404