



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 9, 2009

Mr. Speaker:

The Judiciary Committee reports a favorable recommendation on **H.B. 251, JOINT CUSTODY AMENDMENTS**, by Representative L. Fowlke, with the following amendments:

1. *Page 4, Lines 110 through 114:*

110 (5) [~~(a)~~] The appointment of joint legal ~~{or physical}~~ custodians does not
impair or limit
111 the authority of the court to order support of the child, including payments by one
custodian to
112 the other.
113 [~~(b)~~] (6) An order of joint legal ~~{or physical}~~ custody, in itself, is not grounds
for
114 modifying a support order.

2. *Page 5, Line 122:*

122 (1) On the ~~{motion}~~ petition of one or both of the parents, or the joint legal
or physical custodians

3. *Page 5, Lines 141 through 147:*

141 (b) The court shall make specific written findings on each of the factors relied upon
142 stating:
143 (i) a material and substantial change of circumstance has occurred; and

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- 144 (ii) a modification of the terms and conditions of the order would be an improvement
145 for and in the best interest of the child. {~~;~~ **and**
146 ~~—(iii) where each factor falls within the spectrum of relative importance and to~~
 accord
147 each factor its appropriate weight. }

Respectfully,

Lorie D. Fowlke
Committee Chair

Voting: 8-0-5

3 HB0251.HC1.WPD 2/9/09 9:21 am jdhowe/JDH ECM/JDH

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