

**UNIFORM INTERSTATE FAMILY SUPPORT ACT**

2011 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Lyle W. Hillyard**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill makes conforming amendments required by the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance.

**Highlighted Provisions:**

This bill:

- ▶ provides procedures for recognizing foreign support orders;
- ▶ defines "convention," "foreign country," "foreign support order," and "foreign tribunal"; and
- ▶ incorporates provisions for the filing, modification, and enforcement of support orders issued by foreign countries that have comity with the United States.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

§→ [None] This bill takes effect on July 1, 2013. ←§

**Utah Code Sections Affected:**

AMENDS:

- 78B-14-102**, as renumbered and amended by Laws of Utah 2008, Chapter 3
- 78B-14-103**, as renumbered and amended by Laws of Utah 2008, Chapter 3
- 78B-14-104**, as renumbered and amended by Laws of Utah 2008, Chapter 3
- 78B-14-201**, as renumbered and amended by Laws of Utah 2008, Chapter 3



152 (a) owes or is alleged to owe a duty of support;  
 153 (b) is alleged but has not been adjudicated to be a parent of a child; ~~[or]~~  
 154 (c) is liable under a support order~~[-]; or~~  
 155 (d) is a debtor in a proceeding under Part 7, Support Proceedings under Convention.  
 156 (18) "Outside this state" means a location in another state or a country other than the  
 157 United States, whether or not the country is a foreign country.

158 ~~[(14)]~~ (19) "Person" means an individual, corporation, business trust, estate, trust,  
 159 partnership, limited liability company, association, joint venture, government, governmental  
 160 subdivision, agency, or instrumentality, public corporation, or any other legal or commercial  
 161 entity.

162 ~~[(15)]~~ (20) "Record" means information that is inscribed on a tangible medium or that  
 163 is stored in an electronic or other medium and is retrievable in perceivable form.

164 ~~[(16)]~~ (21) "Register" means to file in a tribunal of this state a support order or  
 165 judgment determining parentage ~~[in the district court]~~ of a child issued in another state or a  
 166 foreign country.

167 ~~[(17)]~~ (22) "Registering tribunal" means a tribunal in which a support order of  
 168 judgment determining parentage of a child is registered.

169 ~~[(18)]~~ (23) "Responding state" means a state in which a ~~[proceeding]~~ petition ~~§→ [of] or ←§~~  
 170 comparable pleading for support or to determine parentage of a child is filed or to which a  
 171 ~~[proceeding]~~ petition or comparable pleading is forwarded for filing from ~~[an initiating state~~  
 172 ~~under this chapter or a law or procedure substantially similar to this chapter]~~ another state or a  
 173 foreign country.

174 ~~[(19)]~~ (24) "Responding tribunal" means the authorized tribunal in a responding state.

175 ~~[(20)]~~ (25) "Spousal support order" means a support order for a spouse or former  
 176 spouse of the obligor.

177 ~~[(21)]~~ (26) "State" means a state of the United States, the District of Columbia, Puerto  
 178 Rico, the United States Virgin Islands, or any territory or insular possession subject to the  
 179 jurisdiction of the United States. The term includes~~[-(a)]~~ an Indian nation or tribe~~[-and].~~

180 ~~[(b) a foreign country or political subdivision that:]~~

181 ~~[(i) has been declared to be a foreign reciprocating country or political subdivision~~  
 182 ~~under federal law;]~~

1082            (2) to register, recognize, enforce, or modify a prior support order, determination, or  
1083 agreement, whenever issued or entered.

1083a    **§→    Section 59. Effective Date.**

1083b            **This bill takes effect on July 1, 2013. ←§**

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**Legislative Review Note**  
as of **12-16-10 2:26 PM**

**Office of Legislative Research and General Counsel**