

HB0452S01 compared with HB0452

~~deleted text~~ shows text that was in HB0452 but was deleted in HB0452S01.

inserted text shows text that was not in HB0452 but was inserted into HB0452S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will not be completely accurate. Therefore, you need to read the actual bill. This automatically generated document could experience abnormalities caused by: limitations of the compare program; bad input data; the timing of the compare; and other potential causes.

Representative Stephen E. Sandstrom proposes the following substitute bill:

FAMILY EXPENSES AMENDMENTS

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen E. Sandstrom

Senate Sponsor: _____

LONG TITLE

General Description:

This bill allows for a creditor to collect from either a husband or wife or both for debts incurred during the marriage.

Highlighted Provisions:

This bill:

- ▶ provides that a creditor may collect a debt from either spouse when the debt was incurred during the marriage.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

HB0452S01 compared with HB0452

REPEALS AND REENACTS:

30-2-9, as last amended by Laws of Utah 2011, Chapter 109

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **30-2-9** is repealed and reenacted to read:

30-2-9. Family expenses -- Joint and several liability.

(1) A husband and wife may be sued jointly or individually for expenses of the family and education of the children.

(2) ~~{A}~~ In addition to the expenses of the family and education of the children, a creditor shall be entitled to recover from {either} the husband {or wife, or both, for the payment of a family expense when there is} and wife, jointly and severally, the following additional amounts if the amounts are provided for in a written contract signed by either {spouse that allows for the recovery of:

—— ~~{a} collection costs}~~ the husband or wife:

(a) a collection fee as provided in Section 12-1-11;

(b) interest at the rate specified in the contract;

(c) court costs; {and}

(d) reasonable attorney fees; and

(e) any other amounts provided for in the contract.

(3) This section ~~{shall be applied}~~ applies to all contracts ~~{that were}~~ entered into by either spouse ~~{during}~~ any time the ~~{marriage}~~.

Legislative Review Note

—— as of 2-10-12 12:10 PM

Office of Legislative Research and General Counsel; parties lived together as husband and wife.