

PROPERTY RIGHTS AMENDMENTS

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Luz Robles

House Sponsor: Jennifer M. Seelig

LONG TITLE

General Description:

This bill removes language from the divorce statute favoring one spouse over the other and provides for equal footing in property matters.

Highlighted Provisions:

This bill:

- ▶ changes wife to spouse to put both spouses on equal footing to enter into contracts;
- and
- ▶ repeals language providing favorable treatment for one spouse over another.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

30-2-2, Utah Code Annotated 1953

REPEALS:

30-2-4, Utah Code Annotated 1953

30-2-7, as last amended by Laws of Utah 2011, Chapter 297

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



28 Section 1. Section **30-2-2** is amended to read:

29 **30-2-2. Spouse's right to contract, sue, and be sued.**

30 Contracts may be made by [~~a wife~~] either spouse, and liabilities incurred and enforced
31 by or against [~~her~~] the contracting spouse, to the same extent and in the same manner as if [~~she~~
32 ~~were~~] the contracting spouse was unmarried.

33 Section 2. **Repealer.**

34 This bill repeals:

35 Section **30-2-4, Wife's right to wages -- Actions for personal injury.**

36 Section **30-2-7, Husband's liability for wife's torts.**

Legislative Review Note
as of **1-27-12 6:12 AM**

Office of Legislative Research and General Counsel