



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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March 9, 2015

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 244**, ALIMONY SUPPORT AMENDMENTS, by Representative K. Stratton, with the following amendments:

1. *Page 1, Lines 11 through 13*

House Committee Amendments

2-20-2015:

11 This bill:

12 ▶ provides for the court to consider whether a parent ~~{was a stay-at-home~~
~~parent when~~

13 ~~determining alimony}~~ has lost workplace experience opportunities while caring
for a child .

2. *Page 3, Line 87 through Page 4, Line 104:*

87 (8) (a) The court shall consider at least the following factors in determining
alimony:

88 (i) the financial condition and needs of the recipient spouse;

89 (ii) the recipient's earning capacity or ability to produce income , including the
impact of diminished workplace experience resulting from primarily caring for a
child of the payor spouse ;

90 (iii) the ability of the payor spouse to provide support;

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91 (iv) the length of the marriage;
92 (v) whether the recipient spouse has custody of minor children requiring support;
93 (vi) whether the recipient spouse worked in a business owned or operated by the payor
94 spouse; {+} and {+}
95 (vii) whether the recipient spouse directly contributed to any increase in the payor
96 spouse's skill by paying for education received by the payor spouse or enabling the payor
97 spouse to attend school during the marriage {+} . {+} {;, and
98 ~~(viii) whether the recipient spouse was primarily a stay-at-home parent caring for a~~
99 ~~child of the payor spouse, and ~~if~~ [if] not ~~found~~ ~~if~~ [not] ~~to be at fault~~ ~~if~~], the court~~
99a ~~may order alimony:~~
100 ~~(A) for a duration of at least the number of years that the marriage existed; and~~
101 ~~(B) to cover any decrease in child support to the recipient spouse if the payor spouse~~
102 ~~has corresponding decrease in child support obligations] under Subsection 30-3-5(8)(c) ~~if~~ . }~~
103 (b) The court may consider the fault of the parties in determining whether to award
104 alimony and the terms thereof.

Respectfully,

Mark B. Madsen
Committee Chair

Voting: 4-0-3

3 HB0244.SCI.WPD nbrady/NWB ECM/GAG 3/9/15 9:20 am

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