

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

Date

March 7, 2013

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB13-1204 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, line 20, strike "THEREIN." and substitute
- 2 "THEREIN, INCLUDING INCOME AND EARNINGS."
- 3 Page 4, line 16 after "COURT-DECREED" insert "LEGAL".
- 4 Page 4, line 18, after "COURT-DECREED" insert "LEGAL".
- 5 Page 5, line 2, after "PARTY" insert "AT THE TIME THE AGREEMENT WAS
- 6 SIGNED".
- 7 Page 5, line 3, after "TO" insert "SECTION 14-2-309 OR TO".
- 8 Page 7, line 16, after "PARTY;" add "OR".
- 9 Page 7, strike lines 17 and 18 and substitute:
- 10 "(b) **[reserved]**".
- 11 Page 7, line 27, after "MODIFICATION," insert "LIMITATION,".
- 12 Page 8, line 1, strike "MAINTENANCE," and substitute "MAINTENANCE OR
- 13 THE WAIVER OR ALLOCATION OF ATTORNEY FEES,".
- 14 Page 8, strike lines 4 through 9 and substitute:
- 15 "(6) **[reserved]**
- 16 "(7) **[reserved]**

1 (8) A PREMARITAL OR MARITAL AGREEMENT, OR AN AMENDMENT
2 OF EITHER, THAT IS NOT IN A RECORD AND SIGNED BY BOTH PARTIES IS
3 UNENFORCEABLE."

4 Page 8, line 21, strike "OR".

5 Page 8, strike line 24 and substitute:

6 "DISSOLUTION; OR

7 (e) VIOLATES PUBLIC POLICY."

8 Page 9, line 8, strike "MUST" and substitute "MAY".

9 Page 9, strike lines 19 through 23 and substitute:

10 "SECTION 2. In Colorado Revised Statutes, **repeal and reenact,**
11 **with amendments,** 15-11-207 as follows:

12 **15-11-207. Waiver of right to elect and of other rights** ANY
13 AFFIRMATION,".

14 Page 10, line 1, strike "THE PROVISIONS" and substitute "PART 3 OF
15 ARTICLE 2 OF TITLE 14, C.R.S."

16 Page 10, strike lines 2 through 12.

17 Renumber succeeding section accordingly.

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