

MAINE STATE LEGISLATURE

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L.D. 195

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 184, L.D. 195, Bill, "An Act to Place a Time Limit on the Award of Spousal Support"

Amend the bill in section 1 in paragraph A by inserting at the end the following:

'(3) Notwithstanding subparagraph (1), if the obligee, during the last 6 months of the payment of spousal support made by installment payments or other periodic payments, is or becomes incapacitated to the extent that the obligee can not be self-supporting financially after the payments end, the obligee may petition to the court for modification of the spousal support order. After notice and a hearing, the court may modify the spousal support order to extend or increase payments, as the court determines equitable and just, applying all other provisions of this subchapter.'

Further amend the bill by inserting at the end before the summary the following:

'Sec. 2. Effective date. This Act applies to:

1. Orders granting or denying spousal support entered on or after October 1, 2001; and

2. The modification, termination and enforcement of orders granting spousal support entered on or after October 1, 2001.'

COMMITTEE AMENDMENT

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SUMMARY

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This amendment is the minority report of the Judiciary Committee.

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8 This amendment limits the effect of the original bill to
10 allow general spousal support to continue beyond the time limits
12 stated in the bill if the former spouse receiving the spousal
14 support is or becomes incapacitated to the extent that the former
16 spouse can not be self-supporting financially once the payments
18 end. If this occurs during the last 6 months of the scheduled
payments, the obligee spouse may petition the court to modify the
order, which the court may do after notice and a hearing. All
provisions of the spousal support subchapter, other than the
limitation of the duration of support, apply, and the court's
modification is based on what the court determines to be
equitable and just.

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22 This Act applies to orders granting or denying spousal
support entered on or after October 1, 2001, and the
modification, termination and enforcement of orders granting
spousal support entered on or after October 1, 2001.