

SB0472/288478/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 472
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “if” in line 4 down through “consent” in line 7 and substitute “under certain circumstances; authorizing a court to merge or incorporate a certain settlement agreement into a certain divorce decree; authorizing a court to modify or enforce a certain settlement agreement consistent with certain provisions of law”.

AMENDMENT NO. 2

On page 2, in line 24, after “IF” insert “:

(I);

in the same line, strike “HAVE EXECUTED” and substitute “**EXECUTE AND SUBMIT TO THE COURT**”; strike beginning with “CONTESTED” in line 25 down through “INCLUDING” in line 26 and substitute “**ISSUES RELATING TO**”; in lines 27, 28, and 29, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively; in line 28, after “PROPERTY” insert “**, INCLUDING THE RELIEF PROVIDED IN §§ 8-205 AND 8-208 OF THIS ARTICLE**”; in line 30, after “CHILDREN” insert “;

(II) IF THE SETTLEMENT AGREEMENT PROVIDES FOR THE PAYMENT OF CHILD SUPPORT, THE PARTIES ATTACH TO THE SETTLEMENT AGREEMENT A COMPLETED CHILD SUPPORT GUIDELINES WORKSHEET;

(Over)

(III) NEITHER PARTY FILES A PLEADING TO SET ASIDE THE SETTLEMENT AGREEMENT PRIOR TO THE DIVORCE HEARING REQUIRED UNDER THE MARYLAND RULES; AND

(IV) AFTER REVIEWING THE SETTLEMENT AGREEMENT, THE COURT IS SATISFIED THAT ANY TERMS OF THE AGREEMENT RELATING TO MINOR OR DEPENDENT CHILDREN ARE IN THE BEST INTERESTS OF THOSE CHILDREN”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 15 through 22, inclusive, and substitute:

“(F) IF A COURT DECREES AN ABSOLUTE DIVORCE ON THE GROUNDS OF MUTUAL CONSENT UNDER SUBSECTION (A)(8) OF THIS SECTION, THE COURT MAY:

(1) MERGE OR INCORPORATE THE SETTLEMENT AGREEMENT INTO THE DIVORCE DECREE; AND

(2) MODIFY OR ENFORCE THE SETTLEMENT AGREEMENT CONSISTENT WITH TITLE 8, SUBTITLE 1 OF THIS ARTICLE.”.