



LEGISLATIVE ACTION

Senate . House

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Floor: WD/3R

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04/04/2013 02:11 PM

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Senator Flores moved the following:

**Senate Amendment**

Delete lines 754 - 773  
and insert:

(12) (a) An obligor may file a petition for modification or termination of an alimony award based on his or her retirement. If granted, the modification or termination of the alimony award shall become effective upon the later of the date of filing the petition for modification or termination, or the retirement date.

(b) A finding that an obligor has reached the age for retirement for full social security benefits or if younger, the



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14 customary retirement age for his or her occupation and has  
15 retired from this profession shall be considered a substantial  
16 change in circumstances as a matter of law. In determining  
17 whether the obligor's retirement is reasonable, the court shall  
18 consider the obligor's:

- 19 1. Age,  
20 2. Health, and  
21 3. Type of work.

22 (c) If the court finds the obligor's retirement is  
23 reasonable pursuant to paragraph (b), the court shall modify or  
24 terminate the alimony award if warranted after consideration of  
25 the financial circumstances of the parties.