



SF0100

Designation of spouses-revocation upon divorce or annulment.

Sponsored By: Senator(s) Barlow, Cooper and Nethercott and
Representative(s) Crago and Olsen

AN ACT relating to wills and probate; specifying the revocation of probate and nonprobate transfers to a spouse upon divorce or annulment; defining terms; specifying the role and use of governing instruments for revocations; repealing existing provisions concerning the revocation of transfers upon divorce or annulment; specifying applicability; and providing for an effective date.

1/11/2023 Bill Number Assigned
1/11/2023 S Received for Introduction
1/11/2023 S Introduced and Referred to S01 - Judiciary
1/18/2023 S01 - Judiciary:Recommend Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Case, Cooper, Furphy, Landen, Schuler
Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/18/2023 S Placed on General File
1/18/2023 S COW:Passed
1/19/2023 S 2nd Reading:Laid Back
1/20/2023 S 2nd Reading:Laid Back

SF0100S2001/ADOPTED

Page 2-line 16 Delete "a revocable" and insert "an".

Page 2-line 18 After "spouse" insert "that the divorced person could have revoked or amended".

Page 4-line 5 Delete "document" and insert "instrument".

Page 4-line 8 Delete "document" and insert "instrument".

Page 6-after line 13 Insert:

"(g) A payor or other third party is not liable for having made a payment or transferred an item of property or any other benefit to a beneficiary designated in a governing instrument affected by a divorce, annulment or remarriage, or for having taken any other action in good faith reliance on the validity of the governing instrument, unless the payor or other third party received reasonable written notice of the divorce, annulment or remarriage. A payor or other third party shall not have a duty or obligation to inquire as to the continued marital relationship between a divorced person and a beneficiary or to seek any evidence with respect to a marital relationship.". BARLOW

1/24/2023 S 2nd Reading:Passed
1/25/2023 S 3rd Reading:Passed 24-7-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Case, Cooper, Dockstader, Ellis, French, Furphy, Gierau, Hicks, Jones, Kinskey, Kolb, Landen, Nethercott, Pappas, President Driskill, Rothfuss, Salazar, Schuler, Scott

Nays: Senator(s) Bouchard, Brennan, Hutchings, Ide, Laursen, Mckeown, Steinmetz

Ayes 24 **Nays** 7 **Excused** 0 **Absent** 0 **Conflicts** 0

1/25/2023 H Received for Introduction
2/9/2023 H Introduced and Referred to H03 - Revenue
2/16/2023 H03 - Revenue:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Bear, Byron, Harshman, Locke, Northrup, Oakley, Storer, Strock, Zwonitzer

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/16/2023 H Placed on General File

SF0100HS001/ADOPTED (TO ENGROSSED COPY)

Page 2-line 9 Delete "husband and wife" and insert "spouses".
HARSHMAN, CHAIRMAN

2/22/2023 H COW:Passed

SF0100H2001/ADOPTED (TO ENGROSSED COPY)

Page 6-line 10 After "spouse" insert "unless revival is specifically
prohibited by a prenuptial or other written agreement
signed by both parties". CHESTEK

SF0100H2002/ADOPTED (TO ENGROSSED COPY)

Page 7-line 4 After "relationship." insert "Nothing in this
subsection shall be construed to deprive the rightful
owner of any funds, item of property or other benefit
to seek to recover the payment, item of property or
other benefit from the wrongful recipient of that
payment, item of property or other benefit.". CHESTEK

2/23/2023 H 2nd Reading:Passed

SF0100H3001/ADOPTED (TO ENGROSSED COPY)

Page 7-line 4 In the Chestek second reading amendment
(SF0100H2002/AE) to this line, delete "to seek" and
insert "from seeking". CHESTEK

2/24/2023 H 3rd Reading:Passed 50-12-0-0-0

ROLL CALL

Ayes: Representative(s) Allred, Andrew, Banks, Bear, Berger, Brown, Burkhart, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Nicholas, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Provenza, Rodriguez-Williams, Sherwood, Speaker Sommers, Stith, Storer, Strock, Tarver, Trujillo, Walters, Washut, Western, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

Nays: Representative(s) Allemand, Angelos, Hornok, Jennings, Pendergraft, Penn, Singh, Slagle, Smith, Styvar, Ward, Winter

Ayes 50 **Nays** 12 **Excused** 0 **Absent** 0 **Conflicts** 0

2/24/2023 S Received for Concurrence
2/27/2023 S Concur:Passed 24-7-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Brennan, Case, Cooper, Dockstader, Ellis, French, Furphy, Gierau, Hicks, Jones, Kinskey, Kolb, Landen, Nethercott, Pappas, President Driskill, Rothfuss, Schuler, Scott

Nays: Senator(s) Bouchard, Hutchings, Ide, Laursen, Mckeown, Salazar, Steinmetz

Ayes 24 **Nays** 7 **Excused** 0 **Absent** 0 **Conflicts** 0

2/27/2023 Assigned Number SEA No. 0070
2/27/2023 S President Signed SEA No. 0070
2/27/2023 H Speaker Signed SEA No. 0070
3/2/2023 Governor Signed SEA No. 0070
3/2/2023 Assigned Chapter Number 140

Chapter No. 140 Session Laws of Wyoming 2023