

1 Rule 106. Modification of divorce decrees.

2 (a) Commencement; service; answer. Proceedings-Except as provided in Utah Code Section
3 30-3-37, proceedings to modify a divorce decree shall be commenced by filing a petition to
4 modify the divorce decree. Service of the petition, or motion under Section 30-3-37, and
5 summons upon the opposing party shall be in accordance with Rule 4. The responding party shall
6 serve the answer within ~~twenty days after service of the petition~~ the time permitted by Rule 12.

7 (b) Temporary orders.

8 (b)(1) The judgment, order or decree sought to be modified remains in effect during the
9 pendency of the petition. The court may make the modification retroactive to the date on which
10 the petition was served. During the pendency of a petition to modify, the court:

11 (b)(1)(A) may order a temporary modification of child support as part of a temporary
12 modification of custody or parent-time; and

13 (b)(1)(B) may order a temporary modification of custody or parent-time to address an
14 immediate and irreparable harm or to ratify changes made by the parties, provided that the
15 modification serves the best interests of the child.

16 (b)(2) Nothing in this rule limits the court's authority to enter temporary orders under Utah
17 Code Section 30-3-3.

18