

Case Number: _____

EL PASO COUNTY DISTRICT COURT SPOUSAL/PARTNER ADVISORY MAINTENANCE GUIDELINES INFORMATION PURSUANT TO §14-10-114, C.R.S.

The Colorado Legislature has formulated **ADVISORY MAINTENANCE GUIDELINES** for spousal/partner maintenance which apply upon request of either party in dissolution of marriage, legal separation or declaration of invalidity of marriage cases, where parties have been married at least three (3) years (calculated from the date of marriage to the date the Decree of Dissolution/Legal Separation enters) and have combined gross annual income of \$240,000 or less. However, before maintenance can be granted to either party, the Court is required to consider some initial factors, including the amount of each party's gross income; the marital property apportioned to each party; financial resources of each party, including but not limited to, the actual or potential income from separate or marital property; reasonable financial need as established during the marriage; and whether maintenance would be deductible for federal income tax purposes by the payor and taxable income to the recipient. Further, the amount and term of the maintenance award, if any, that is fair and equitable to the parties includes consideration of certain factors under C.R.S. 14-10-114(3)(c), which include, but are not limited to, the following:

- Financial resources of the parties, including need of recipient spouse and payor's ability to pay maintenance
- Distribution of marital property
- Actual or potential income produced from separate or marital property
- Reasonable lifestyle and financial needs established during the marriage
- Income, employment and employability of the parties
- Historical earnings of the parties
- Duration of the marriage
- Reasonable ability to independently meet one's own reasonable needs
- Age and health status of each party
- Need and duration of education for lower earning party
- Amount of temporary maintenance and number of months paid, if any
- Significant economic or non-economic contributions to the marriage
- Any and all other relevant factors

You may either complete the manual maintenance guidelines calculation on the second page of this form **OR** you may complete an electronic Colorado Maintenance Worksheet at the following link: <https://www.coloradojudicial.gov/self-help/calculate-support-payments>.

By signing below, the parties and/or counsel below acknowledges they have received and reviewed this three-page advisement as to the maintenance statute, C.R.S. §14-10-114, and that the advisory statutory formula has been provided to them. It is further acknowledged that if maintenance is requested, it is **the responsibility of the parties and/or counsel** to do any calculation under the maintenance statute.

Print Name: Petitioner

Signature: Petitioner and/or Counsel Date

Print Name: Co-Pet. /Respondent

Signature: Co-Pet. /Respondent and/or Counsel Date

ADVISORY MAINTENANCE GUIDELINES CALCULATION

IMPORTANT NOTES:

- The values on this form are based upon each party’s representation of his/her income and are subject to change if a party’s income information changes.
- This form is for informational purposes only and DOES NOT constitute an agreement or order.
- **These advisory maintenance guidelines DO NOT create any presumption that maintenance will be ordered, or the amount or duration of any maintenance award. Absent an agreement of the parties, the Court retains full discretion to determine the award of maintenance, if any.**

Advisory Maintenance Guideline Calculation:

Petitioner’s adjusted gross monthly income	\$ _____ (A)
Co-Petitioner/Respondent adjusted gross monthly income	\$ _____ (B)
Combined adjusted gross monthly income (Line A plus Line B)	\$ _____ (C)
40% of combined adjusted gross income (Line C multiplied by 0.4)	\$ _____ (D)
Lower amount from Line A or Line B	\$ _____ (E)
Line D minus Line E (if Line D is less than Line E, then Line F is \$0)	\$ _____ (F)

Advisory Maintenance Guideline Amount:

If maintenance IS deductible by the payor for federal income tax purposes and taxable to the recipient use amount from Line F: \$ _____ (F)

If maintenance is NOT deductible by the payor for federal income tax purposes and taxable to the recipient:

If combined gross monthly income (Line C) is \$10,000 or less
80% of Line F (Line F multiplied by 0.8) \$ _____ (G)

If combined gross monthly income (Line C) is from \$10,001 to \$20,000:
75% of Line F (Line F multiplied by 0.75) \$ _____ (H)

Advisory Maintenance Guideline Summary:

The advisory maintenance guideline calculation would suggest a maintenance award which the Court *could* award of: \$ _____ per month, payable by _____ (higher earning party) to _____ (lower earning party) for _____ months.

Use the Maintenance Duration Table on page 3 to calculate the number of months of payment.

MAINTENANCE DURATION TABLE

Column 1 Months of Marriage

Column 2 Percentage

Column 3 Advisory Guideline Months of Maintenance Payments

<u>1</u>	<u>2</u>	<u>3</u>										
36	31.00%	11	87	39.50%	34	139	48.17%	67	191	50.00%	96	
37	31.17%	12	88	39.67%	35	140	48.33%	68	192	50.00%	96	
38	31.33%	12	89	39.83%	35	141	48.50%	68	193	50.00%	97	
39	31.50%	12	90	40.00%	36	142	48.67%	69	194	50.00%	97	
40	31.67%	13	91	40.17%	37	143	48.83%	70	195	50.00%	98	
41	31.83%	13	92	40.33%	37	144	49.00%	71	196	50.00%	98	
42	32.00%	13	93	40.50%	38	145	49.17%	71	197	50.00%	99	
43	32.17%	14	94	40.67%	38	146	49.33%	72	198	50.00%	99	
44	32.33%	14	95	40.83%	39	147	49.50%	73	199	50.00%	100	
45	32.50%	15	96	41.00%	39	148	49.67%	74	200	50.00%	100	
46	32.67%	15	97	41.17%	40	149	49.83%	74	201	50.00%	101	
47	32.83%	15	98	41.33%	41	150	50.00%	75	202	50.00%	101	
48	33.00%	16	99	41.50%	41	151	50.00%	76	203	50.00%	102	
49	33.17%	16	100	41.67%	42	152	50.00%	76	204	50.00%	102	
50	33.33%	17	101	41.83%	42	153	50.00%	77	205	50.00%	103	
51	33.50%	17	102	42.00%	43	154	50.00%	77	206	50.00%	103	
52	33.67%	18	103	42.17%	43	155	50.00%	78	207	50.00%	104	
53	33.83%	18	104	42.33%	44	156	50.00%	78	208	50.00%	104	
54	34.00%	18	105	42.50%	45	157	50.00%	79	209	50.00%	105	
55	34.17%	19	106	42.67%	45	158	50.00%	79	210	50.00%	105	
56	34.33%	19	107	42.83%	46	159	50.00%	80	211	50.00%	106	
57	34.50%	20	108	43.00%	46	160	50.00%	80	212	50.00%	106	
58	34.67%	20	109	43.17%	47	161	50.00%	81	213	50.00%	107	
59	34.83%	21	110	43.33%	48	162	50.00%	81	214	50.00%	107	
60	35.00%	21	111	43.50%	48	163	50.00%	82	215	50.00%	108	
61	35.17%	21	112	43.67%	49	164	50.00%	82	216	50.00%	108	
62	35.33%	22	113	43.83%	50	165	50.00%	83	217	50.00%	109	
63	35.50%	22	114	44.00%	50	166	50.00%	83	218	50.00%	109	
64	35.67%	23	115	44.17%	51	167	50.00%	84	219	50.00%	110	
65	35.83%	23	116	44.33%	51	168	50.00%	84	220	50.00%	110	
66	36.00%	24	117	44.50%	52	169	50.00%	85	221	50.00%	111	
67	36.17%	24	118	44.67%	53	170	50.00%	85	222	50.00%	111	
68	36.33%	25	119	44.83%	53	171	50.00%	86	223	50.00%	112	
69	36.50%	25	120	45.00%	54	172	50.00%	86	224	50.00%	112	
70	36.67%	26	121	45.17%	55	173	50.00%	87	225	50.00%	113	
71	36.83%	26	122	45.33%	55	174	50.00%	87	226	50.00%	113	
72	37.00%	27	123	45.50%	56	175	50.00%	88	227	50.00%	114	
73	37.17%	27	124	45.67%	57	176	50.00%	88	228	50.00%	114	
74	37.33%	28	125	45.83%	57	177	50.00%	89	229	50.00%	115	
75	37.50%	28	126	46.00%	58	178	50.00%	89	230	50.00%	115	
76	37.67%	29	127	46.17%	59	179	50.00%	90	231	50.00%	116	
77	37.83%	29	128	46.33%	59	180	50.00%	90	232	50.00%	116	
78	38.00%	30	129	46.50%	60	181	50.00%	91	233	50.00%	117	
79	38.17%	30	130	46.67%	61	182	50.00%	91	234	50.00%	117	
80	38.33%	31	131	46.83%	61	183	50.00%	92	235	50.00%	118	
81	38.50%	31	132	47.00%	62	184	50.00%	92	236	50.00%	118	
82	38.67%	32	133	47.17%	63	185	50.00%	93	237	50.00%	119	
83	38.83%	32	134	47.33%	63	186	50.00%	93	238	50.00%	119	
84	39.00%	33	135	47.50%	64	187	50.00%	94	239	50.00%	120	
85	39.17%	33	136	47.67%	65	188	50.00%	94	240	50.00%	120	
86	39.33%	34	137	47.83%	66	189	50.00%	95				
			138	48.00%	66	190	50.00%	95				