

## **Proposed Legislation on Modification of Maintenance Awards**

**Subsection (B) (9) (b) of the section 236 of the Domestic Relations Law is amended to read**

Upon application by either party, the court may annul or modify any prior order or judgment as to maintenance or child support, upon a showing of the recipient's inability to be self-supporting, including financial hardship. Upon application by either party, the court may annul or modify any prior order or judgment as to maintenance upon a showing of the payee's inability to be self-supporting, termination of child support awarded pursuant to section two hundred forty of this article, a substantial change in circumstances including financial hardship, **remarriage of the payee if the remarriage results in a substantial change of financial circumstance, or actual retirement of the payor . . . .**