

Case Number: \_\_\_\_\_

**TELLER 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.

<u>Column 1</u>	Months of Marriage
<u>Column 2</u>	Percentage
<u>Column 3</u>	Advisory Guideline Months of Maintenance Payments

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