

(b) The court shall determine the amount and the method of payment of a monetary award, or the terms of the transfer of the interest in [the pension, retirement, profit sharing, or deferred compensation plan] PROPERTY DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION, or both, after considering each of the following factors:

- (1) the contributions, monetary and nonmonetary, of each party to the well-being of the family;
- (2) the value of all property interests of each party;
- (3) the economic circumstances of each party at the time the award is to be made;
- (4) the circumstances that contributed to the estrangement of the parties;
- (5) the duration of the marriage;
- (6) the age of each party;
- (7) the physical and mental condition of each party;
- (8) how and when specific marital property or interest in [the pension, retirement, profit sharing, or deferred compensation plan] PROPERTY DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION, was acquired, including the effort expended by each party in accumulating the marital property or the interest in [the pension, retirement, profit sharing, or deferred compensation plan] PROPERTY DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION, or both;
- (9) the contribution by either party of property described in § 8-201(e)(3) of this subtitle to the acquisition of real property held by the parties as tenants by the entirety;
- (10) any award of alimony and any award or other provision that the court has made with respect to family use personal property or the family home; and
- (11) any other factor that the court considers necessary or appropriate to consider in order to arrive at a fair and equitable monetary award or transfer of an interest in [the pension, retirement, profit sharing, or deferred compensation plan] PROPERTY DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION, or both.

(c) The court may reduce to a judgment any monetary award made under this section, to the extent that any part of the award is due and owing.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively to cases for annulment or divorce filed on after the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2004.

Approved May 26, 2004.