



- How should the family home be valued by the courts? Are non-member spouses entitled to the same valuation?
 - Feedback included the following comments: market value is lower on reserve, leave it to the appraisal. Additionally membership asked how homes were valued off reserve for these purposes- Jeanie answered that valuation off reserve is market value less debts; the remainder is split 50/50 between both spouses. Further, traditional Ktunaxa law was shared that “children and land are not yours to fight over; they are the Creators”. This will become part of the preamble in our law and a new guiding principle.
 - ❖ Our first Draft will use market value of the home, less any debts owed on the home. Again, this is a first Draft and can be amended based on membership feedback.
- Should rent to own (ex. CMHC) homes be subject to the law?
 - The feedback on this matter was mixed. Comments heard included: depends on how long they have left on the mortgage, the Band is the Guarantor, why would we allow a non-member to live in a house when we have a housing shortage? Different scenarios were presented which raised different responses. In general most feedback did not favour division of interests in CMHC homes prior to discharge of the mortgage and allotment. Members were generally in favour of permitting a non-member spouse to stay in the home for six months in the event of the death of the member spouse.
 - ❖ Our First Draft will reflect the comments above.
- Should a non-member spouse have the right to stay in the home after the death of their member spouse?
 - Feedback included that members wanted spouses granted the right to stay in the home for a minimum of one year following the death of their spouse. During the year they can make application for an exclusive occupation order to stay in the home for a pre-determined period of time ex. until the kids leave the home, until the non-member passes, etc.
 - ❖ The first Draft law will reflect the comments above.

As you can see, the issues and options are complex. We received really great feedback and hope that people will continue to provide input. This way we can create a law that reflects what you believe to be truly fair and reflects the guiding principles mentioned above.



?AQAM

We recognize that not everyone can be physically present at meetings held on Reserve so here are more ways for you to access information and get involved:

- Go to our website: www.aqam.net: Jeanie's presentation, a PDF brochure and the meeting minutes from the January 29th meeting are available to download.
- Contact your Lands staff with your questions: Julie Couse, jcouse@aqam.net or Leeanna Rhodes, lrhodes@aqam.net, or at 250-426-5717.
- Attend the next Matrimonial Real Property Law meeting: April 23rd, 2015 5-7pm at the Band Hall. We will present the first Draft of this law to members and member spouses.
- View the Draft Law- let us know what you think. This will be available online, via mail or email, or hardcopy at the Band administration office after the April 23rd meeting.
- Vote- membership will be asked to vote on this law at a Meeting of Members, via phone or via mail-in ballots. Dates are yet to be