

Table of Contents

ARIZONA RULES OF FAMILY LAW PROCEDURE WITH COMMENTS.....	1
PART I GENERAL ADMINISTRATION.....	13
Rule 1 Scope and Applicability of These Rules	13
Rule 2 Applicability of the Arizona Rules of Evidence.....	42
Rule 3 Definitions.....	50
Rule 4 Computing and Extending Time.....	57
Rule 5 Consolidation	63
Rule 5.1 Simultaneous Dependency and Legal Decision-Making/Parenting Time Proceedings	69
Rule 6 Change of Judge as a Matter of Right	72
Rule 6.1 Change of Judge for Cause.....	80
Rule 7 Protected Address	84
Rule 8 Telephonic Appearances and Testimony	87
Rule 9 Duties of Parties or Counsel	91
Rule 10 Representation of Children.....	104
Rule 10.1 Court-Appointed Advisor.....	109
Rule 11 Attendance of Minors	113
Rule 12 Court Interviews of Children	115
Rule 13 Public Access to Proceedings and Records.....	120
Rule 14 Written Verifications and Unsworn Declarations Under Penalty of Perjury	124
Rule 15 Affirmation Instead of Oath.....	128
Rule 16 Interpreters	130
Rule 17 Sealing, Redacting, and Unsealing Court Records ...	133
Rule 18 Preserving a Recording of a Court Proceeding	136
Rule 19 Lost or Destroyed Records.....	139
Rule 20 Form of Documents	142
Rule 21 Improper Venue	151
Rule 22 Repealed Aug. 28, 2025, effective Jan. 1, 2026.....	153
PART II PLEADINGS AND MOTIONS.....	154
Rule 23 Pleadings: Petition and Response	154
Rule 23.1 Abrogated Aug. 30, 2018, effective Jan. 1, 2019.....	157
Rule 24 Contents of Pleadings.....	158
Rule 24.1 Time for Filing and Serving a Response to a Petition.....	164
Rule 25 Additional Filings	168
Rule 26 Signing Pleadings, Motions, and Other Documents; Representations to the Court; Sanctions.....	170
Rule 27 Service of the Petition	178
Rule 28 Amended and Supplemental Pleadings	180

Rule 29	Defenses; Motion for Judgment on the Pleadings; Joining Motions; Waiving Defenses; Pretrial Hearing	190
Rule 30	Right to Timely Review	208
Rule 31	[Reserved]	210
Rule 32	[Reserved]	211
Rule 33	Third-Party Rights and Other Claims in an Existing Action	212
Rule 34	Continuances and Scheduling Conflicts	215
Rule 35	Family Law Motion Practice	221
Rule 35.1	Motion for Reconsideration	230
PART III PARTIES		233
Rule 36	Real Party in Interest	233
Rule 37	Substitution of Parties: Death, Incapacity, and Transfer of Interest	237
Rule 37.1	Appointment of a Guardian ad Litem for an Alleged Incapacitated Person or an Adult in Need of Protection	241
Rule 38	[Reserved]	244
PART IV SERVICE		245
Rule 39	Meaning of Service	245
Rule 40	Summons	247
Rule 41	Service Within and Outside Arizona	253
Rule 42	[Reserved]	273
Rule 43	Service of Other Documents After Service of the Summons, Petition, and Order to Appear	274
Rule 43.1	Filings, Pleadings, and Other Documents	279
PART V DEFAULT DECREE AND CONSENT DECREE, JUDGMENT, OR ORDER; DISMISSAL		293
Rule 44	Default	293
Rule 44.1	Default Decree or Judgment by Motion and Without a Hearing	314
Rule 44.2	Default Decree or Judgment by Hearing	321
Rule 45	Consent Decree, Judgment, or Order	324
Rule 45.1	Summary Consent Decree	330
Rule 46	Dismissal	333
PART VI TEMPORARY ORDERS		343
Rule 47	Motions for Temporary Orders	343
Rule 47.1	Simplified Child Support Orders	353

TABLE OF CONTENTS

Rule 47.2	Motions for Post-Decree Temporary Legal Decision-Making, Parenting Time, Placement, Visitation, or Child Support Orders	356
Rule 48	Emergency Temporary Orders	360
PART VII DISCLOSURE AND DISCOVERY		367
Rule 49	Disclosure	367
Rule 50	Complex Case Designation.....	377
Rule 51	General Provisions Governing Discovery.....	380
Rule 52	Subpoena.....	387
Rule 53	Protective Orders Regarding Discovery Requests	402
Rule 54	Discovery Before an Action Is Filed or Pending an Appeal.....	405
Rule 55	Persons Before Whom Depositions May Be Taken; Depositions in Foreign Countries	412
Rule 56	Modifying Discovery and Disclosure Procedures and Deadlines	416
Rule 57	Depositions by Oral Examination	418
Rule 58	[Reserved].....	428
Rule 59	Using Depositions in Court Proceedings	429
Rule 60	Interrogatories to Parties	434
Rule 61	[Reserved].....	441
Rule 62	Production of Documents and Things and Entry onto Land.....	442
Rule 63	Physical, Mental or Behavioral Health, and Vocational Evaluations	449
Rule 64	Requests for Admission.....	453
Rule 65	Failure to Make Disclosures or to Cooperate in Discovery; Sanctions.....	460
PART VIII SETTLEMENT AND ALTERNATIVE DISPUTE RESOLUTION (“ADR”).....		471
Rule 66	Duties to Consider and Attempt Settlement by Alternative Dispute Resolution (“ADR”).....	471
Rule 67	Types of Alternative Dispute Resolution.....	475
Rule 67.1	Collaborative Law Proceedings.....	477
Rule 67.2	Uniform Family Law Arbitration Rule	489
Rule 67.3	Private Mediation.....	500
Rule 67.4	Settlement Conferences	507
Rule 68	Conciliation Court.....	511
Rule 69	Binding Agreements	519
Rule 70	Notice of Settlement	528
Rule 71	Sanctions	531
Rule 72	Family Law Master	533
Rule 72.1	Retirement, Benefits, Stock Options, and Other Employment Related Compensation.....	538
Rule 73	Family Law Conference Officer.....	541

2026 ARIZONA FAMILY LAW RULES HANDBOOK

Rule 74	Parenting Coordinator	544
Rule 75	[Reserved]	551
PART IX PRETRIAL AND TRIAL PROCEDURES ...		552
Rule 76	Resolution Management Conference	552
Rule 76.1	Scheduling Conference; Scheduling Statement; Pretrial Statement.....	555
Rule 76.2	Sanctions for Failure to Participate in a Court Proceeding	561
Rule 77	Trial Setting; Conduct of Proceedings; Procedures for Evidentiary Hearings and Trials.....	565
PART X JUDGMENTS AND DECREES.....		570
Rule 78	Judgment, Attorney Fees, Costs, and Expenses	570
Rule 78.1	Stipulated Order Terminating a Decree of Legal Separation	613
Rule 79	Summary Judgment	615
Rule 80	Declaratory Judgments	633
Rule 81	Post-Judgment Parenting Time Supervision and Case Implementation Supervision	639
Rule 82	Findings and Conclusions by the Court; Judgment on Partial Findings	643
Rule 83	Altering or Amending a Judgment	656
Rule 84	Motion for Clarification.....	676
Rule 85	Relief from Judgment.....	679
Rule 86	Harmless Error	714
Rule 87	Stay of Proceedings to Enforce a Judgment	718
Rule 88	Judge’s Inability to Proceed	727
Rule 89	Enforcing a Judgment for a Specific Act.....	730
Rule 90	Enforcing Relief for or Against a Nonparty	733
Rule 90.1	Retention and Disposition of Evidence and Illustrative Aids.....	735
PART XI POST-DECREE/POST-JUDGMENT PROCEEDINGS.....		737
Rule 91	Modification or Enforcement of a Judgment	737
Rule 91.1	Post-Judgment Petition to Modify Spousal Maintenance or Child Support	749
Rule 91.2	Post-Judgment Petition to Enforce Spousal Maintenance or Child Support	752
Rule 91.3	Post-Judgment Petition to Modify Legal Decision Making; Parenting Time; or Education Order.....	754
Rule 91.4	Post-Judgment Petition to Relocate or Prevent Relocation.....	758

TABLE OF CONTENTS

Rule 91.5	Post-Judgment Petition for Enforcement of Legal Decision-Making or Parenting Time; Warrant to Take Physical Custody	761
Rule 91.6	Orders That Affect Parenting Orders.....	765
Rule 91.7	Other Post-Judgment Petitions	768
PART XII CIVIL CONTEMPT AND ARREST WARRANTS		769
Rule 92	Civil Contempt and Sanctions for Non-Compliance with a Court Order	769
Rule 93	[Reserved].....	775
Rule 94	Civil and Child Support Arrest Warrants	776
PART XIII OTHER FAMILY LAW SERVICES AND RESOURCES.....		780
Rule 95	Other Family Law Services and Resources	780
Rule 96	[Reserved].....	786
PART XIV FAMILY LAW FORMS		805
Rule 97	Family Law Forms.....	805
Form 1	Notice of Limited Scope Representation	808
Form 2	Affidavit of Financial Information	812
Form 3	Confidential Sensitive Data Form	822
Form 4	Proposed Dissolution Resolution Statement.....	824
Form 5	Proposed Paternity Resolution Statement	831
Form 6	Default Information for Spousal Maintenance	835
Form 7	Uniform Family Law Interrogatories	838
Form 8	Consent Decree of Dissolution of Marriage (Divorce) with Children.....	850
Form 9	Parenting Coordinator’s Report.....	867
Form 10	Order Regarding Parenting Coordinator’s Report....	869
Form 11	Information for Parents Regarding the Use of Parenting Coordinators	871
Form 12	Inventory of Property and Debts	874
Form 13	Order to Appear; Pre-Judgment/Decree	878
Form 14	Order to Appear Post-Judgment/Decree	880
Form 15	Request and Order for Protected Address	882
Form 16	Pretrial Statement.....	885
Form 17	Good Faith Consultation Certificate	894
Form 18	Notice of Issues.....	897
Form 19	Joint Legal Decision-Making Education Order	900
Form 20	Sole Legal Decision-Making Education Order	904
TITLE 25. MARITAL AND DOMESTIC RELATIONS (SELECTED STATUTES)		909

CHAPTER 3 DISSOLUTION OF MARRIAGE	909
ARTICLE 1 ANNULMENT	909
§ 25-301 Grounds	909
§ 25-302 Procedure and law.....	909
§ 25-303 Repealed by Laws 1997, Ch. 79, § 25, eff. Jan. 1, 1998	910
ARTICLE 2 DISSOLUTION OF MARRIAGE	910
§ 25-311 Jurisdiction; form of petition; award of decree	910
§ 25-311.01 Repealed by Laws 1997, Ch. 79, § 26, eff. January 1, 1998	910
§ 25-312 Dissolution of marriage; findings necessary	910
§ 25-313 Decree of legal separation; findings necessary; termination of decree	912
§ 25-314 Pleadings; contents; defense; joinder of parties; confidentiality	913
§ 25-314.01 Summary consent petition and decree.	914
§ 25-315 Preliminary injunction; effect.....	915
§ 25-316 Temporary orders; definition.....	918
§ 25-317 Separation agreement; effect.....	919
§ 25-318 Disposition of property; retroactivity; notice to creditors; assignment of debts; contempt of court	921
§ 25-318.01 Military retirement benefits; disability related waiver	926
§ 25-318.02 Convicted spouse; award of community property; definition	926
§ 25-318.03 Human embryos; disposition; responsibility for resulting child; definitions	927
§ 25-319 Arizona Spousal Maintenance Guidelines	928
§ 25-320 Child support; factors; methods of payment; additional enforcement provisions; definitions	949
§ 25-320.01 Repealed by Laws 2002, Ch. 322, § 4 ..	954
§ 25-320.02 Self-employed parent; tax practitioner; definition.....	954
§ 25-321 Representation of child by counsel; fees	954
§ 25-322 Payment of maintenance or support; records; disclosure	955
§ 25-323 Assignments	956
§§ 25-323.01, 25-323.02 Repealed by Laws 2014, Ch. 229, § 11.	957

TABLE OF CONTENTS

§ 25-323.03	Forms; alternative forms	957
§ 25-324	Attorney fees.....	957
§ 25-325	Decree; finality; restoration of maiden name	958
§ 25-326	Independence of provisions of decree or temporary order; forms	959
§ 25-327	Modification and termination of provisions for maintenance, support and property disposition	960
§ 25-328	Sequence of trials when custody or parenting time is an issue.....	961
§ 25-329	Waiting period.....	961
§ 25-330	Employer cooperation.....	962
§ 25-331	Notification requirements.....	962
ARTICLE 3 CHILD CUSTODY [RENUMBERED].....		963
§§ 25-331.01 to 25-340.01	Renumbered as §§ 25-402 to 25-414	963
ARTICLE 4 ALIENATION OF AFFECTIONS		963
§ 25-341	Abrogation of alienation of affections action	963
§ 25-342	Repealed by Laws 1973, Ch. 139, § 1	963
ARTICLE 5 DOMESTIC RELATIONS EDUCATION ON CHILDREN'S ISSUES.....		963
§ 25-351	Domestic relations education; plan; administration .	963
§ 25-352	Applicability of program; compliance.....	964
§ 25-353	Failure to comply.....	965
§ 25-354	Children's issues education fund; report.....	965
§ 25-355	Fees; deferral or waiver	965
ARTICLE 6 ORDERS FOR ATTORNEY'S FEES [REPEALED]....		966
§ 25-371	Repealed by Laws 1973, Ch. 139, § 1	966
CHAPTER 4 LEGAL DECISION-MAKING AND PARENTING TIME		966
ARTICLE 1 LEGAL DECISION-MAKING AND PARENTING TIME		966
§ 25-401	Definitions.....	966
§ 25-402	Jurisdiction.....	966
§ 25-403	Legal decision-making; best interests of child.....	967
§ 25-403.01	Sole and joint legal decision-making and parenting time.....	968
§ 25-403.02	Parenting plans	969
§ 25-403.03	Domestic violence and child abuse.....	970
§ 25-403.04	Substance abuse	973

2026 ARIZONA FAMILY LAW RULES HANDBOOK

§ 25-403.05	Sexual offenders; murderers; legal decision-making and parenting time; notification of risk to child	974
§ 25-403.06	Parental access to prescription medication and records.....	974
§ 25-403.07	Identification of a primary caretaker and public assistance	975
§ 25-403.08	Resources and fees.....	976
§ 25-403.09	Child support.....	976
§ 25-403.10	Parenting time; safe exchange locations; court order.....	976
§ 25-404	Temporary orders.....	977
§ 25-405	Interviews by court; professional assistance.....	977
§ 25-406	Investigations and reports.....	978
§ 25-407	Legal decision-making and parenting time hearings; priority; costs; record.....	979
§ 25-408	Rights of each parent; parenting time; relocation of child; exception; enforcement; access to prescription medication and records	980
§ 25-409	Third party rights	983
§ 25-410	Judicial supervision	985
§ 25-411	Modification of legal decision-making or parenting time; affidavit; contents; military families	986
§ 25-412	Expedited child support and parenting time fund ..	989
§ 25-413	Domestic relations education and mediation fund; report.....	990
§ 25-414	Violation of visitation or parenting time rights; penalties	990
§ 25-415	Sanctions for litigation misconduct.....	991
§ 25-416	Sexual assault conviction; effect on rights.....	992
§ 25-417	Parent’s blindness; burden of proof; specific written findings; definitions.....	993
§ 25-418	Family reunification treatment; prohibited conditions; definition.....	993
APPENDICES.....		995
Appendix 1	2005 Initial Petition re Adoption of Family Law Rules	995
Appendix 2	2005 Response to Comments and Final Petition re Adoption of Family Law Rules	1000
Appendix 3	Spousal Maintenance Guidelines.....	1008
Appendix 4	Arizona Rules of Protective Order Procedure	1057
Appendix 5	2017 Petition to Amend Family Law Rules	1094

Table of Laws and Rules

Table of Cases

Index