

REFERENCE TITLE: *integrated family court; court orders*

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1190

Introduced by
Senators Landrum Taylor, Rios; Representative Bradley

AN ACT

AMENDING SECTION 25-323.02, ARIZONA REVISED STATUTES; RELATING TO DOMESTIC RELATIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 25-323.02, Arizona Revised Statutes, is amended to
3 read:

4 25-323.02. Domestic relations committee; membership; duties;
5 pilot programs; report

6 A. The domestic relations committee is established consisting of the
7 following members:

8 1. Two noncustodial parents who are knowledgeable in domestic
9 relations issues and who are not judges or commissioners. The president of
10 the senate and the speaker of the house of representatives shall each appoint
11 one of these members.

12 2. Two custodial parents who are knowledgeable in domestic relations
13 issues and who are not judges or commissioners. The president of the senate
14 and the speaker of the house of representatives shall each appoint one of
15 these members.

16 3. Two parents who have joint custody, who are knowledgeable in
17 domestic relations issues and who are not judges or commissioners. The
18 president of the senate and the speaker of the house of representatives shall
19 each appoint one of these members.

20 4. Two parents who are knowledgeable in domestic relations issues, who
21 are not judges or commissioners and who are appointed by the governor.

22 5. Two active or retired judges or commissioners, or both, from the
23 domestic relations department of the superior court who are appointed by the
24 chief justice of the supreme court. One of these members shall be from an
25 urban county and one member shall be from a rural county.

26 6. One domestic relations attorney who is appointed by the governor.

27 7. One clerk of the superior court who is appointed by the chief
28 justice of the supreme court.

29 8. A professional domestic relations mediator who is appointed by the
30 president of the senate.

31 9. A psychologist who is experienced in performing child custody
32 evaluations and who is appointed by the speaker of the house of
33 representatives.

34 10. A domestic relations educator who is experienced in matters
35 relating to parenting or divorce classes and who is appointed by the
36 governor.

37 11. A representative of a statewide domestic violence coalition who is
38 appointed by the president of the senate.

39 12. A representative of a conciliation court who is appointed by the
40 chief justice of the supreme court.

41 13. A marriage and family therapist who is knowledgeable in domestic
42 relations issues and who is appointed by the speaker of the house of
43 representatives.

44 14. A representative from a faith-based organization who is
45 knowledgeable in domestic relations issues and who is appointed by the
46 governor.

1 15. An administrative officer of the supreme court who is appointed by
2 the chief justice of the supreme court.

3 16. A member of a law enforcement agency in this state who is appointed
4 by the speaker of the house of representatives.

5 17. A member of an agency that advocates for children who is appointed
6 by the president of the senate.

7 18. One member of the family law section of the state bar of Arizona
8 who is appointed by the chief justice of the supreme court.

9 19. Four members of the senate, not more than two of whom are members
10 of the same political party. The president of the senate shall appoint these
11 members and shall designate one of them as the cochairperson.

12 20. Four members of the house of representatives, not more than two of
13 whom are members of the same political party. The speaker of the house of
14 representatives shall appoint these members and designate one of them as the
15 cochairperson.

16 B. The committee shall prepare a statewide plan for an integrated
17 family court with comprehensive subject matter jurisdiction over all matters
18 involving the family and submit this plan to the governor, the president of
19 the senate, the speaker of the house of representatives and the chief justice
20 of the supreme court on or before December 31, 2002. Based on this plan or
21 on other formal recommendations from the committee, beginning July 1, 2006,
22 the supreme court shall implement a two year integrated family court pilot
23 program in one county with a population of less than five hundred thousand
24 persons. **IN ADDITION TO ITS OTHER POWERS, THE FAMILY COURT ESTABLISHED BY**
25 **THE PILOT PROGRAM MAY ORDER A FAMILY TO PARTICIPATE IN SERVICES OFFERED BY**
26 **ANY STATE PROGRAM FOR WHICH THE FAMILY IS ELIGIBLE.** The supreme court shall
27 submit quarterly reports on the pilot program to the committee. The
28 committee shall include information from these reports in its annual report
29 prepared pursuant to subsection C of this section.

30 C. The committee shall prepare an annual written report regarding
31 recommended changes to the domestic relations statutes, rules and procedures
32 and other related issues designed to lead to a reform of the state's domestic
33 relations statutes. The committee shall submit this report to the governor,
34 the president of the senate, the speaker of the house of representatives and
35 the chief justice of the supreme court on or before December 31 of each year
36 and shall provide a copy of the report to the secretary of state and the
37 director of the Arizona state library, archives and public records.

38 D. The committee shall develop minimum training standards on domestic
39 violence and child abuse issues for persons conducting an investigation or
40 preparing a report concerning child custodial arrangements pursuant to
41 section 25-406. The committee shall approve the standards on or before
42 December 31, 2004. The committee may modify the standards on or before
43 December 31 of each year.

44 E. Nonlegislative members of the committee are not eligible to receive
45 compensation but are eligible for reimbursement of expenses pursuant to title
46 38, chapter 4, article 2.