

SUPREME COURT OF ARIZONA

In the Matter of) Arizona Supreme Court
) No. R-23-0041
RULES 44.1 AND 45, RULES OF)
FAMILY LAW PROCEDURE)
)
)
) **FILED:07/17/2023**
)
_____)

O R D E R

On July 6, 2023, Judge Paul McMurdie, Chair of the Family Court Improvement Committee, filed a rule petition on the Committee's behalf to amend Rules 44.1 and 45 of the Rules of Family Law Procedure. The amendments would make minor modifications to the current procedures for requesting spousal maintenance in default decrees, judgments without a hearing, and consent decrees. They are intended to facilitate the implementation of the recently adopted Spousal Maintenance Guidelines in Administrative Order 2023-119. To ensure that the amendments go into effect no later than January 1, 2024, Petitioner further requests that the petition be given expedited consideration under Rule 28(h)(1), Rules of the Supreme Court of Arizona. Upon consideration,

IT IS ORDERED granting the request to consider this petition on an expedited basis.

IT IS FURTHER ORDERED that during its August 2023 Rules Agenda, the Court will consider whether to adopt the proposed amendments to the rules on an emergency basis. If it does, the Court will consider whether to adopt the rule amendments on a permanent basis during its December 2023 Rules Agenda. If it decides not to adopt the proposed rule amendments on an emergency basis, the Court will decide whether to adopt them on a non-emergency basis during its December 2023 Rules Agenda.

IT IS FURTHER ORDERED that this petition is opened for public comment under Rule 28(c), Rules of the Supreme Court of Arizona, with all comments due no later than October 2, 2023, and any reply due no later than October 16, 2023.

The petition may be viewed by going to: <http://www.azcourts.gov/Rules-Forum>. This opens the "Welcome" page. Petitions are posted under the appropriate body of rules, for example, Rules of Criminal Procedure, which is found by scrolling down the page.

For instructions on how to post comments electronically, click on <https://www.azcourts.gov/rules/Forum-FAQ> at the top of the "Forum FAQ" page and then "How do I file a comment on a Rule 28 petition?"

Alternatively, commenters may submit comments by filing an original and one paper copy of the comment and one electronic copy of the written comments and supporting documents in

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TO:

Rule 28 Distribution

Paul J McMurdie