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**IN THE SUPREME COURT  
STATE OF ARIZONA**

In the Matter of	)	Arizona Supreme Court No. R-24-0035
	)	
PETITION TO AMEND RULES	)	
91(m) AND 91.1(c) OF THE	)	Comment of the Committee on
ARIZONA RULES OF FAMILY	)	Family Court
LAW PROCEDURE	)	
_____	)	

Undersigned, on behalf of the Committee on Family Court (“COFC”), f.k.a. Family Court Improvement Committee, files this Comment respectfully requesting that this Court defer a final decision on the Petition and instead refer the issue to COFC for further review and recommendation.

The Petition seeks to amend Rules 91(m) and 91.1(c), Arizona Rules of Family Law Procedure (ARFLP), to ensure that there be a disclosure deadline in post-judgment cases and to streamline the disclosure of documents.

At its February 15, 2024 meeting, COFC considered the pending Petition and its members voted unanimously to request that this Court refer the issue to COFC for further review and recommendation.

During its discussion, many members of COFC agreed that the problem raised by the Petition is real and needs to be addressed. However, COFC's members also agreed that the proposed amendments would not solve all of the many disclosure issues related to post-judgment petitions. For example, it was also recognized that the cross-reference to Rule 49 disclosure requirements in Rule 91(m) also creates controversy and litigation. Also, there is no disclosure deadline in Rule 91.5, ARFLP, as it relates to enforcement of legal decision-making and parenting time orders, and the proposed thirty days is too long for such matters that must be heard within twenty-five days.

Ultimately, after discussion, it was the view of the COFC that rather than amending Rule 91 in a piecemeal fashion over several years, the better approach would be for COFC to consider necessary modifications to Rules 91 to 91.7, ARFLP, as to disclosure obligations such that, as necessary, each rule would have specific disclosure obligations, without cross-referencing Rule 49, and establish disclosure deadline(s) as necessary.

For the foregoing reasons, COFC respectfully requests that the Court defer a final decision on the Petition and instead refer the issue to COFC for further review and recommendation.

DATED this 30th day of April 2024.

Greg Sakall

Chair, Committee on Family Court