

REFERENCE TITLE: child bigamy; polygamy; child custody

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2325

Introduced by
Representative Lujan

AN ACT

AMENDING TITLE 25, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 25-403.10; RELATING TO CHILD CUSTODY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 25, chapter 4, article 1, Arizona Revised Statutes,
3 is amended by adding section 25-403.10, to read:
4 25-403.10. Child bigamy; polygamy; custody and parenting time;
5 definitions
6 A. UNLESS THE COURT FINDS THAT THERE IS NO SIGNIFICANT RISK TO THE
7 CHILD AND STATES ITS REASONS IN WRITING, THE COURT SHALL NOT GRANT A PERSON
8 SOLE OR JOINT PHYSICAL OR LEGAL CUSTODY OF A CHILD OR UNSUPERVISED PARENTING
9 TIME WITH A CHILD IF THE COURT FINDS SUFFICIENT EVIDENCE TO BELIEVE THAT THE
10 PERSON HAS ENGAGED IN THE PRACTICE OF CHILD BIGAMY PURSUANT TO SECTION
11 13-3609 OR POLYGAMY AND WILL CONTINUE TO ENGAGE IN THE PRACTICE OF CHILD
12 BIGAMY OR POLYGAMY IN THE FUTURE.
13 B. FOR THE PURPOSES OF THIS SECTION:
14 1. "MARRIAGE" HAS THE SAME MEANING PRESCRIBED IN SECTION 13-3609.
15 2. "POLYGAMY" MEANS A PERSON WHO HAS A LIVING SPOUSE AND WHO KNOWINGLY
16 ENTERS INTO A MARRIAGE WITH ANY OTHER PERSON.