

REFERENCE TITLE: family court; right to jury

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SB 1330

Introduced by
Senator Finchem

AN ACT

AMENDING TITLE 25, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 25-419; RELATING TO LEGAL DECISION-MAKING AND PARENTING
TIME.

(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
3 Statutes, is amended by adding section 25-419, to read:

4 25-419. Right to jury trial; jury findings; priority

5 A. IN ANY LEGAL DECISION-MAKING OR PARENTING TIME PROCEEDING IN
6 WHICH A PARENT HAS BEEN APPORTIONED LESS THAN THIRTY-FIVE PERCENT
7 PARENTING TIME OR THE COURT HAS AWARDED FULL LEGAL DECISION-MAKING
8 AUTHORITY TO ONE PARENT, THE PARENT WHO HAS BEEN AWARDED LESS THAN
9 THIRTY-FIVE PERCENT PARENTING TIME OR HAS NOT BEEN AWARDED ANY LEGAL
10 DECISION-MAKING AUTHORITY HAS THE RIGHT TO REQUEST A JURY TRIAL TO
11 DETERMINE AN AWARD OF PARENTING TIME OR LEGAL DECISION-MAKING.

12 B. IN A CONTESTED LEGAL DECISION-MAKING OR PARENTING TIME
13 PROCEEDING, THE JURY SHALL MAKE SPECIFIC FINDINGS ON THE RECORD OF THE
14 FACTORS PRESCRIBED IN SECTION 25-403, SUBSECTION A AND THE REASONS THE
15 JURY VERDICT IS IN THE BEST INTERESTS OF THE CHILD.

16 C. THE REQUEST FOR A JURY TRIAL PURSUANT TO THIS SECTION SHALL TAKE
17 PRIORITY OVER OTHER CIVIL CASES.

18 Sec. 2. Legislative intent

19 The legislature intends that:

20 1. It shall be the policy of this state that there be an equitable
21 award of parenting time between both parents.

22 2. An equitable award of parenting time shall include equal
23 parenting time with a child for each parent on all holidays, the child's
24 birthday and both parents' birthdays.