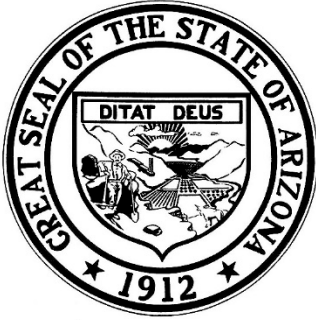


HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB 2432**

Abeytia Floor Amendment

Adds audio recording to the required surveillance system.

Amendment explanation prepared by Selianna Chang

Phone Number 65848

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2/25/2025

ABEYTIA FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2432
(Reference to printed bill)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.

[Green underlining in brackets] indicates text added to new session law or text restoring existing law.

~~[GREEN STRIKEOUT IN BRACKETS]~~ indicates new text removed from statute or previously enacted session law.

~~[Green strikeout in brackets]~~ indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

~~<<Green strikeout in carets>>~~ indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Title 11, chapter 3, article 2, Arizona Revised
3 Statutes, is amended by adding section 11-452, to read:

4 11-452. Neutral safe exchange locations; parenting time;
5 designation; immunity

6 A. EACH SHERIFF'S OFFICE SHALL DESIGNATE AT LEAST ONE PARKING LOT
7 AT THE SHERIFF'S OFFICE OR SHERIFF'S OFFICE SUBSTATION AS A NEUTRAL SAFE
8 EXCHANGE LOCATION FOR THE PURPOSES OF EXCHANGING CHILDREN PURSUANT TO A
9 PARENTING PLAN UNDER SECTION 25-403.10.

10 B. EACH PARKING LOT THAT IS DESIGNATED AS A NEUTRAL SAFE EXCHANGE
11 LOCATION SHALL HAVE A PURPLE LIGHT OR A SIGN CLEARLY IDENTIFYING THE AREA
12 AS A NEUTRAL SAFE EXCHANGE LOCATION. THE NEUTRAL SAFE EXCHANGE LOCATION
13 SHALL MEET ALL OF THE FOLLOWING:

14 1. PROVIDE ACCESSIBILITY TWENTY-FOUR HOURS A DAY, SEVEN DAYS A
15 WEEK.

16 2. HAVE ADEQUATE LIGHTING AND AN EXTERNAL VIDEO SURVEILLANCE SYSTEM
17 THAT RECORDS [VIDEO AND AUDIO] CONTINUOUSLY TWENTY-FOUR HOURS A DAY, SEVEN
18 DAYS A WEEK AND THAT HAS THE ABILITY TO RETAIN VIDEOS [AND AUDIO] FOR
19 FORTY-FIVE DAYS.

20 3. HAVE AT LEAST ONE CAMERA THAT IS FIXED IN OR NEAR THE DESIGNATED
21 NEUTRAL SAFE EXCHANGE LOCATION, THAT CAPTURES IMAGES THAT CLEARLY AND
22 ACCURATELY DISPLAY THE TIME AND DATE AND THAT HAS THE ABILITY TO STORE
23 IMAGES FOR FORTY-FIVE DAYS.

24 C. COUNTIES, SHERIFFS, LAW ENFORCEMENT OFFICERS AND EMPLOYEES OF
25 THE DESIGNATED NEUTRAL SAFE EXCHANGE LOCATION ARE NOT LIABLE FOR CIVIL
26 DAMAGES FOR ANY ACT OR OMISSION RELATING TO AN INCIDENT ARISING OUT OF THE
27 EXCHANGE OF A CHILD AT A NEUTRAL SAFE EXCHANGE LOCATION.

1 Sec. 2. Section 25-403.02, Arizona Revised Statutes, is amended to
2 read:

3 25-403.02. Parenting plans

4 A. If the child's parents cannot agree on a plan for legal
5 decision-making or parenting time, each parent must submit a proposed
6 parenting plan.

7 B. Consistent with the child's best interests in section 25-403 and
8 sections 25-403.03, 25-403.04 and 25-403.05, the court shall adopt a
9 parenting plan that provides for both parents to share legal
10 decision-making regarding their child and that maximizes their respective
11 parenting time. The court shall not prefer a parent's proposed plan
12 because of the parent's or child's gender.

13 C. Parenting plans shall include at least the following:

14 1. A designation of the legal decision-making as joint or sole as
15 defined in section 25-401.

16 2. A DESCRIPTION OF each parent's rights and responsibilities for
17 the personal care of the child and for decisions in areas such as
18 education, health care and religious training.

19 3. A practical schedule of parenting time for the child, including
20 holidays and school vacations.

21 4. A procedure for the exchanges of the child, including location
22 and responsibility for transportation. THE PARENTING PLAN SHALL INDICATE
23 WHETHER THE EXCHANGE LOCATION IS REQUIRED TO BE A SAFE EXCHANGE LOCATION
24 PURSUANT TO SECTION 25-403.10.

25 5. A procedure by which proposed changes, relocation of where a
26 child resides with either parent pursuant to section 25-408, disputes and
27 alleged breaches may be mediated or resolved, which may include the use of
28 conciliation services or private counseling.

29 6. A procedure for periodic review of the plan's terms by the
30 parents.

31 7. A procedure for ~~communicating~~ PARENTS TO COMMUNICATE with each
32 other about the child, including methods and frequency.

33 8. A statement that each party has read, understands and will abide
34 by the notification requirements of section 25-403.05, subsection B.

35 D. If the parents are unable to agree on any element to be included
36 in a parenting plan, the court shall determine that element. The court
37 may determine other factors that are necessary to promote and protect the
38 emotional and physical health of the child.

39 E. Shared legal decision-making does not necessarily mean equal
40 parenting time.

41 Sec. 3. Title 25, chapter 4, article 1, Arizona Revised Statutes,
42 is amended by adding section 25-403.10, to read:

43 25-403.10. Parenting time; safe exchange locations; court
44 order

45 A. IN ANY PROCEEDING IN WHICH THE COURT ENTERS A PARENTING PLAN OR
46 A LEGAL DECISION-MAKING OR PARENTING PLAN ORDER, INCLUDING THE
47 MODIFICATION OF AN EXISTING PARENTING PLAN OR A LEGAL DECISION-MAKING OR

1 PARENTING PLAN ORDER, THE COURT MAY ENTER AN ORDER REQUIRING THE PARTIES
2 TO EXCHANGE CUSTODY OF THE MINOR CHILD AT A SAFE EXCHANGE LOCATION IF THE
3 COURT FINDS ANY OF THE FOLLOWING:
4 1. THERE IS A RISK OR IMMINENT THREAT OF HARM TO ONE PARTY OR THE
5 CHILD DURING THE EXCHANGE OF THE CHILD.
6 2. THE REQUIREMENT IS NECESSARY TO ENSURE THE SAFETY OF A PARENT OR
7 THE CHILD.
8 3. THE REQUIREMENT IS IN THE BEST INTERESTS OF THE CHILD.
9 B. A SAFE EXCHANGE LOCATION INCLUDES ALL OF THE FOLLOWING:
10 1. A DESIGNATED NEUTRAL SAFE EXCHANGE LOCATION PURSUANT TO SECTION
11 11-452.
12 2. A LOCATION APPROVED BY AN AUTHORIZED AGENT WHO CURRENTLY
13 PROVIDES PROFESSIONAL SUPERVISED VISITATION TO THE PARTIES.
14 3. A LOCATION APPROVED BY THE COURT.
15 4. A LOCATION AGREED TO BY THE PARTIES.

16 Enroll and engross to conform
17 Amend title to conform

ANNA ABEYTIA

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