

Parental Rights Arizona

Last Updated: March 2020

Question	Answer
Does the state allow for termination or limitation of parental rights when a child is born from rape?	Yes
Does the state require a conviction for the sexual offense to terminate or limit the rapist's parental rights?	Yes
May the state terminate or limit parental rights when there was a sexual assault that led to the birth of the child, but no conviction?	No
What parental rights can be terminated or limited?	Terminated: Parenting time; Joint/sole decision-making
Are there any exceptions to the termination or limitation of a rapist's parental rights?	N/A
What other rights may be impacted by terminating a rapist's parental rights?	N/A
What is the procedure for termination or limitation of parental rights in these circumstances?	Victim, or any person or agency that has a legitimate interest in the welfare of a child, must petition the court.
What proof do you have to show to terminate or limit the rapist parent's parental rights?	Conviction for sexual assault under § 13-1406. Sexual assault
Are there any time limits for when a petition must be filed to terminate or limit the rapist parent's rights?	N/A
Does the law apply to both adult victims and underage victims?	Yes
Does the law have any exceptions for married or co-habiting victims?	No
Can a court require the rapist parent to pay child support after parental rights have been terminated?	No
Statutory Citations	See, A.R.S. § 25-416 Sexual assault conviction; effect on rights'; AZ ST § 8-533. Petition; who may file; grounds.; A.R.S. § 25-501(f) Duties of support; exemption