

PETITION FOR DISSOLUTION OF NON-COVENANT MARRIAGE (DIVORCE) WITHOUT MINOR CHILDREN

(CHECKLIST)

Use the forms and instructions in this packet **ONLY** if the following factors apply to your situation:

- √ You want to file a petition for divorce, AND
- √ You do not have a “covenant” marriage, or since you were married you have not agreed to change your marriage to a “covenant” marriage (These papers will not work for a covenant marriage).*

*What is a “Covenant Marriage?” As of August 21, 1998, the Arizona Legislature created a new type of marriage called “covenant” marriage. To have a covenant marriage, both husband and wife would have had to:

1. sign papers requesting to have a covenant marriage;
2. attend pre-marital counseling; AND
3. your marriage license would say “Covenant Marriage.”

If you were married before August 21, 1998 and have not signed papers to convert your marriage to a covenant marriage, you do not have a covenant marriage.

- √ You and your spouse have no minor children with each other AND the wife is not pregnant by the husband or will not be pregnant by the husband before the divorce is over, AND
- √ You or your spouse have lived in Arizona at least 90 days before you file the Petition, or one of you is a member of the armed forces and has been stationed in Arizona at least 90 days before you file, AND
- √ You believe that the marriage is irretrievably broken (you and your spouse cannot make this marriage work), AND
- √ You or your spouse have either tried to resolve your problems through Conciliation Court, or there is no point in trying to resolve your problems because the marriage is irretrievably broken.

If you are not sure that these forms and instructions apply to your situation, see a lawyer for help.