

IN THE SUPERIOR COURT OF _____ COUNTY
STATE OF GEORGIA

Plaintiff
Vs.

Defendant

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:
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:
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:
:

CIVIL ACTION
FILE NO. _____

PERMANENT PARENTING PLAN ORDER

The mother and father will be courteous toward each other and each child so as to provide a loving, stable, consistent and nurturing relationship with the child even though they are not married. They will not speak badly of each other or the members of the family of the other parent. They will encourage each child to continue to love the other parent and be comfortable in both families.

This plan is a new plan.
 modifies an existing Parent Plan dated _____.
 modifies an existing Order dated _____.

| CHILD'S FULL NAME | DATE OF BIRTH |
|-------------------|---------------|
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- I. Custody and Decision Making:**
- A. Legal Custody shall be (choose one):**
 with the Mother
 with the Father
 Joint

B. Primary Physical Custodian

For each of the children named below the primary physical custodian shall be:

| NAME | DOB | () MOTHER | () FATHER | () JOINT |
|------|-----|------------|------------|-----------|
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FOR THOSE PARENTS CHOOSING JOINT PHYSICAL CUSTODY, A DETAILED PLAN OF THE LIVING ARRANGEMENTS OF THE CHILD(REN) **MUST BE ATTACHED AND MADE A PART OF THIS PARENTING PLAN.**

C. Day-To-Day Decisions

Each parent shall make decisions regarding the day-to-day care of a child while the child is residing with that parent, including any emergency decisions affecting the health or safety of a child.

D. Major Decisions

Major decisions regarding each child shall be made as follows:

- Educational decisions () mother () father () joint
- Non-emergency health care () mother () father () joint
- Religious upbringing () mother () father () joint
- Extracurricular activities () mother () father () joint
- _____ () mother () father () joint
- _____ () mother () father () joint

II. Parenting and Visitation Schedule

A. Residential Time With Each Parent

The Custodial Parent(s) (is) (are): _____

Under the schedule set forth below, each parent will have parenting time with the child(ren) in the approximate percentages stated below:

B. The Parents Agree to the Following (check all that apply):

() The parents shall make genuine efforts to refrain from arguments concerning visitations. Such arguments undermine the parents' relationship with the child and

burden the child with the guilt of responsibility for such friction. The parents shall endeavor to cooperate with the child with the goal of reducing the strife and confusion surrounding the child when parents have elected to divorce. It is beneficial that the child experience affectionate care from both parents, and both of the parties hereto acknowledge that visitation exists primarily for the benefit of the child.

() Both parties shall be diligent in having the child ready with the necessary belongings and available at the appointed times and the transporting party shall be prompt in picking up and delivering the child, provided, however, that the transporting parent for visitation shall have a grace period of fifteen (15) minutes for pick-up and delivery if both parties live within a distance of fifty (50) miles from each other. If the one way distance to be traveled is in excess of one hundred (100) miles, the grace period shall be thirty (30) minutes. In the event the visiting parent exceed the grace period, the visitation for that weekend is forfeited unless prior notification and arrangements have been made and except in cases where the visiting parent suffers an unavoidable breakdown or delay en route and the visiting parent promptly notifies the custodial parent by phone of the delay. Repeated violations by either parent shall be cause for granting a modification of the custody order either by changing custody or curtailing visitation, as the case may be.

() In the event that the child develops a serious illness or injury while visiting with one parent, that parent shall promptly inform the other parent of the child's condition. Elective surgery shall be performed on the child only after both parents have consented to the same. Emergency surgery necessary for the preservation of life or to prevent a further serious injury or condition may be performed without the other parent's consent, provided, however, that if time permits, the other parent shall be consulted and, in any event, he or she shall be informed as soon as possible.

() Neither party shall have his or her girlfriend, boyfriend, or other overnight date who is unrelated by blood or marriage spend the night when the child is in his or her custody.

() If either parent decides to relocate more than _____ miles away from the other parent's home, the moving parent will give the other parent written notice of the intent to relocate no less than (choose one) [30 days/60 days/90 days/six months] prior to the date of moving.

() Neither party shall consume alcohol or illegal drugs and then operate a motor vehicle when the child is in his or her custody.

() The parent in possession of the minor child(ren) will be responsible for supervising and assisting in any schoolwork immediately due and for any activity scheduled for the child. The parents agree to give each other reasonable notice of any activities scheduled during the other parent's possession of the child(ren).

C. Visitation

During the term of this parenting plan the non-custodial parent shall have at a minimum the

following rights of visitation (choose an item):

- The first and third weekend of each month.
- The first, third, and fifth weekend of each month.
- The second and fourth weekend of each month.
- Every other weekend starting on _____.
- Each _____ starting at _____ a.m./p.m. and ending _____ a.m./p.m.
- Other _____
- and weekday visitation on (choose an item):
 - None
 - Every Wednesday Evening
 - Every other Wednesday during the week prior to a non-visitation weekend.
 - Every _____ and _____ evening.
 - Other: _____

For purposes of this parenting plan, a weekend will start at _____ a.m./p.m. on [Thursday/Friday/Saturday/Other: _____] and end at _____ a.m./p.m. on [Sunday/Monday/Other: _____].

Weekday visitation will begin at _____ a.m./p.m. and will end [7:00 p.m./8:00 p.m./when the child(ren) return(s) to school or day care the next morning/ Other: _____].

This parenting schedule begins:

- _____ OR date of the Court's Order
(day and time)

D. Holiday Schedule (if applicable) and Other School Free Days (Attach School or District Schedule)

Indicate if child(ren) will be with the parent in ODD or EVEN numbered years or indicate EVERY year:

| | MOTHER | FATHER |
|---------------------------|---------------|---------------|
| Martin Luther King Day | _____ | _____ |
| President's Day | _____ | _____ |
| Mother's Day | _____ | _____ |
| Father's Day | _____ | _____ |
| July Fourth | _____ | _____ |
| Labor Day | _____ | _____ |
| Halloween | _____ | _____ |
| Thanksgiving Day & Friday | _____ | _____ |
| Child(ren)'s Birthday(s) | _____ | _____ |
| Other School Free Days | _____ | _____ |
| Mother's Birthday | _____ | _____ |
| Father's Birthday | _____ | _____ |
| Religious Holidays: | _____ | _____ |
| Other: _____ | _____ | _____ |
| Other: _____ | _____ | _____ |
| Other: _____ | _____ | _____ |

If there is a conflict between the regular visitation schedule and the holiday schedule, the holiday schedule will prevail.

For the purposes of this parenting plan, the holiday will start and end as follows (choose one):

- () Holidays that fall on Friday will include the following Saturday and Sunday
- () Holidays that fall on Monday will include the preceding Saturday and Sunday
- () Other: _____

E. Fall Vacation (if applicable) (Define)

The day to day schedule shall apply except as follows:

 _____ beginning _____

F. Winter Vacation

The () mother () father shall have the child(ren) for the first period from the day and time school is dismissed until December _____ at _____ a.m./p.m. in () odd numbered years () even numbered years () every year. The other parent will have

Define "long distance" for purposes of transportation: _____.

Other arrangements: _____.

If a parent does not possess a valid driver's license, he or she must make reasonable transportation arrangements to protect the child or children while in the care of that parent.

K. Changes and Cancellations (please check if applicable):

() If the parents cannot agree on a requested change in the visitation schedule, the parents agree to seek voluntary mediation to resolve the differences prior to filing a modification with the Court. If mediation is requested, the cost of mediation will be paid by (choose one) [the party requesting the change/both parties equally/other: _____].

L. Telephone Access

The parents agree that when the child or children reside with one, the other parent will have the right to unimpeded telephone conversations with the child or children as follows (check all that apply):

- () Unrestricted telephone access to the child(ren) during reasonable hours and of reasonable duration.
- () _____ telephone calls to the child(ren) per week with the duration of each call not to exceed _____ Minutes.
- () The child(ren) are allowed to call either parent at any time.
- () Neither parent will monitor the telephone conversations their child(ren) have with the other parent.
- () Neither parent will use the child(ren) to communicate messages to the other parent.

Other provisions for telephone access:

M. Supervision of Parenting Time (if applicable)

() Check here if applicable
Supervised parenting time shall apply during the day-to-day schedule as follows:

Place: _____

Person/Organization supervising: _____

Responsibility for cost:

() mother () father () both equally

N. Conduct and Communication Provisions

Please check all that apply:

- Each parent shall promptly notify the other parent of a change of address, phone number or cell phone number so that the other parent may exercise visitation, notify the other parent, and reach the child(ren) while in the other parent’s possession. (Please see relocation provision in Section II. B. above pertaining to moves of greater distances).
- The child(ren) will not be left along until the age of _____.
- Neither parent will
 - Discuss past, present or future litigation with the child(ren);
 - Complain about, criticize, or blame the other parent in the presence of the child(ren) and shall instruct others to refrain from such conduct in the presence of the child(ren);
 - Accuse the other parent of being at fault in the presence of the child(ren);
 - Use the child(ren) as “bargaining chips” to influence the actions of the other parent;
 - Make negative, critical or hurtful comments about the other party’s family members in the presence of the minor children; and
 - Use profanity in any conversation with the other parents in the child(ren)’s presence or go into the other parent’s home without consent.

III. Access to Records

A. Rights of the Parents

Pursuant to O.C.G.A. §19-9-1(b)(1)(D), both parents are entitled to access to all of the child(ren)’s records and information, including, but not limited to, education, health, extracurricular activities, and religious communications. Designation as a non-custodial parent does not affect a parent’s right to equal access to these records. However, the parties may agree to limitations on access to records.

Please list any agreed to limitations on access rights: _____

B. School Records Access/Communication Provisions (check all that apply):

- The parents shall take the necessary action with school authorities of the schools in which the children are enrolled to:
 - A. List both parents as a parent of the child(ren);
 - B. Authorize the school to release to both parents any and all information concerning the child(ren);
 - C. Ensure that both parents receive copies of any notices regarding the child(ren).

Each parent will be entitled to complete, detailed information or reports from any teacher or school pertaining to the child(ren), their schoolwork, their educational needs, their conduct, or opportunities available to the child(ren).

Each parent shall promptly transmit to the other parent any information received concerning parent schedules and any other school activities in which the child(ren) may be engaged or interested.

Each parent shall promptly after receipt, furnish the other parent a photocopy of the child(ren)'s grade reports and copies of any other reports concerning the child(ren)'s status or progress.

Each parent shall, when possible, arrange appointments for parent-teacher conferences at a time when the other parent can be present and, whenever possible, they shall be attended by both parents.

IV. Modification of Plan or Disagreement

Parties may, by mutual agreement, vary the parenting time/visitation; however, such agreement shall not be a binding court order. Custody shall only be modified by court order.

Should the parents disagree about this parenting plan or wish to modify it, they must make a good faith effort to resolve the issue between them. Possible channels for resolution of disputes include mediation, or the Court. Please indicate below your preferred method of dispute resolution.

Mediation by a neutral party chosen by the parents or the Court.

Arbitration by a neutral party selected by parents or the Court.

The Court due to order of protection or restrictions.

Other: _____

The costs of this process may be determined by the alternative dispute process or may be assessed by the Court based upon the incomes of the parents. It must be commenced by notifying the other parent and the Court by written request certified mail other: ____

In the dispute resolution process:

1. Preference shall be given to carrying out this parenting plan.
2. The parents shall use the process to resolve disputes relating to implementation of the Plan.
3. A written record shall be prepared of any agreement reached, and it shall be provided to each parent.

4. If the Court finds that a parent willfully failed to appear without good reason, the Court, upon motion, may award attorney fees and financial sanctions to the prevailing parent.

V. Special Considerations

Please attach an addendum detailing any special circumstances of which the Court should be aware (e.g., health issues, educational issues, etc.)

VI. Parents' Consent

Please review the following and initial:

1. We recognize that a close and continuing parent-child relationship and continuity in the child's life is in the child's best interest.

Mother's Initials: _____ Father's Initials: _____

2. We recognize that our child's needs will change and grow as the child matures; we have made a good faith effort to take these changing needs into account so that the need for future modifications to the parenting plan are minimized.

Mother's Initials: _____ Father's Initials: _____

3. We recognize that the parent with physical custody will make the day-to-day decisions and emergency decisions while the child is residing with such parent (see Section I.C. above).

Mother's Initials: _____ Father's Initials: _____

ORDER

The Court has reviewed the foregoing Permanent Plan Order, and it is hereby made the order of this Court.

This Order entered on _____, 20__.

JUDGE
Superior Court of _____ County
