

CONSENT JUDGMENT

**FOR LEGAL DECISION-MAKING,
PARENTING TIME, AND CHILD SUPPORT
With or without PATERNITY**

4

To get the Order when both parties agree

Forms and Instructions

**CONSENT JUDGMENT BY AGREEMENT OF BOTH PARTIES FOR
LEGAL DECISION-MAKING, PARENTING TIME, AND CHILD SUPPORT**
With or without **PATERNITY**

CHECKLIST

You may use these forms if . . .

- ✓ You or the other party filed a **Petition to Establish Paternity, Legal Decision-Making (Custody), Parenting Time, and Child Support**

OR

Petition to Establish Legal Decision-Making (Custody), Parenting Time, and Child Support

- ✓ You and the other party agree on ALL of the terms in the proposed court order (a “Consent Judgment”), including:
 - Legal Decision-Making (Legal Custody)
 - Parenting Time,
 - Child Support, and
 - Paternity, (ONLY IF Paternity needs to be established).
- ✓ You and the other parent will provide your notarized signatures on the Consent Judgment to indicate your agreement on all terms; AND
- ✓ You and the other party have attended or will attend the Parent Information Program (PIP) before you provide the Consent Judgment to the Court;

✗ DO NOT USE THESE FORMS IF:

- ✗ You and the other party disagree on ANY terms in the proposed court order (“the Consent Judgment”).

READ ME: Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Law Library Resource Center website.

Consent judgment for legal decision-making, parenting time, and child support with or without paternity

This packet contains court forms and instructions to file for a consent judgment for legal decision-making, parenting time and child support with or without paternity. Items in **bold** are forms that you will need to file with the Court. Non-bold items are instructions or procedures. Do not copy or file those pages!

Order	Title	# pages
1	Checklist: You may use this packet if . . .	1
2	Table of Contents (this page)	1
3	Instructions: How to fill out the Consent Judgment for Legal Decision-making, Parenting Time, and Child Support, with or without Paternity	3
4	Parenting Plan Information	2
5	Procedures: Completing your papers and what to do next	4
6	Notice of Lodging	2
7	Consent Judgment and Order for Legal Decision-making, Parenting Time, and Child Support with or without paternity	9
8	Parenting Plan	11

The documents you have received are copyrighted by the Superior Court of Arizona in Maricopa County. You have permission to use them for any lawful purpose. These forms shall not be used to engage in the unauthorized practice of law. The Court assumes no responsibility and accepts no liability for actions taken by users of these documents, including reliance on their contents. The documents are under continual revision and are current only for the day they were received. It is strongly recommended that you verify on a regular basis that you have the most current documents.

Instructions: How to fill out the Consent Judgment for Legal Decision-making, Parenting Time, and Child Support, with or without Paternity

You may only use these instructions if you and the other party have agreed to file and sign a consent judgment.

Instructions:

1. **Top left:** On the first page, fill in the information requested at top left for the person filing the Consent Judgment and Respondent/Party B. Use the spaces marked “representing” and “state bar number” only if an attorney is preparing this form.
2. **Names:** Fill in the names of the persons shown as “Petitioner/Party A” and “Respondent/Party B” and the case number as on the Petition.
3. **Complete:** Fill out the remaining parts of this Consent Judgment according to you and the other party’s agreements.
4. **Meaning of signatures:** When you and the other party sign this Consent Judgment, you state to the Court:
 - You have read, understand and agree with the contents of the Consent Judgment.
 - You agree to all the terms stated in the Consent Judgment.
 - You are requesting the Court to make this document a Court Order that governs your rights and obligations regarding your child(ren).

Signatures:

Do not sign until you are in the presence of a Clerk of Superior Court or a notary public. Be prepared to show photo identification.

Read carefully before you sign. Do not sign if you do not understand or do not agree to all terms of this consent judgment.

Lawyer signatures: if either party is represented by an attorney, the attorney(s) must also sign.

Attorney general signature: if the attorney general’s office, division of child support Enforcement, is involved in your case, a representative of that agency must approve the child support amount and sign below.

Other important papers in this packet

Parenting Plan

Fill out the Parenting Plan to let the Court know details about what you want for legal decision-making authority and parenting time. It is important to be specific when filling out the Parenting Plan. You may refer to the “Planning for Parenting Time: Arizona’s Guide for Parents Living Apart” to help make your parenting plan. The Guide may be viewed online and downloaded for free from the State Courts’ webpage.

Notice of Lodging

Fill out the Notice of Lodging. Attach a copy of the documents listed in this packet’s procedures to the Notice of Lodging.

Other important papers to be completed **not** in this packet

Child Support Worksheet

You can use the free online child support calculator at the website listed below to complete a Child Support Worksheet, Child Support Order, and Current Employer Information sheet.

ezCourtForms <http://www.superiorcourt.maricopa.gov/ezcourtforms2/>

To complete the Child Support Worksheet you will need to know:

- Your case number.
- Your monthly gross income and that of the other parent.
- The monthly cost of medical insurance for the minor children who are the subject of this action.
- Monthly childcare amounts paid to others.
- The number of days the minor child(ren) spend with the non-primary residential (custodial) parent.
- Monthly obligations of yourself and the other parent for child support or court-ordered spousal Maintenance/support

Child Support Order

This form is not in the packet. When you complete the free online child support calculator, it will create the Child Support Order too.

Current Employer Information sheet

This form is not in the packet. When you complete the free online child support calculator, it will create the Current Employer Information sheet too.

After completing the child support calculator, print out the Child Support Worksheet, Child Support Order, and Current Employer Information sheet and submit them with your Consent Judgment.

Education Order (If applicable)

(ONLY required prior to January 1, 2025.) After this date, an Education Order is not required unless otherwise ordered by the Court.

You can find this document on the Law Library Resource Center website on the Family Department page.

Use only one: Sole Education Order or Joint Education Order. The Education Order you choose must match the type of legal decision-making you are asking for in your Parenting Plan.

- Read each numbered paragraph. Fill in the information requested.
- Do not sign or date the judicial officer section at the end of the document.

LAW LIBRARY RESOURCE CENTER

PARENTING PLAN INFORMATION

A.R.S. § 25-401 defines legal decision-making and parenting time as follows:

1. **"Legal Decision-Making"** means the legal right and responsibility to make all nonemergency legal decisions for a child including those regarding education, health care, religious training and personal care decisions.
2. **"Joint Legal Decision-Making"** means both parents share decision-making and neither parent's rights nor responsibilities are superior except with respect to specified decisions as set forth by the Court or the parents in the final judgment or order.

PARENTS PLEASE NOTE: Per A.R.S § 25-403.09, an award of joint legal decision-making or a substantially equal parenting time plan does not diminish the responsibility of either parent to provide for the support of the child. Also note that joint legal decision-making does not necessarily mean equal parenting time. A.R.S. § 25-403.02(E)

3. **"Sole Legal Decision-Making"** means one parent has the legal right and responsibility to make major decisions for a child.
4. **"Parenting Time"** means the schedule of time during which each parent has access to a child at specified times. Each parent during their scheduled parenting time is responsible for providing the child with food, clothing and shelter and may make routine decisions concerning the child's care.

You may view the "Parenting Time Guidelines" online at the Arizona Supreme Court's website.

Drafting a Parenting Plan:

The written parenting plan pays attention to how the parents will make decisions pertaining to the child(ren)'s education, health care, religious training, and personal care; it is a blend of specific information with generalized plans of action. It should reflect what the parents are currently doing or what they actually plan to do. It should reflect a commitment to the minor child(ren)'s needs as predominant.

If the parents cannot agree on a plan for legal decision-making or parenting time, each parent must submit a proposed parenting plan. A.R.S. § 25-403.02(A)

In order for the Court to approve a parenting plan, A.R.S. § 25-403.02 requires the Court to make the following findings:

- a. The best interests of the minor child(ren) are served;
- b. The plan designates legal decision-making as joint or sole;
- c. The plan sets forth each parent's rights and responsibilities for the personal care of the minor child(ren) and for decisions in areas such as education, health care, and religious training;
- d. The plan provides a practical schedule of parenting time for the child, including holidays and school vacations;

- e. The plan includes a procedure for exchanges of the child, including location and responsibility for transportation;
- f. The plan includes a procedure by which proposed changes, disputes and alleged breaches may be mediated or resolved, which may include the use of Conciliation Services or private counseling;
- g. The plan includes a procedure for periodic review (e.g., parents agree to review the terms of the agreement every 12 months.);
- h. The plan includes a procedure for communicating with each other about the child, including methods and frequency;
- i. The plan includes a statement that each party has read, understands, and will abide by the notification requirements of A.R.S. § 25-403.05(B). (A parent must immediately notify the other parent if the parent knows that a convicted/registered sex offender or a person who has been convicted of a dangerous crime against children may have access to the child. Notice must be provided (i) by first class mail, return receipt requested, (ii) by electronic means to an e-mail address the recipient provided to the parent for notification purposes, or (iii) by other communication accepted by the Court.)

The following questions may be used as a starting place when drafting a parenting plan:

1. **The geographical location of the parents:** Where do parents live relative to one another? What are their addresses? Permanent or temporary?
2. **Arrangements regarding the residential requirements of the minor child(ren):** How much time will the minor child(ren) spend with each parent? Be as specific as possible, including days and times.
3. **Arrangements for holidays and vacations:** What are your plans for summer vacation and school breaks? List specific details including dates and times.
4. **Arrangements for education:** How will decisions be made for educational matters? For example, if preschool age, what school will the minor child(ren) attend? If private school, who pays what?
5. **Additional transportation arrangements:** Will any additional transportation arrangements be needed? If so, what will be the responsibilities of each parent?
6. **Determinations regarding minor child(ren)'s health care:** For example, how will medical decisions be made? Who will provide insurance? How are non-insured expenses paid? Who decides on seeking non-emergency treatment? Is there a dental plan? If not, who will pay what?
7. **Arrangements regarding extraordinary expenses:** For example, what financial arrangements are made for the minor child(ren) (such as each sharing extraordinary expenditures and the parent with whom the minor child(ren) resides bearing the ordinary ones during the minor child(ren)'s residency)? A fixed amount per month?
8. **Arrangements for minor child(ren)'s religious training, if any:** For example, how will decisions be made for religious training? What, if any, are the plans for religious training?
9. **Any other factors:** What other arrangements (such as music lessons, sports/activity fees, camp or Scouts) are needed?

Procedures: Completing your papers and what to do next

(Consent Judgment for Legal Decision-making, Parenting Time and Child Support with or without Paternity)

Requirements

- ✓ Paperwork and Signatures: Both Party A and Party B must sign the Consent Judgment before a Clerk of Superior Court or a Notary Public to show that both Party A and Party B have read, approved and agreed to the items in the Judgment. If either party is represented by a lawyer or if the Attorney General's Division of Child Support Enforcement (DCSE) is involved in this case, the lawyer(s) and a representative of DCSE must also sign the Judgment. You must also file all other required paperwork.
- ✓ Parent Information Program: Both parties must attend the Parent Information Program (PIP) and receive a Certificate of Completion. A copy of your Certificate of Completion will be sent to the Clerk of Superior Court by the provider who runs the class.

A list of current fees is available from the Law Library Resource Center or the Clerk of Superior Court's website.

- ✓ Fees: Both parties must pay the court fees. Currently, that includes the filing fee paid by the party filing the Petition at the beginning of the case, and the other party's Response or Answer fee, in order for the Consent Judgment to be accepted. Both parties must attach a receipt to prove payment or attach a copy of the Order for initial deferral of fees

If you cannot afford the filing fees or the fee for having the papers served by the Sheriff or by publication, you may request a fee deferral (payment plan) when you file your papers with the Clerk of Superior Court. Deferral Applications are available at no charge from the Law Library Resource Center.

Procedures

- Step 1: Read and complete all paperwork.
- Step 2: Complete the Child Support Worksheet, Child Support Order, and Current Employer Information online via ezCourtForms
(<http://www.superiorcourt.maricopa.gov/ezcourtforms2/>)
- Print out 1 copy of the completed Child Support Worksheet, Child Support Order, and Current Employer Information sheet.

Step 3: If applicable (required prior to January 1, 2025): Complete the Education Order (Choose only one: Sole Education Order or Joint Education Order. The Education Order you choose must match the type of legal decision-making you are asking for in your Parenting Plan.)

Step 4: Copies.

If you will eFile your forms, you may not need as many paper copies. You will need a paper set of the filed forms to serve on the other party, DCSE if they are involved in your case, and one for your judge or Family Administration (when required). For more information about how to eFile your papers, read the eFiling instructions:

<https://superiorcourt.maricopa.gov/media/7448/dref93i.pdf>.

- Make 3* copies of the following documents after you have filled them out. (*Make additional copies if DCSE is involved in your case.)
 - Consent Judgment
 - Parenting Plan
 - Education Order (if applicable)
 - Child Support Worksheet
 - Child Support Order
 - Current Employer Information sheet
 - Order Stopping Income Withholding Order (if applicable)

Make one copy of filing fee payment receipt from you, plus one copy of the filing fee payment receipt from the other party -OR- A copy of the initial Order Deferring Fees and Costs for each party who has not paid the filing fees

Step 5: Separate your documents in 4* sets:

<p>Set 1: For the Judge</p> <ul style="list-style-type: none">• ORIGINAL<ul style="list-style-type: none">○ Consent Judgment○ Parenting Plan○ Education Order (if applicable)○ Child Support Worksheet○ Child Support Order○ Current Employer Information Sheet (if applicable)○ Order Stopping Income Withholding Order (if applicable) <p>You must also provide 2 (two) 9" x 12" business envelopes, one stamped and addressed to each party.</p>	<p>Set 2: COPIES for You</p> <ul style="list-style-type: none">• Consent Judgment• Parenting Plan• Education Order (if applicable)• Child Support Worksheet• Child Support Order• Current Employer Information Sheet (if applicable)• Order Stopping Income Withholding Order (if applicable)
<p>Set 3: COPIES for the Other Party</p> <ul style="list-style-type: none">• Consent Judgment• Parenting Plan• Education Order (if applicable)• Child Support Worksheet• Child Support Order• Current Employer Information Sheet (if applicable)• Order Stopping Income Withholding Order (if applicable)	<p>Set 4*: COPIES for DCSE (if applicable)</p> <ul style="list-style-type: none">• Consent Judgment• Parenting Plan• Education Order (if applicable)• Child Support Worksheet• Child Support Order• Current Employer Information Sheet (if applicable)• Order Stopping Income Withholding Order (if applicable)

Step 6: File the papers at the court:

Go to the Clerk of Superior Court information desk at the following location: The Court is open from 8:00 a.m. to 5:00 p.m., Monday through Friday.

Clerk of Superior Court
250 West Second St.
Yuma, Arizona 85364

What happens next? It is within the Judge's discretion whether to accept or reject the Consent Judgment, or to schedule a court hearing.

- If your consent judgment is accepted: The Judge will sign the original Consent Judgment and have it filed with the Clerk of Superior Court. The Court will send a copy of the signed Consent Judgment to each party using the envelopes you provided. This is your notification that your legal decision-making/paternity action is now final. Your order is not effective until the Judge signs the Consent Judgment.
- If your consent judgment is rejected: The Court will send you a Correction Notice informing you of the mistakes with the documents. Follow the instructions on the Correction Notice. If the mistakes cannot be corrected, see a lawyer for help.
- If the Judge schedules a hearing: The Court will send notice of a scheduled date, time, and location for a hearing which both parties must attend to answer any questions the Judge may have.

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: _____

Email Address: _____



Lawyer's Bar Number: _____

Representing Self, without a Lawyer or Attorney for Petitioner or Respondent

SUPERIOR COURT OF ARIZONA
IN YUMA COUNTY

Case No. _____

Petitioner/Party A

CONSENT JUDGMENT AND ORDER
FOR LEGAL DECISION-MAKING,
PARENTING TIME, and CHILD SUPPORT
With or without paternity

Respondent/Party B

(check box if applicable)

- PATERNITY
- VITAL RECORDS (Check this box if the Department of Vital Records is ordered to change the birth records of a child born in Arizona.)

The Court Finds:

1. This case has come before the Court for a final Order. If necessary, the Court has taken any testimony needed to enter a final Order.
2. This Court has jurisdiction over the parties under the law.
3. Where it has the legal power to do so and where it is applicable to the facts of this case, this Court has considered, approved, and made an Order relating to paternity, legal decision-making, child support, parenting time, and expenses related to the birth of the minor child(ren).

4. This Order applies to the following child(ren):

<u>First Name</u>	<u>Middle</u>	<u>Last</u>
a. _____	_____	_____
b. _____	_____	_____
c. _____	_____	_____
d. _____	_____	_____

who were born on this date, and at this place: (List in the same order as above)

<u>Month/Day/Year</u>	<u>City, State and Nation of Birth</u>
a. _____	_____
b. _____	_____
c. _____	_____
d. _____	_____

Same information for additional children listed on attached page made part of this document by reference.

5. Parent Information Program.

A. Party A has attended the Parent Information Program as evidenced by the Certificate of Completion in the Court file, OR

Party A has NOT attended the Parent Information Program and shall be denied any requested relief to enforce or modify this Order until Party A has completed the class.

B. Party B has attended the Parent Information Program as evidenced by the Certificate of Completion in the Court file, OR

Party B has NOT attended the Parent Information Program and shall be denied any requested relief to enforce or modify this Order until Party B has completed the class.

6. Child Support. The Court finds that Party A and Party B owe a duty to support the child(ren) listed above. The required financial factors and any discretionary adjustment pursuant to the Arizona Child Support Guidelines are as set forth in the Child Support Worksheet, and are attached hereto and incorporated herein by reference.

7. Domestic Violence:

A. Domestic Violence has OR has not occurred between the parties;

B. Domestic Violence has occurred between the parties, but:

1. it was mutual (committed by both parties), (see A.R.S. § 25-43.03(D)) or

2. it is otherwise still in the best interests of the minor child(ren) to grant joint or sole legal decision-making to a parent who has committed domestic violence because: (Explain)

8. Drug Or Alcohol Conviction Within Last Twelve Months:

Party A has been convicted of driving under the influence of alcohol or drugs, or was convicted of any drug offense within 12 months of filing the request for legal decision-making.

Party B has been convicted of driving under the influence of alcohol or drugs, or was convicted of any drug offense within 12 months of filing the request for legal decision-making.

The legal decision-making and/or parenting time arrangement ordered by this Court appropriately protects the minor child(ren).

9. Supervised or no parenting time:

(Check and complete only if supervised or no parenting time is ordered.)

NO Parenting Time OR Supervised Parenting Time with

Party A Party B, is in the best interests of the minor child(ren), for the following reasons:

THE COURT ORDERS:

1. Paternity: (Name of father as on his birth certificate or his current legal name)

is the natural father of the minor child(ren).

For any children born in the state of the Arizona, the Clerk of Superior Court shall forward a copy of this order to the Office of Vital Records, which is ordered to amend the birth certificate(s) as follows:

The father's name shall be entered on the minor child(ren)'s birth certificate.

The minor child(ren)'s last name shall be changed to: _____

2. Primary Residence, Parenting Time, and Legal Decision-making

A. Primary Residence:

Neither parent's home is designated as the primary residence, OR

Party A's home is designated as the primary residence for the following named children: _____ OR

Party B's home is designated as the primary residence for the following named children: _____

B. Parenting Time:

Reasonable parenting time rights as described in the Parenting Plan attached as Exhibit A and made a part of this Consent Judgment, OR

No parenting time rights to Party A OR Party B, OR

Supervised parenting time to Party A OR Party B according to the terms of the Parenting Plan attached as Exhibit A and made part of this Consent Judgment. Parenting time may only take place in the presence of another person, named below or otherwise approved by the court.

IF supervised, Name of person to supervise (Optional)

The cost of supervised parenting time (if applicable) shall be paid by the:

Party A

Party B

shared equally by the parties.

The Court Further Orders these restrictions on parenting time (if applicable):

C. Legal Decision-making:

Award legal decision-making concerning the child(ren) as follows:

Sole Legal Decision-making to: Party A OR Party B as set forth in the Legal Decision-making Agreement/Parenting Plan attached.

OR

Joint Legal Decision-making to both parents.

Both parties will agree to act as joint legal decision-makers of the minor children, as set forth in the Joint Legal Decision-making Agreement contained in the Parenting Plan, to be agreed upon and signed by both parties if the Court adopts the terms of the Agreement. There have been no significant acts of domestic violence, as defined by Arizona law, A.R.S. § 13-3601, by either parent or it is in the best interests of the minor child(ren) to award joint legal decision-making despite any violence that occurred.

The Court adopts the terms of the Joint Legal Decision-making Agreement/Parenting Plan describing the legal decision-making and parenting time agreement between the parties. By submitting the Joint Legal Decision-making Agreement/Parenting Plan with the Consent Judgment, the Agreement becomes part of the Consent Judgment and carries the same legal weight as the Consent Judgment.

3. Child Support:

The Child Support Order, _____, is attached hereto and incorporated by reference. (date of order)

Party A, OR Party B shall pay child support to the other party in the amount of \$ _____ per month PAYABLE THE FIRST DAY OF THE MONTH after the date this Decree is signed by the judge until further order of the Court.

4. Financial Information Exchanges: The parties shall exchange financial information (tax returns, spousal affidavits, earning statements and/or other related financial statements) every twenty-four months.

5. Other Orders: This Court makes further Orders relating to this matter as follows:

FINAL APPEALABLE ORDER.

There are no further matters that remain pending before the court and this judgment is a final order under Rule 78(c) of the Arizona Rules of Family Law Procedure.

Date

Judicial Officer

Signatures of Both Parties under Oath or Affirmation

By signing below, in the presence of a Deputy Clerk of Court or Notarial Officer, I swear or affirm that everything in this document is true and correct to the best of my knowledge, information and belief, including the following:

- 1. Right To Trial Is Waived.
I understand that by signing this Consent Judgment, I am waiving my right to a trial before a judge.
- 2. No Duress or Coercion.
Complete Agreement. I am not under any force, threats, duress, coercion, or undue influence from anyone, including the other party, to sign this Consent Judgment. This Judgment with any attachments that I have signed is our full agreement. I have not agreed to something different from what is stated in writing in the Consent Judgment.
- 3. Legal Advice.
I understand that even if I am representing myself without an attorney, I have the right to be represented by an attorney. I have the right to call an attorney and get legal advice before I sign this Consent Judgment.

This signature page belongs to the form titled “Consent Judgment and Order for Legal Decision-making, Parenting Time, and Child Support with or without Paternity” and cannot be used with any other documents.

Signatures

Party A’s Signature

Party B’s Signature

STATE OF _____

STATE OF _____

COUNTY OF _____

COUNTY OF _____

Subscribed and sworn to or affirmed before

Subscribed and sworn to or affirmed before

me this: _____
(date)

me this: _____
(date)

by _____

by _____

Notarial Officer

Notarial Officer

(Notarial Officer’s Stamp or Seal)

(Notarial Officer’s Stamp or Seal)

If either party is represented by an attorney or if the Arizona Division of Child Support Services (DCSS) is involved in your case, the attorney(s) and a representative of DCSS must also sign below.

If the Arizona Division of Child Support Services (DCSS) is involved in your case, a representative of the Attorney General’s Office must approve the child support amount and sign below.

Signature of DCSS Representative

Date

This signature page belongs to the form titled “Consent Judgment and Order for Legal Decision-making, Parenting Time, and Child Support with or without Paternity” and cannot be used with any other documents.

Attorney Signatures (if applicable)

If either party is represented by an attorney, the attorney must sign:

Date

Approved by Party A’s Attorney

Date

Approved by Party B’s Attorney

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: _____

Email Address: _____

Lawyer's Bar Number: _____

For Clerk's Use Only

Representing Self, without a Lawyer or Attorney for Petitioner or Respondent

SUPERIOR COURT OF ARIZONA
IN YUMA COUNTY

Case No. _____

Petitioner/Party A

PARENTING PLAN FOR

JOINT LEGAL DECISION-MAKING

Respondent/Party B

OR

SOLE LEGAL DECISION-MAKING

INSTRUCTIONS

This document has 4 parts: PART 1) General Information; PART 2) Legal Decision-making and Parenting Time; PART 3) Danger to Children Notification Statement; and PART 4) Joint Legal Decision-making Agreement. Where this form refers to "children" it refers to any and all minor children common to the parties whether one or more.

One or both parents must complete and sign the Plan as follows:

- a. If only one parent is submitting the Plan: that parent must sign at the end of PART 2 and 3.
- b. If both parents agree to legal decision-making and parenting time arrangements but not to joint legal decision-making: Both parents must sign the Plan at the end of PART 2 and 3, and the Affidavits under Section 5.
- c. If both parents agree to joint legal decision-making and parenting time arrangements as presented in the Plan: Both parents must sign the Plan at the end of PARTS 2, 3, and 4, and the Affidavits under Section 5.

PART 1: GENERAL INFORMATION:

A. MINOR CHILDREN. This Plan concerns the following minor children:
(Use additional paper if necessary)

_____	_____
_____	_____
_____	_____

B. THE FOLLOWING LEGAL DECISION-MAKING ARRANGEMENT IS REQUESTED:
(Choose ONE of 1, 2, 3, 4.)

1. SOLE LEGAL DECISION-MAKING BY AGREEMENT.

The parents agree that sole legal decision-making authority should be granted to
 Party A Party B.

The parents agree that since each has a unique contribution to offer to the growth and development of their minor children, each of them will continue to have a full and active role in providing a sound moral, social, economic, and educational environment for the benefit of the minor children, as described in the following pages,

OR

2. SOLE LEGAL DECISION-MAKING REQUESTED BY THE PARENT SUBMITTING THIS PLAN. The parents cannot agree to the terms of legal decision-making and parenting time. The parent submitting this Plan asks the Court to order sole legal decision-making authority and parenting time according to this Plan.

OR

3. JOINT LEGAL DECISION-MAKING BY AGREEMENT. The parents agree to joint legal decision-making and request the Court to approve the joint legal decision-making arrangement as described in this Plan.

OR

4. JOINT LEGAL DECISION-MAKING AUTHORITY REQUESTED BY THE PARENT SUBMITTING THIS PLAN.

The parents cannot agree to the terms of legal decision-making and parenting time or are unable to submit this plan together at this time. My request for joint legal decision-making authority is deferred for the Court's determination.

PART 2: PARENTING TIME. Complete each section below. Be specific about what you want the Judge to approve in the court order.

A. (School Year) WEEKDAY AND WEEKEND TIME-SHARING SCHEDULE:

The minor children will be in the care of Party A as follows: (Explain).

The minor children will be in the care of Party B as follows: (Explain).

Other parenting time arrangements are as follows: (Explain).

Transportation will be provided as follows:

Party A or Party B will pick the minor children up at _____ o'clock.

Party A or Party B will drop the minor children off at _____ o'clock.

Parenting-time exchanges will occur at the following exchange location :

Parents may change their time-share arrangements by mutual agreement with at least _____ days' notice in advance to the other parent.

B. SUMMER MONTHS OR SCHOOL BREAK LONGER THAN 4 DAYS: The weekday and weekend schedule described above will apply for all 12 calendar months EXCEPT:

During summer months or school breaks that last longer than 4 days, no changes shall be made. OR,

During summer months or school breaks that last longer than 4 days, the minor children will be in the care of Party A: (Explain)

During summer months or school breaks that last longer than 4 days, the minor children will be in the care of Party B:(Explain)

Each parent is entitled to a _____ week period of vacation time with the minor children. The parents will work out the details of the vacation at least _____ days in advance.

C. TRAVEL

Should either parent travel out of the area with the minor children, each parent will keep the other parent informed of travel plans, address(es), and telephone number(s) at which that parent and the minor children can be reached.

Neither parent shall travel with the minor children outside Arizona for longer than _____ days without the prior written consent of the other parent or order of the court.

D. HOLIDAY SCHEDULE: The holiday schedule takes priority over the regular time-sharing schedule as described above. Check the box(es) that apply and indicate the years of the holiday access/Parenting time schedule.

<u>Holiday</u>	<u>Even Years</u>		<u>Odd Years</u>	
New Year's Eve	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
New Year's Day	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Spring Vacation	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Easter	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
4th of July	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Halloween	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Veteran's Day	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Thanksgiving	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Hanukkah	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Christmas Eve	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Christmas Day	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Winter Break	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Child's Birthday	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Mother's Day	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B
Father's Day	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B	<input type="checkbox"/> Party A	<input type="checkbox"/> Party B

- Each parent may have the children on his or her birthday.
- Three-day weekends which include Martin Luther King Day, Presidents' Day, Memorial Day, Labor Day, Columbus Day, the children will remain in the care of the parent who has the minor children for the weekend.
- Other Holidays (Describe the other holidays and the arrangement):

- Telephone Contact: Each parent may have telephone contact with the minor children during the children's normal waking hours, OR: (Explain)

- Other (Explain):

E. PARENTAL ACCESS TO RECORDS AND INFORMATION: Under Arizona law (A.R.S. § 25-403.06), unless otherwise provided by court order or law, on reasonable request, both parents are entitled to have equal access to documents and other information concerning the minor children's education and physical, mental, moral and emotional health including medical, school, police, court and other records.

- A person who does not comply with a reasonable request for these records shall reimburse the requesting parent for court costs and attorney fees incurred by that parent to make the other parent obey this request.
- A parent who attempts to restrict the release of documents or information by the custodian of the records without a prior court order is subject to legal sanctions.

F. MEDICAL AND DENTAL ARRANGEMENTS:

- Both parents have the right to authorize emergency medical treatment, if needed, and the right to consult with physicians and other medical practitioners. Both parents agree to advise the other parent immediately of any emergency medical/dental care sought for the minor children, to cooperate on health matters concerning the children and to keep one another reasonably informed. Both parents agree to keep each other informed as to names, addresses and telephone numbers of all medical/dental care providers.
- Both parents will make major medical decisions together, except for emergency situations as noted above. (optional) If the parents do not reach an agreement, then:

OR

Major medical/dental decisions will be made by Party A Party B after consulting the other parent.

G. RELIGIOUS EDUCATION ARRANGEMENTS: (Choose ONE)

Each parent may take the minor children to a church or place of worship of his or her choice during the time that the minor children is/are in his or her care.

Both parents agree that the minor children may be instructed in the faith.

Both parents agree that religious arrangements are not applicable to this plan.

H. ADDITIONAL ARRANGEMENTS AND COMMENTS:

NOTIFY OTHER PARENT OF ADDRESS CHANGE. Each parent will inform the other parent of any change of address and/or phone number in advance OR within _____ days of the change.

NOTIFY OTHER PARENT OF EMERGENCY. Both parents agree that each parent will promptly inform the other parent of any emergency or other important event that involves the minor children.

TALK TO OTHER PARENT ABOUT EXTRA ACTIVITIES. Each parent will consult and agree with the other parent regarding any extra activity that affects the minor children's access to the other parent.

ASK OTHER PARENT IF HE/SHE WANTS TO TAKE CARE OF CHILDREN. Each parent agrees to consider the other parent as care-provider for the minor children before making other arrangements.

OBTAIN WRITTEN CONSENT BEFORE MOVING. Neither parent will move with the minor children out of the Yuma metropolitan area without prior written consent of the other parent, or a court-ordered Parenting Plan. A.R.S. 25-408 (B)

COMMUNICATE. Each parent agrees that all communications regarding the minor children will be between the parents and that they will not use the minor children to convey information or to set up parenting time changes.

METHOD OF COMMUNICATION. Each parent agrees to use the following means of communication:

FREQUENCY OF COMMUNICATION. Each parent agrees to communicate regarding the child(ren) on a regular basis. That communication schedule will be

and will be by the following methods: Phone Email Other

PRAISE OTHER PARENT. Each parent agrees to encourage love and respect between the minor children and the other parent, and neither parent shall do anything that may hurt the other parent's relationship with the minor children.

COOPERATE AND WORK TOGETHER. Both parents agree to exert their best efforts to work cooperatively in future plans consistent with the best interests of the minor children and to amicably resolve such disputes as may arise.

NOTIFY OTHER PARENT OF PROBLEMS WITH TIME-SHARING AHEAD OF TIME. If either parent is unable to follow through with the time-sharing arrangements involving the minor child(ren), that parent will notify the other parent as soon as possible.

PARENTING PLAN. Both parents agree that if either parent moves out of the area and returns later, they will use the most recent "Parenting Plan/Access Agreement" in place before the move.

MEDIATION. If the parents are unable to reach a mutual agreement regarding a legal change to their parenting orders, they may request mediation through the court or a private mediator of their choice.

NOTICE: Do not deviate from Parenting Plan until dispute is resolved.

Both parents are advised that while a dispute is being resolved, neither parent shall deviate from this Parenting Plan, or act in such a way that is inconsistent with the terms of this agreement.

Once this Plan has been made an order of the Court, if either parent disobeys the court order related to parenting time with the children, the other parent may submit court papers to request enforcement. See the Law Library Resource Center packets to enforce a court order.

PART 2: SIGNATURE OF ONE OR BOTH PARENTS (as instructed on page 1)

Signature of Party A: _____ Date: _____

Signature of Party B: _____ Date: _____

PART 3: STATEMENT REGARDING CONTACT WITH SEX OFFENDERS AND PERSONS CONVICTED OF DANGEROUS CRIMES AGAINST CHILDREN.

According to A.R.S. §25-403.05, a child's parent or custodian must immediately notify the other parent or custodian if the person knows that a convicted or registered sex offender or someone who has been convicted of a dangerous crime against children may have access to the child.

The parent or custodian must provide notice (by first class mail, return receipt requested, by electronic means to an electronic mail address that the recipient provided) to the parent or custodian for notification purposes or by another form of communication accepted by the court.

According to A.R.S. § 13-705 (P) (1), "Dangerous crime against children" means any of the following that is committed against a minor who is under fifteen years of age:

- (a) Second degree murder.
- (b) Aggravated assault resulting in serious physical injury or involving the discharge, use or threatening exhibition of a deadly weapon or dangerous instrument.
- (c) Sexual assault.
- (d) Molestation of a child.
- (e) Sexual conduct with a minor.
- (f) Commercial sexual exploitation of a minor.
- (g) Sexual exploitation of a minor.
- (h) Child abuse as prescribed in section 13-3623, subsection A, paragraph 1.
- (i) Kidnapping.
- (j) Sexual abuse.
- (k) Taking a child for the purpose of prostitution as prescribed in section 13-3206.
- (l) Child prostitution as prescribed in section 13-3212.
- (m) Involving or using minors in drug offenses.
- (n) Continuous sexual abuse of a child.
- (o) Attempted first degree murder.
- (p) Sex trafficking.
- (q) Manufacturing methamphetamine under circumstances that cause physical injury to a minor.
- (r) Bestiality as prescribed in section 13-1411, subsection A, paragraph 2.
- (s) Luring a minor for sexual exploitation.
- (t) Aggravated luring a minor for sexual exploitation.
- (u) Unlawful age misrepresentation.

PART 3: SIGNATURE OF ONE OR BOTH PARENTS (as instructed on page 1)

I/We have read, understand, and agree to abide by the requirements of A.R.S. § 25-403.05 concerning notification of other parent or custodian if someone convicted of dangerous crime against children may have access to the child.

Signature of Party A: _____ Date: _____

Signature of Party B: _____ Date: _____

PART 4: JOINT LEGAL DECISION-MAKING AGREEMENT (IF APPLICABLE):

A. DOMESTIC VIOLENCE: Arizona Law (A.R.S. § 25-403.03) states that joint legal decision-making authority shall NOT be awarded if there either has been “significant domestic violence” pursuant to A.R.S. § 13-3601 OR “a significant history of domestic violence.”

Domestic Violence has not occurred between the parties, OR

Domestic Violence has occurred between the parties, but one of the following applies: (1) it has not been “significant domestic violence”; (2) there has not been a “significant history of domestic violence, (3) and/or domestic violence has been committed by both parties.*

B. DUI or DRUG CONVICTIONS: (A.R.S. § 25-403.04)

Neither party has been convicted of driving under the influence or a drug offense within the past 12 months, OR

One of the parties HAS been convicted of driving under the influence or a drug offense within the past 12 months, but the parties feel Joint Legal Decision-making is in the best interest of the children.*

<p>* IF THERE HAS BEEN DOMESTIC VIOLENCE OR A DUI OR DRUG CONVICTION:</p> <p>Explain below why Joint Legal Decision-making is still in the best interest of the children.</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>

C. JOINT LEGAL DECISION-MAKING AGREEMENT: If the parents have agreed to joint legal decision-making, the following will apply, subject to approval by the Judge:

1. REVIEW: The parents agree to review the terms of this agreement and make any necessary or desired changes every _____ month(s) from the date of this document.
2. CRITERIA. Our joint legal decision-making agreement meets the criteria required by Arizona law A.R.S. § 25-403.02, as listed below:
 - a. The best interests of the minor children are served;
 - b. Each parent's rights and responsibilities for personal care of the minor children and for decisions in education, health care and religious training are designated in this Plan;
 - c. A practical schedule of the parenting time for the minor children, including holidays and school vacations is included in the Plan;
 - d. A procedure for the exchange(s) of the child(ren) including location and responsibility for transportation.
 - e. The Plan includes a procedure for periodic review;
 - f. The Plan includes a procedure by which proposed changes, disputes and alleged breaches may be mediated or resolved.
 - g. A procedure for communicating with each other about the child, including methods and frequency.

PART 4: SIGNATURES OF BOTH PARENTS REQUESTING JOINT LEGAL DECISION-MAKING AUTHORITY (as instructed on page 1)

Signature of Party A: _____ Date: _____

Signature of Party B: _____ Date: _____

This signature page belongs to the form titled "Parenting Plan" and cannot be used with any other documents.

PART 5: AFFIDAVITS

I declare under penalty of perjury the foregoing is true and correct.

Petitioner's/Party A's Signature

Date

STATE OF _____

COUNTY OF _____

Subscribed and sworn to or affirmed before me this: _____
(Date)

by_____.

(Notarial Officer's Stamp or Seal)

Notarial Officer

Respondent's/Party B's Signature

Date

STATE OF _____

COUNTY OF _____

Subscribed and sworn to or affirmed before me this: _____
(Date)

by_____.

(Notarial Officer's Stamp or Seal)

Notarial Officer