

**LEGAL DECISION-MAKING
(legal custody)
PARENTING TIME and
CHILD SUPPORT**

3

RESPONSE

**To petition for modification of Legal Decision-Making,
Parenting Time, and Child Support**

Person Filing: _____
Address (if not protected): _____
City, State, Zip Code: _____
Telephone: _____
Email Address: _____
ATLAS Number: _____
Lawyer's Bar Number: _____

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

SUPERIOR COURT OF ARIZONA YUMA COUNTY

Name of Petitioner/Party A

Case Number: _____

RESPONSE TO PETITION TO MODIFY

- ☐ LEGAL DECISION-MAKING (LEGAL CUSTODY),
PARENTING TIME, and CHILD SUPPORT, or
- ☐ LEGAL DECISION-MAKING (LEGAL CUSTODY)
AND PARENTING TIME (ONLY)

Name of Respondent/Party B

STATEMENTS TO THE COURT, UNDER OATH:

1. INFORMATION ABOUT THE OTHER PARTY

Name: _____

Address: _____

Date of Birth: _____

Job Title: _____

Relationship to child(ren) whom filed the Petition (**Check One Box**):

☐ Mother of child(ren)

☐ Father of child(ren)

☐ Other (Explain): _____

2. INFORMATION ABOUT ME, THE PERSON FILING THIS RESPONSE

Name: _____

Address: _____

Date of Birth: _____

Job Title: _____

Relationship to child(ren) whom filed this Response (**Check One Box**):

☐ Mother of child(ren)

☐ Father of child(ren)

☐ Other (Explain): _____

3. CHILDREN OF THE PARTIES WHO ARE LESS THAN 18 YEARS OLD

The following child(ren), common to the parties, are under age 18 and were born to, or adopted by, my spouse and me: (Attach extra pages if necessary).

Child's Name: _____ Birth Date: _____

Address: _____

Length of Time at Address: _____

Child's Name: _____ Birth Date: _____

Address: _____

Length of Time at Address: _____

Child's Name: _____ Birth Date: _____

Address: _____

Length of Time at Address: _____

Child's Name: _____ Birth Date: _____

Address: _____

Length of Time at Address: _____

4. PATERNITY WAS ESTABLISHED BY: (Check one box).

(A copy of any Order or document referenced here should be attached if not already in court file.)

☐ A Court Order for Paternity from this county or previously transferred to this county stating that _____ is the natural father of the child(ren). (A.R.S. §25-502(c)).

☐ Both parents signing an Acknowledgment of Paternity through the Hospital Program or other means provided by law after July 18, 1996, and a birth certificate listing the name of the father was issued as a result.

☐ We do not have an Order of Paternity, but we do have a child support order.

5. INFORMATION ABOUT CHILD SUPPORT FOR CHILDREN: (Check one box).

☐ A Child Support Order was entered on (date) _____ from _____
_____ (name of court), case no. _____ this states
that child support is established and does not need to be changed.

☐ Order that child support shall be paid by Petitioner, or

☐ Respondent, _____ in a reasonable amount as determined by
the court under the Arizona Child Support Guidelines as described in the submitted Parent's
Worksheet. Support payments shall begin on the first day of the first month following the
entry of Legal Decision-Making / Parenting Time Order.

6. WHAT I SAY ABOUT LEGAL DECISION-MAKING AND CHILD SUPPORT

THAT IS DIFFERENT FROM WHAT PETITIONER SAID:

(Summarize the difference between your statement and what the other party stated in petition)

7. COURT CASES NOT INVOLVING LEGAL DECISION-MAKING OR PARENTING TIME RELATED TO THE CHILDREN UNDER 18 YEARS OLD: (Check one box)

☐ I have or ☐ I have not been a party/witness in court in this state or in any other state that involved the Legal Decision-Making parenting time of the child(ren) named above. (If so, explain. If not, go on.)

Name of each Child: _____

Case Number: _____

Name of Court: _____ Court Location: _____

Court Case Number: _____ Current Status: _____

How the Child is involved: _____

**8. LEGAL DECISION-MAKING OR PARENTING TIME CLAIMS OF ANY PERSON:
(Check one box)**

☐ I have or ☐ I have not been a party/witness in court in this state or in any other state that involved the Legal Decision-Making parenting time of the child(ren) named above. (If so, explain. If not, go on.)

Name of each child claimed: _____

Name of person with the claim: _____

Address of person with the claim: _____

Nature of the claim: _____

☐ Additional claims of Legal Decision-Making or parenting time stated on attached page.

OTHER STATEMENTS TO THE COURTS:

9. OTHER EXPENSES: The parties should be ordered to divide between them any uninsured medical dental or health expenses, reasonably incurred for the minor child(ren), in proportion to their respective incomes.

10. DOMESTIC VIOLENCE: (If you intend to ask for joint Legal Decision-Making, there must have been no significant domestic violence between the parties in this case. A.R.S. §25-303.03. Check the box to make a true statement: Significant domestic violence ☐ has or ☐ has not occurred in this relationship.

11. GENERAL DENIAL: I deny anything stated in the Petition that I have not specifically admitted, qualified or denied.

REQUESTS I MAKE TO THE COURT:

- A. CHILD LEGAL DECISION-MAKING AND PARENTING TIME:** Award Legal Decision-Making and Parenting Time of the children under the age of 18 and common to the parties, as follows:
(Check either the sole Legal Decision-Making box or the joint Legal Decision-Making box. If you check the sole Legal Decision-Making box, check only one box related to Parenting Time.)

A.1 ☐ **JOINT LEGAL DECISION-MAKING:** Petitioner and Respondent agree to act as joint custodians of the child(ren) as set forth in the Joint Legal Decision-Making Agreement signed by the parties, if the court agrees with the Joint Legal Decision-Making Agreement. (Remember, there can be no domestic violence in your marriage to get joint Legal Decision-Making.) **OR**

A.2 ☐ **SOLE LEGAL DECISION-MAKING** of the minor child(ren) awarded to Petitioner OR Respondent, subject to Parenting Time as follows:

☐ Reasonable Parenting Time rights to the parent not having Legal Decision-Making, as will be described in the Parenting Plan attached.

☐ Supervised Parenting Time between the children and the Petitioner OR Respondent is in the best interest of the children because: (Explain the reasons for supervision or no Parenting Time. Use extra paper if necessary.)

Name of the person who will supervise: _____

Requested restrictions on Parenting Time: (explain here) _____

The cost of supervised parent/child access will be paid by:

☐ the parent being supervised;

☐ the parent having Legal Decision-Making;

☐ shared equally by the parties.

No Parenting Time rights to the parent not having Legal Decision-Making is in the best interests of the child(ren) because: (Explain the reasons for no Parenting Time. Use extra paper if necessary):

B. CHILD SUPPORT DEVIATION:

INSTRUCTIONS: Within this packet you will find a child support calculator form for the Parent's Worksheet. You must fill out the child support calculator entry form online; there are instructions in this packet. **Fill this section out ONLY if you want a different amount of child support than is given on the child support calculator.**

- First, fill in the amount the child support calculator gives.
- Second, give reasons why the amount of child support should be different.
- Third, fill in the amount of child support that should be ordered.

The amount of child support based on the Parent's Worksheet for Child Support is \$_____, however, this amount is inappropriate or unjust and not in the best interest of the child(ren) because

The amount of child support should be \$_____.

C. CHILD SUPPORT:

☐ Neither party shall pay child support until further Order of the court.

☐ There is an Order for Child Support dated _____ (date) from

☐ To my knowledge **there is no child support order** for the minor child(ren) and the court should order child support in this case along with legal decision making (custody), and parenting time.

INSTRUCTIONS: Tell the court who should pay child support by checking either Petitioner or Respondent. On the space provided, enter the amount calculated on the Parent's Worksheet for Child Support OR the amount previously requested. Choose whether you want the child support payments to begin the month after the Decree is signed by a judge or on a previous date.

☐ Petitioner **OR** ☐ Respondent shall pay child support to the other party in the amount of \$_____ per month, beginning

☐ the month following the date the Decree is signed by the judge

OR

_____ (date)

until further Order of the court. Child Support is based on the information in the Parent's Worksheet for Child Support calculated pursuant to the Arizona Child Support Guidelines attached hereto and incorporated by reference. All child support payments shall be made by wage assignment (if applicable) through the Support Payment Clearinghouse (P.O. Box 52107, Phoenix, AZ 85072-2107), and must include the statutory fee by the Income Withholding Order or the Order of Assignment.

Past Support

☐ There is a request for past support. ☐ There is not a request for past support.

☐ Petitioner **OR** ☐ Respondent made voluntary/direct support payments that need to be taken into account if past support is requested.

☐ Petitioner **OR** ☐ Respondent owes past support for the period between:

☐ the **date this petition was filed** and the date current child support is ordered.

OR

☐ the **date the parties started living apart**, but not more than three years before the date this petition was filed and the date current child support is ordered

D. INSURANCE AND HEALTH CARE EXPENSES FOR CHILDREN:

Order that the ☐ Petitioner, OR ☐ Respondent will pay for the health, medical, and dental insurance coverage for the child(ren) under the age of 18 and common to the parties.

Petitioner will pay _____ and Respondent will pay _____

For all reasonable unreimbursed medical, dental, and health-related expenses incurred for the child(ren) in proportion to their respective incomes.

E. TAX EXEMPTION: The parties will, subject to IRS Rules and Regulations, claim the children as income tax dependency exemptions on federal and state income tax returns as follows:

Case Number: _____

Parent entitled to claim

	Child	Current Tax Year	Later Name of Tax Years
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____

F. OTHER ORDERS I AM REQUESTING (Explain request here):

OATH OR AFFIRMATION AND VERIFICATION

**I swear or affirm that the information on this document is true and correct
under penalty of perjury.**

Date

Signature

State of _____)

)

County of _____)

Subscribed and sworn (or affirmed) before me this _____ day of _____ 20
(Day) (Month) (Year)

by _____
(Name of Signer)

(seal)

(Affix notary seal here)

Notary Public **(Notary's Signature)**

Person Filing: _____
Address (if not protected): _____
City, State, Zip Code: _____
Telephone: _____
Email Address: _____
ATLAS Number: _____
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

Name of Petitioner / Party A

Case Number: _____

AND

PARENTING PLAN FOR:

☐ JOINT LEGAL DECISION-MAKING (JOINT LEGAL CUSTODY) WITH JOINT LEGAL DECISION-MAKING (JOINT LEGAL CUSTODY) AGREEMENT

Or

☐ SOLE LEGAL DECISION-MAKING (SOLE LEGAL CUSTODY)

☐ to Party A

☐ to Party B

Name of Respondent / Party B

INSTRUCTIONS

This document has 4 parts: PART 1) General Information; PART 2) Legal Decision-Making (Legal Custody) and Parenting Time; PART 3) Danger to Children Notification Statement; and PART 4) Joint Legal Decision-Making (Joint Legal Custody) 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:

- If only *one* parent is submitting the Plan: that parent must sign at the end of PART 2 and 3.
- If both parents agree to legal decision-making (legal custody) and parenting time arrangements *but not to joint legal decision-making (legal custody)*: Both parents must sign the Plan at the end of PART 2 and 3.
- If both parents agree to joint legal decision-making (joint legal custody) and parenting time arrangements as presented in the Plan: Both parents must sign the Plan at the end of PART 2, 3, and 4.

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 (LEGAL CUSTODY) ARRANGEMENT IS REQUESTED:**

(Choose ONE of 1, 2, 3, 4.) (If you chose "sole legal decision-making authority" [1 or 2], you have the option of also requesting restrictions on the parenting time of the other party.

- ☐ **1. SOLE LEGAL DECISION-MAKING (SOLE LEGAL CUSTODY) BY AGREEMENT.**

The parents agree that sole legal decision-making authority (sole legal custody) and primary physical custody 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 (SOLE LEGAL CUSTODY) REQUESTED BY THE PARENT SUBMITTING THIS PLAN.** The parents cannot agree to the terms of legal decision-making (legal custody) 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.

(Optional, if you marked 1 or 2 above)

- ☐ **RESTRICTED, SUPERVISED, OR NO PARENTING TIME.**

The parent submitting this Plan asks the court for an order restricting parenting time. The facts and information related to this request are described in the Petition or Response.

OR

- ☐ **3. JOINT LEGAL DECISION-MAKING (JOINT LEGAL CUSTODY) BY AGREEMENT.**

The parents agree to joint legal decision-making (joint legal custody) and request the Court to approve the joint legal decision-making arrangement as described in this Plan. Primary physical custody will be with the ☐ Party A ☐ Party B,

OR

- ☐ **4. JOINT LEGAL DECISION-MAKING AUTHORITY (JOINT LEGAL CUSTODY) 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: PHYSICAL CUSTODY AND 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 physical custody 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.

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.

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

- ☐ Both parents have the right to participate in school conferences, events and activities, and the right to consult with teachers and other school personnel.
- ☐ Both parents will make major educational decisions together. (optional) ☐ If the parents do not reach agreement, then: _____

OR

- ☐ Major educational decisions will be made by ☐ Party A ☐ Party B after consulting other parent.

G. 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 other parent.

H. 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.

I. 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 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 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 Make Someone Obey a Court Order" for help.

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 (JOINT LEGAL CUSTODY) AGREEMENT (IF APPLICABLE):

A. DOMESTIC VIOLENCE: Arizona Law (A.R.S. § 25-403.03) states that joint legal decision-making authority (joint legal custody) shall NOT be awarded if there has been "a history of significant domestic violence".

- ☐ Domestic Violence has **not** occurred between the parties, **OR**
- ☐ Domestic Violence **has** occurred but it has not been "significant" or 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 (Legal Custody) is in the best interest of the children.*

*** IF THERE HAS BEEN DOMESTIC VIOLENCE OR A DUI OR DRUG CONVICTION:**
Attach an extra page explaining why Joint Legal Decision-Making (Legal Custody) is still in the best interest of the children.

C. JOINT LEGAL DECISION-MAKING (JOINT LEGAL CUSTODY) AGREEMENT: If the parents have agreed to joint legal decision-making (legal custody), 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 (joint legal custody) 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 (LEGAL CUSTODY) (as instructed on page 1)

Signature of Party A: _____

Date: _____

Signature of Party B: _____

Date: _____