

- i. Version Number: 1
- ii. Date of version: May 25, 2010
- iii. Current section number and short title: 25-403.02; Parenting plans
- iv. Names of members: Grace Hawkins
- v. Purpose:

25-403.02. Parenting plans

A. Before an award order is made granting ~~joint custody~~ joint parental decision making, the parents shall submit a proposed parenting plan that includes at least the following:

1. Each parent's rights and responsibilities for making decisions concerning the child in areas such as the personal care of the child and for decisions in areas such as education, health care, ~~and~~ religious preference, extracurricular activities and personal care. ~~training.~~
2. A schedule of the physical residence of the child, including holidays and school vacations.
3. A plan for the exchanges of the child.
4. 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.
5. A procedure for periodic review of the plan's terms by the parents.
6. A statement that the parties understand that joint parental decision making ~~custody~~ does not necessarily mean equal parenting time.

B. An order granting sole parental decision making should include at least the following:

1. Which parent will be designated as the parent who has the rights and responsibilities to make parental decisions for the child.
2. A schedule of parenting time for each parent, including holidays and school vacations.
3. A plan for the exchanges of the child.
4. A statement that the parties understand that sole parental decision making does not override the schedule of parenting time.

C. If the parents are unable to agree on any element to be included in a parenting plan, the court shall determine that element. The court may determine other factors that are necessary to promote and protect the emotional and physical health of the child.