INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW FORM 12.995(a), PARENTING PLAN (03/15)

When should this form be used?

A <u>Parenting Plan</u> is required in all cases involving <u>time-sharing</u> with minor child(ren), even when time-sharing is not in dispute. The Parenting Plan must be developed and agreed to by the parents and approved by the court. If the parties cannot agree to a Parenting Plan or if the parents agreed to a plan that is not approved by the court, a Parenting Plan will be established by the court with or without the use of parenting plan recommendations. This form or a similar form should be used in the development of a Parenting Plan. If the case involves <u>supervised time-sharing</u>, the <u>Supervised/Safety Focused Parenting Plan</u>, Florida Supreme Court Approved Family Law Form 12.995(b) or a similar form should be used. If the case involves relocation, pursuant to Section 61.13001, Florida Statutes, then a <u>Relocation/Long Distance Parenting Plan</u>, Florida Supreme Court Approved Family Law Form 12.995(c) or a similar form should be used.

This form should be typed or printed in black ink. Please either delete or strike-through terms or paragraphs that are inappropriate or inapplicable to your agreement. If an agreement has been reached, **both** parties must sign the Parenting Plan and have their signatures witnessed by a **notary public** or **deputy clerk**. After completing this form, you should **file** the original with the **clerk of the circuit court** in the county where the **petition** was filed and keep a copy for your records. You should then refer to the instructions for your petition, **answer**, or answer and **counterpetition** concerning the procedures for setting a hearing or **trial** (**final hearing**). If the parents have not reached an agreement, a proposed Parenting Plan may be filed by either parent at the time of or any time prior to the final hearing. If an agreed Parenting Plan is not filed by the parties, the court shall establish a Plan.

IMPORTANT INFORMATION REGARDING E-FILING

The Florida Rules of Judicial Administration now require that all petitions, pleadings, and documents be filed electronically except in certain circumstances. Self-represented litigants may file petitions or other pleadings or documents electronically; however, they are not required to do so. If you choose to file your pleadings or other documents electronically, you must do so in accordance with Florida rule of Judicial Administration 2.525, and you must follow the procedures of the judicial circuit in which you file. The rules and procedures should be carefully read and followed.

IMPORTANT INFORMATION REGARDING E-SERVICE ELECTION

After the initial service of process of the petition or supplemental petition by the Sheriff or certified process server, the Florida Rules of Judicial Administration now require that all documents required or permitted to be served on the other party must be served by electronic mail (e-mail) except in certain

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circumstances. You must strictly comply with the format requirements set forth in the Rules of Judicial Administration.

SELF-REPRESENTED LITIGANTS MAY SERVE DOCUMENTS BY E-MAIL; HOWEVER, THEY ARE NOT REQUIRED TO DO SO. If a self-represented litigant elects to serve and receive documents by e-mail, the procedures must always be followed once the initial election is made.

To serve and receive documents by e-mail, you must designate your e-mail addresses by using the **Designation of Current Mailing and E-mail Address**, Florida Supreme Court Approved Family Law Form 12.915, and you must provide your e-mail address on each form on which your signature appears. Please **CAREFULLY** read the rules and instructions for: **Certificate of Service (General)**, Florida Supreme Court Approved Family Law Form 12.914; **Designation of Current Mailing and E-mail Address**, Florida Supreme Court Approved Family Law Form 12.915; and Florida Rule of Judicial Administration 2.516.

Where can I look for more information?

Before proceeding, you should read "General Information for Self-Represented Litigants" found at the beginning of these forms. The words that are in "bold underline" in these instructions are defined there. For further information, see chapter 61, Florida Statutes, and the instructions for the petition and/or answer that were filed in this case.

Special notes...

At a minimum, the **Parenting Plan** must describe in adequate detail:

- How the parties will share and be responsible for the daily tasks associated with the upbringing of the child(ren),
- The **time-sharing schedule** arrangements that specify the time that the minor child(ren) will spend with each parent,
- A designation of who will be responsible for any and all forms of health care, school-related matters, including the address to be used for school-boundary determination and registration, other activities, and
- The methods and technologies that the parents will use to communicate with the child(ren).

The best interests of the child(ren) is the primary consideration in the Parenting Plan. In creating the Parenting Plan, all circumstances between the parents, including their historic relationship, domestic violence, and other factors must be taken into consideration. Determination of the best interests of the child(ren) shall be made by evaluating all of the factors affecting the welfare and interest of the particular minor child(ren) and the circumstances of that family, as listed in section 61.13(3), Florida Statutes, including, but not limited to:

 The demonstrated capacity and disposition of each parent to facilitate and encourage a close and continuing parent-child relationship, to honor the time-sharing schedule, and to be reasonable when changes are required;

- The anticipated division of parental responsibilities after the litigation, including the extent to which parental responsibilities will be delegated to third parties;
- The demonstrated capacity and disposition of each parent to determine, consider, and act upon the needs of the child(ren) as opposed to the needs or desires of the parent;
- The length of time the child(ren) has lived in a stable, satisfactory environment and the desirability of maintaining continuity;
- The geographic viability of the parenting plan, with special attention paid to the needs of schoolage children and the amount of time to be spent traveling to effectuate the parenting plan. This factor does not create a presumption for or against relocation of either parent with a child(ren);
- The moral fitness of the parents;
- The mental and physical health of the parents;
- The home, school, and community record of the child(ren);
- The reasonable preference of the child(ren), if the court deems the child(ren) to be of sufficient intelligence, understanding, and experience to express a preference;
- The demonstrated knowledge, capacity, and disposition of each parent to be informed of the circumstances of the minor child(ren), including, but not limited to, the child(ren)'s friends, teachers, medical care providers, daily activities, and favorite things;
- The demonstrated capacity and disposition of each parent to provide a consistent routine for the child(ren), such as discipline, and daily schedules for homework, meals, and bedtime;
- The demonstrated capacity of each parent to communicate with and keep the other parent informed of issues and activities regarding the minor child(ren), and the willingness of each parent to adopt a unified front on all major issues when dealing with the child(ren);
- Evidence of domestic violence, sexual violence, child abuse, child abandonment, or child neglect, regardless of whether a prior or pending action relating to those issues has been brought. If the court accepts evidence of prior or pending actions regarding domestic violence, sexual violence, child abuse, child abandonment, or child neglect, the court must specifically acknowledge in writing that such evidence was considered when evaluating the best interests of the child(ren);
- Evidence that either parent has knowingly provided false information to the court regarding any prior or pending action regarding domestic violence, sexual violence, child abuse, child abandonment, or child neglect;
- The particular parenting tasks customarily performed by each parent and the division or parental responsibilities before the institution of litigation and during the pending litigation, including the extent to which parenting responsibilities were undertaken by third parties;
- The demonstrated capacity and disposition of each parent to participate and be involved in the child(ren)'s school and extracurricular activities;
- The demonstrated capacity and disposition of each parent to maintain an environment for the child(ren) which is free from substance abuse;
- The capacity and disposition of each parent to protect the child(ren) from the ongoing litigation
 as demonstrated by not discussing the litigation with the child(ren), not sharing documents or
 electronic media related to the litigation with the child(ren), and refraining from disparaging
 comments about the other parent to the child)ren); and
- The developmental stages and needs of the child(ren) and the demonstrated capacity and disposition of each parent to meet the child(ren)'s developmental needs.

This standard form does not include every possible issue that may be relevant to the facts of your case. The Parenting Plan should be as detailed as possible to address the time-sharing schedule. Additional provisions should be added to address all of the relevant factors. The parties should give special consideration to the age and needs of each child.

In developing the Parenting Plan, you may wish to consult or review other materials which are available at your local library, law library or through national and state family organizations.

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900 (a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

	IN THE CIRCUIT COURT OF THE	JUDICIAL CIRCUIT
	IN AND FOR	JUDICIAL CIRCUIT COUNTY, FLORIDA
		Control No.
		Case No:
		Division:
	Mother,	
	and	
	Father	
	PAREN	TING PLAN
This n	eventing plan is: (Chaosa entrana)	
iiis p	arenting plan is: {Choose only one }A Parenting Plan submitted to the c	ourt with the agreement of the narties
	A proposed Parenting Plan submittee	•
	A Parenting Plan established by the	
	A raichting rain established by the	court.
This pa	arenting plan is: {Choose only one }	
•	A final Parenting Plan established by	y the court.
	A temporary Parenting Plan establis	
	A modification of a prior final Paren	·
	DADENTS	
I.	PARENTS	
	Mother	
	Ndfree:	
	Address:	
	F Mail:	
	E-Mail:Address Unknown: {Please indicate	have if month and and drage is under a conf
		cate here if mother's address is unknown; cate here if mother's address and phone numbers are
		nal Judgment for Protection Against Domestic Violence
	or other court order	} <i>}</i> .
	Father	
	Name:	
	Address:	
	Telephone Number:	
	E-Mail:	
		e here if father's address is unknown}
		• •

	Address Confidential: {Please indicate here if father's address and phone numbers are confidential pursuant to either a Final Judgment for Protection Against Domestic Violence or other court order}
II.	CHILDREN : This parenting plan is for the following child(ren) born to, or adopted by the parties: (add additional lines as needed)
	Name Date of Birth
III	JURISDICTION
The	United States is the country of habitual residence of the child(ren).
	State of Florida is the child(ren)'s home state for the purposes of the Uniform Child Custody diction and Enforcement Act.
Juris Sect Aspe	Parenting Plan is a child custody determination for the purposes of the Uniform Child Custody ediction and Enforcement Act, the International Child Abduction Remedies Act, 42 U.S.C. ions 11601 et seq., the Parental Kidnapping Prevention Act, and the Convention on the Civil ects of International Child Abduction enacted at the Hague on October 25, 1980, and for all er state and federal laws.
Oth	er:
IV.	PARENTAL RESPONSIBILITY AND DECISION MAKING
	1. Parental Responsibility {Choose only one}
	Shared Parental Responsibility. It is in the best interests of the child(ren) that the parents confer and jointly make all major decisions affecting the welfare of the child(ren). Major decisions include, but are not limited to, decisions about the child(ren)'s education, healthcare, and other responsibilities unique to this family.
	OR
	Shared Parental Responsibility with Decision Making Authority It is in the best interests of the child(ren) that the parents confer and attempt to agree on the major decisions involving the child(ren). If the parents are unable to agree, the authority for making major decisions regarding the child(ren) shall be as follows:

	Education/Academic decisions [/lother F	ather
	Non-emergency health care N	NotherF	[:] ather
		лother Fa	
		NotherF	[:] ather
		NotherF	[:] ather
OR	OR		
	Sole Parental Responsibility:		
	It is in the best interests of the child(ren) tha		
	sole authority to make major decisions for		It is detrimental to the
	child(ren) to have shared parental responsibili	.у.	
2	2. Day-to-Day Decisions		
۷.	Unless otherwise specified in this plan, each parer	t shall make dec	isions regarding day-to-
	day care and control of each child while the child i		
	allocation of decision making in the parenting plar	•	_
	decisions affecting the health or safety of the child		
	parent. A parent who makes an emergency decisi		~
	parent as soon as reasonably possible.		
3.	3. Extra-curricular Activities {Indicate all that apply}		
	aEither parent may register the child(ren) a	nd allow them to	participate in the activity
	of the child(ren)'s choice.		
	The constant of the Heaven to		111.
	bThe parents must mutually agree to all extr	a-curricular acti	vities.
	c. The parent with the minor child(ren) shall t	ransport the mi	nor child(ron) to and/or
	cThe parent with the minor child(ren) shall t from all mutually agreed upon extra-curric	•	• • •
	uniforms and equipment within the parent		Oviding all fielessary
	uniforms and equipment within the parent	3 possession.	
	d The costs of the extra-curricular activities s	nall be paid by:	
	Mother % Father %	.a 55 pa.a. 57.	
	e The uniforms and equipment required for t	he extra-curricu	lar activities shall be paid
	by: Mother % Father	6	
	f Other: <i>{Specify}</i>		

V. INFORMATION SHARING. Unless otherwise indicated or ordered by the Court:

Unless otherwise prohibited by law, each parent shall have access to medical and school records and information pertaining to the child(ren) and shall be permitted to independently consult with any and all professionals involved with the child(ren). The parents shall cooperate with each other in sharing information related to the health, education, and welfare of the child(ren) and they shall sign any necessary documentation ensuring that both parents have access to said records.

Each parent shall be responsible for obtaining records and reports directly from the school and health care providers.

Both parents have equal rights to inspect and receive governmental agency and law enforcement records concerning the child(ren).

Both parents shall have equal and independent authority to confer with the child(ren)'s school, day care, health care providers, and other programs with regard to the child(ren)'s educational, emotional, and social progress.

Both parents shall be listed as "emergency contacts" for the child(ren).

Each parent has a continuing responsibility to provide a residential, mailing, and contact address and contact telephone number to the other parent. Each parent shall notify the other parent in writing within 24 hours of any changes. Each parent shall notify the court in writing within seven (7) days of any changes.

VI.	SCHED	DULING				
	1.	If necessary, on or beforecopy of the school calendar for	of each year, both parents should obtain a the next school year. The parents shall discuss the schedule so that any differences or questions can be			
		The parents shall follow the sch athe oldest child bthe youngest child	ool calendar of: {Indicate all that apply}			
			ounty			
		٦	ah a a l			

2. Academic Break Definition

When defining academic break periods, the period shall begin at the end of the last scheduled day of classes before the holiday or break and shall end on the first day of regularly scheduled classes after the holiday or break.

	Schedule Changes {Indicate all that apply}
	a A parent making a request for a schedule change will make the request as soon
	as possible, but in any event, except in cases of emergency, no less than before the change is to occur.
	scrote the change is to occur.
	b A parent requesting a change of schedule shall be responsible for any addition
	child care, or transportation costs caused by the change.
	c Other <i>{Specify}</i>
E-S	SHARING SCHEDULE
1.	Weekday and Weekend Schedule
	The following schedule shall apply beginning on with the
	Mother Father and continue as follows:
Th	ne child(ren) shall spend time with the Mother on the following dates and times:
•	WEEKENDS: Every Every Other Other {specify}
	Fromto
	WEEKDAYS: {Specify days}
	Fromto
	OTHER: {Specify}
	··
T	he child(ren) shall spend time with the Father on the following dates and times:
Т	WEEKENDS: Every Every Other Other {specify}
Т	WEEKENDS: Every Other Other {specify} From to to
T	WEEKENDS: Every Every Other Other {specify} From to WEEKDAYS: {Specify days}
Т	WEEKENDS: Every Every Other Other {specify} From to WEEKDAYS: {Specify days} to
T	WEEKENDS: Every Every Other Other {specify} From to WEEKDAYS: {Specify days}

(Name of Child)		(Na	me of Child)		
Holiday Schedule {Choose only one}					
aNo holiday time sharing shall apply. The regular time-sharing schedule set fort above shall apply.					
bHolida	y time-sharing	shall be as the p	arties agree.		
c. Holiday	time-sharing	shall be in accor	dance with the f	ollowing schedule. The	
	_			veekend, and summer	
•	•	•		where the child(ren) w	
be for the holid	ays. Provide th	ne beginning and	d ending times. If	a holiday is not specifi	
as even, odd, o	r every year w	ith one parent, t	hen the child(re	n) will remain with the	
parent in accor	dance with the	e regular schedu	le		
Holidays	Even Years	Odd Years	Every Veer	Rogin/End Time	
Mother's Day			Every Year	Begin/End Time	
Father's Day					
President's Day					
M. L. King Day					
Easter					
Passover					
Memorial Day \					
4 th of July					
Labor Day Wkd					
Columbus Day					
Halloween					
Thanksgiving					
Veteran's Day					
Hanukkah					
Yom Kippur					
Rosh Hashanah					
Child(ren)'s					
Birthdays:					
This halldan al	- d. d	t t T	: Ch: C-l-	adula Danastania	
•	•	ect the regular 1 ollowing options	_	edule. Parents may wis	
Suecily either o	r both of the f	OHOWITIE ODLIONS) .		

		the parents will exchange the following weekend, so that each has two weekends in a row before the regular alternating weekend pattern resumes.		
		eIf a parent has the child(ren) on a weekend immediately before or after an unspecified holiday or non-school day, they shall have the child(ren) for the holiday or non-school day.		
3.	Winter	Break {Choose only one}		
		aThe Mother Father shall have the child(ren) from the day and time school is dismissed until December at a.m./p. m inodd-numbered years every year. The other parent will have the children for the second portion of the Winter Break. The parties shall alternate the arrangement each year.		
		bThe Mother Father shall have the child(ren) for the entire Winter Break during odd-numbered years even-numbered years every year.		
		cOther:		
		·		
		dSpecific Winter Holidays If not addressed above, the specific Winter Holidays such as Christmas, New Year's Eve, Hanukkah, Kwanzaa, etc. shall be shared as follows:		
	4. S _l	oring Break {Choose only one}		
		aThe parents shall follow the regular schedule.		
		bThe parents shall alternate the entire Spring Break with the Mother having the child(ren) during theodd-numbered yearseven numbered years.		
		cThe Father Mother shall have the child(ren) for the entire Spring Break every year.		
		dThe Spring Break will be evenly divided. The first half of the Spring Break will go to the parent whose regularly scheduled weekend falls on the first half and the second half going to the parent whose weekend falls during the second half.		
		eOther: { <i>Specify</i> }		

5	.	Summer Break {Choose only one}		
		aThe parents shall follow the regular schedule through the summer.		
	bThe Mother Father shall have the entire Summer Break from after school is out until before school starts.			
		cThe parents shall equally divide the Summer Break as follows: During odd-numbered years even numbered years, the Mother Father shall have the children from after school is out until The other parent shall have the child(ren) for the second one-half of the Summer Break. The parents shall alternate the first and second one-halves each year unless otherwise agreed. During the extended periods of time-sharing, the other parent shall have the child(ren)		
		dOther: {Specify}		
). '.	Number of Overnights: Based upon the time-sharing schedule, the Mother has a total of overnights per year and the Father has a total of overnights per year. Note: The two numbers must equal 365. If not set forth above, the parties shall have time-sharing in accordance with the schedule which is attached and incorporated herein.		
VIII.	TRA	ANSPORTATION AND EXCHANGE OF CHILD(REN)		
1		Transportation {Choose only one}		
		aThe Mother Father shall provide all transportation.		
		bThe parent beginning their time-sharing shall provide transportation for the child(ren).		
		cThe parent ending their time-sharing shall provide transportation for the child(ren).		
		dOther: {Specify}		

Exchange 2. Both parents shall have the child(ren) ready on time with sufficient clothing packed and ready at the agreed upon time of exchange. If a parent is more than ______S

	minutes late without contacting the other parent to make other arrangements, the parent with the child(ren) may proceed with other plans and activities. {Choose only one}:			
	aExchanges shall be at Mother's and Father's homes unless both parents agree to a different meeting place.			
	bExchanges shall occur at			
	parties agree in advance to a different meeting place.			
	cOther:			
3.	Transportation Costs {Choose only one}			
	aTransportation costs are included in the Child Support Worksheets and/or the Order for Child Support and should not be included here.			
	bThe Mother shall pay% and the Father shall pay % of the transportation costs.			
	cOther:			
4.	Foreign and Out-Of-State Travel {Indicate all that apply}			
	aEither parent may travel within the United States with the child(ren) during his/her time-sharing. The parent traveling with the child(ren) shall give the other parent least days written notice before traveling out of state unless there is an emergency, and shall provide the other parent with a detailed itinerary, including locations and telephone numbers where the child(ren) and parent can be reached at least days before traveling.			
	bEither parent may travel out of the country with the child(ren) during his/her time-sharing. At least days prior to traveling, the parent shall provide a detailed itinerary, including locations, and telephone numbers where the child(ren) and parent may be reached during the trip. Each parent agrees to provide whatever documentation is necessary for the other parent to take the child(ren) out of the country.			

		cIf a parent wishes to travel out of the country with the child(ren), he/she shall provide the following security for the return of the child
		dOther
IX.	EDUCA	TION
	1.	School designation. For purposes of school boundary determination and registration, the Mother's Father's address shall be designated.
	2.	{If Applicable} The following provisions are made regarding private or home schooling:
	3.	Other.
х.	DESIG	SNATION FOR OTHER LEGAL PURPOSES
	the state a	ild(ren) named in this Parenting Plan are scheduled to reside the majority of the time with Mother Father. This majority designation is SOLELY for purposes of all other nd federal laws which require such a designation. This designation does not affect either 's rights and responsibilities under this Parenting Plan.
XI.	сом	MUNICATION
	1.	Between Parents All communications regarding the child(ren) shall be between the parents. The parents shall not use the child(ren) as messengers to convey information, ask questions, or set up schedule changes.
	Th	e parents shall communicate with each other: {Indicate all that apply}
		in personby telephoneby letterby e-mailOther: {Specify}

2. Between Parent and Child(ren)

Both parents shall keep contact information current. Telephone or other electronic communication between the child(ren) and the other parent shall not be monitored by or interrupted by the other parent. "Electronic communication" includes telephones, electronic mail or e-mail, webcams, video-conferencing equipment and software or other wired or wireless technologies or other means of communication to supplement face to face contact.

The child	d(ren) may have telephone	_ e-mail othe	er electronic
commun	nication in the form of		with the other parent:
{Choose	only one }		
a	Anytime		
b	Every day during the hours of	to	
	On the following days		
durin	ng the hours of	to	·
d	Other:		
			·
CHILD CARI	E {Choose only one }		
a	Each parent may select appropriate	child care provider	·s
b	All child care providers must be agre	eed upon by both p	arents.
c	Each parent must offer the other pa	rent the opportuni	ty to care for the
child	l(ren) before using a child care provider	for any period exc	eeding hours.
d.	Other: {Specify}		

XIII. CHANGES OR MODIFICATIONS OF THE PARENTING PLAN

Temporary changes to this Parenting Plan may be made informally without a written document; however, if the parties dispute the change, the Parenting Plan shall remain in effect until further order of the court.

Any substantial changes to the Parenting Plan must be sought through the filing of a supplemental petition for modification.

XIV. RELOCATION

XII.

Any relocation of the child(ren) is subject to and must be sought in compliance with section 61.13001, Florida Statutes.

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XV. DISPUTES OR CONFLICT RESOLUTION

Parents shall attempt to cooperatively resolve any disputes which may arise over the terms of the Parenting Plan. The parents may wish to use mediation or other dispute resolution methods and assistance, such as Parenting Coordinators and Parenting Counselors, before filing a court action.

XVI. OTHER PROVISIONS	
	-
	·
SIGNATUR	RES OF PARENTS
I certify that I have been open and honest in ente Plan and intend to be bound by it.	ring into this Parenting Plan. I am satisfied with this
Dated:	
·	Signature of Mother
	Printed Name:
	Address:
	City, State, Zip:
	Telephone Number:
	Fax Number:
	Designated E-mail Address(es):
STATE OF FLORIDA COUNTY OF	
Sworn to or affirmed and signed before me on	by
	NOTARY PUBLIC or DEPUTY CLERK
	{Print, type, or stamp commissioned name of notary or clerk.}
Personally known	
Produced identification	
Type of identification produced	

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I certify that I have been open and honest in entering into this Parenting Plan. I am satisfied with this Plan and intend to be bound by it.

Dated:	
	Signature of Father
	Printed Name:
	Address:
	City, State, Zip:
	Telephone Number:
	Fax Number:
	Designated E-mail Address(es):
STATE OF FLORIDA	
COUNTY OF	
Sworn to or affirmed and signed before me on	by
	NOTARY PUBLIC or DEPUTY CLERK
	{Print, type, or stamp commissioned name of notary or clerk.}
Personally known Produced identification	notary or cierk.
Type of identification produced	
	
IF A NONLAWYER HELPED YOU FILL OUT THIS FOR	
[fill in all blanks] This form was prepared for the: {c	noose only one } () Mother () Father
This form was completed with the assistance of:	
{name of individual}	
{name of business}	'
{address}	ol (talanhana numbar)
{city} , {state} , {zip cod	e; , {leiepnone number} .