

GRADUATED PARENTING TIME SCHEDULE

Georgia law recognizes a close and continuing parent-child relationship and continuity in the child's life is in the child's best interest. This plan is intended for the following special circumstances:

- At the present time, the child involved is a newborn and/or nursing; or
- The parent seeking visitation has been absent from the child's life for a substantial period of time (for example, a year or longer); or
- At the present time, the child has other special needs and there is evidence the visiting parent is unable to understand or meet the child's needs; or
- The child is at least 12 years old, has expressed discomfort with regular visitation, and will benefit from having gradual visitation with the other parent in order to become better adjusted to visitation.

There may be other circumstances when a graduated visitation plan is in the child's best interests. You should consult with an attorney to explore whether this type of plan is recommended.

GWINNETT COUNTY SUPERIOR COURT
STATE OF GEORGIA

Plaintiff,
v.

Defendant.

Civil Action
File No.: _____

PERMANENT PARENTING PLAN

- The parties have agreed to the terms of this plan and this information has been furnished by both parties to meet the requirements of OCGA Section 19-9-1. The parties agree on the terms of the plan and affirm the accuracy of the information provided, as shown by their signatures at the end of this order.
- This plan has been prepared by the judge.

This Plan:

- is a new plan.
- modifies an existing Parenting Plan dated _____

**1.
MINOR CHILDREN**

The parties share the following minor child(ren):

Name of Child	Year of Birth

**2.
PHYSICAL CUSTODY**

The Primary Physical Custodian ("PPC") is: _____

The Secondary Physical Custodian ("SPC") is: _____

Mother's Initials

Father's Initials

Both parties shall share joint physical custody. A detailed schedule is attached as Exhibit “A”.
WHERE JOINT PHYSICAL CUSTODY IS PROPOSED BY THE PARENTS OR ORDERED BY THE COURT, A DETAILED PLAN OF THE LIVING ARRANGEMENTS OF THE CHILD(REN) SHALL BE ATTACHED HERETO AND MADE A PART OF THIS PARENTING PLAN.

**3.
LEGAL CUSTODY AND DECISION MAKING**

A. Legal Custody (decision-making) shall be as follows:

- With the Primary Physical Custodian
- Joint decision making as follows:

1. Day-To-Day Decisions

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

2. Major Decisions

	PPC	SPC	Joint
Educational decisions	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Non-emergency healthcare	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Religious upbringing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Extracurricular activities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. Disagreements

Where parents elect joint decision making in Section 1(D), directly above, please explain how disagreements for final decision-making will be resolved.

- Primary physical Custodian has final decision making authority.
- The plan detailed below, which must provide a ‘tie breaker’ method so that a final decision will be promptly made) as follows:

4.

WEEKDAY AND WEEKEND PARENTING TIME

A. Definitions & Times for Weekend & Weekday Parenting

For the purposes of this parenting plan, the following definitions and times apply. During the term of this parenting plan the Secondary Physical Custodian shall have at a minimum the following rights of parenting time/visitation (*choose applicable items*):

1. Weekend visitation

Weekend visitation shall begin on _____ at _____ a.m. p.m.

Weekend visitation shall end on _____ at _____ a.m. p.m.

- The first and third weekend of each month.
- The first, third, and alternate fifth weekend of each month.
- The second and fourth weekend of each month.
- The second, fourth and alternative fifth weekend of each month.
- Every other weekend starting on (date) _____.

2. Weekday visitation

Weekday visitation begins at _____ a.m. p.m. and ends:

- at _____ p.m.; *or*
- at the designated time when the child(ren) is/are to be returned to school or day care on the next morning; *or*
- Other: _____

Weekday parenting time/ visitation shall be as follows (*choose an item*):

- None.
- Every _____ (*insert day of week*) evening.
- Every other _____ (*insert day of week*) evening during the week before a non-visitation weekend.
- Every _____ (*day*) and _____ (*day*) evening.

Mother's Initials

Father's Initials

5.
GRADUATED SCHEDULE

A. This plan incorporates a graduated overnight schedule to begin the first visitation weekend immediately following the date of this Order and is set forth as follows:

1. For purposes of this schedule, the parent referred to as the “Visiting Parent” is the

Mother **Father**

(a) First Six-Month Period – No Overnight Visitation

The first six months immediately following the date of this Order shall include no overnight visitation. The Visiting Parent shall be entitled to time-sharing on Saturdays from 8:00 a.m. until 7:00 p.m and on Sundays from 8:00 a.m. until 7:00 p.m on the designated weekends as set forth above. The visiting parent shall be entitled to exclusive time-sharing with the child and is free to take the child with him/her without interference from the custodial parent.

(b) Second Six-Month Period – One Overnight Visit

Six months after the date of this Order, the Visiting Parent shall be entitled to visitation from Saturday at 8:00 a.m. until Sunday at 7:00 p.m. on the designated weekends set forth above. The Visiting Parent shall be entitled to exclusive time-sharing with the child and is free to take the during the visitation period without interference from the Mother.

(c) Twelve Months after date of this Order – Standard Visitation

The Visiting Parent shall be entitled to the standard visitation schedule set forth above with no restrictions on overnight visitation thereafter and as set forth in Section 2.A of this Parenting Plan.

B. Make-up time

In the event any parenting time set forth hereinabove is denied the *Visiting Parent* because of any unforeseen emergency or illness, the *Primary Physical Custodian* (PPC) shall promptly notify Visiting Parent and the parents shall, at that time, agree to an alternate time for make up time with the child(ren) so as to insure that Visiting Parent’s total number of days with the child(ren) shall not be decreased. In the event the parents cannot agree at that time as to the appropriate make-up time, then the Visiting Parent’s default make-up time shall be the very next ‘non-holiday’ weekend/weekday thereafter.

Mother’s Initials

Father’s Initials

6.
SPRING AND SUMMER VACATION PERIODS

A. Spring Break *The parents shall follow the annual Gwinnett County Public School calendar unless otherwise indicated herein.*

Consecutive days during the month(s) of March or April when the traditional school year calendar has a one week holiday period. (May include and supersede Easter Sunday in certain years.)

Other definition: _____

The spring/summer parenting time/visitation schedule takes precedence over the regular parenting time/visitation and holiday parenting time/visitation schedule unless otherwise indicated below.

Odd-numbered years

Parent who has Spring Break: _____

Begins on the day school ends at (time): _____

Ends on Sunday before school resumes at (time): _____

Even-numbered years

Parent who has Spring Break: _____

Begins on the day school ends at (time): _____

Ends on Sunday before school resumes at (time): _____

The day-to-day schedule applies for Spring Break each year

B. Summer Vacation (Define summer vacation period)

Summer break consists of the weeks during the months of June, July and August from when the traditional school ends until the beginning of the traditional school year.

Other _____

Each parent will choose their summer vacation time every year (complete Option 1 below)

Each parent will have summer vacation with the children at the same time every year (complete Option 2 below)

Mother's Initials

Father's Initials

- There will be no summer vacation time; the regular schedule will apply (do not complete either Option below)

Each parent has the right to have sole and exclusive summer vacation time with the child(ren) which supersedes other weekend and other parenting time/visitation.

OPTION 1: Summer Vacation Period Chosen Annually

The plan incorporates the duty to give advance notices, effect of failure to give timely notice and summer vacation times periods to be chosen on a year to year basis.

	Primary Physical Custodian	Secondary Physical Custodian
Advance notice shall be given no later than:	April _____	April _____
<i>(Intent of this advance notice provision requires that the parents coordinate their respective vacation plans and any summer camp/extracurricular activities for any child.)</i>		

Failure to give notice:	Then SPC has first priority to select his/her weeks.	Then PPC has first priority to select his/her weeks.
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Amount of time shall be inclusive of weekend times with that parent and shall be consecutive	A period of _____ weeks	A period of _____ weeks
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- Failure to give notice by the established date means that if the parent later chooses to exercise summer vacation time, he/she must give at least 2 weeks advance notice to the other parent and is subject to the other parent’s existing plans for the children
- The Secondary Physical Custodian’s vacation time may not be scheduled during the first seven days following the end of the school year or during the final seven days before the beginning of the school year.
- When the child(ren) is/are with a parent for an extended parenting time/visitation period (such as more than customary vacation time during the summer), the other parent shall be entitled to visit with the child(ren) during this extended period, which is defined as a period of more than _____ weeks. In such event, then weekend visitation on the same rotating schedule as this parent would typically have during the school year when the child(ren) reside with that parent.

Mother’s Initials

Father’s Initials

OPTION 2: Fixed Summer Vacation Annually

[do not complete if you selected Option 1 above]

PRIMARY PHYSICAL CUSTODIAN'S SUMMER VACATION		
	Vacation Begins	Vacation Ends
Month of the Year		
Week of the Month (1st, 2nd, 3rd, 4th)		
Day of the Week		
Time of the Day		

SECONDARY PHYSICAL CUSTODIAN'S SUMMER VACATION		
	Vacation Begins	Vacation Ends
Month of the Year		
Week of the Month (1st, 2nd, 3rd, 4th)		
Day of the Week		
Time of the Day		

Mother's Initials

Father's Initials

**7.
OTHER HOLIDAY PERIODS (if applicable)**

Indicate if child(ren) will be with the parent in ODD or EVEN numbered years or indicate EVERY year. Holiday weekends begin at _____ p.m. on the Friday before the holiday and end at _____ am pm on the holiday, unless otherwise specified. Holiday weekends supersede normal weekend parenting times but holidays are superseded by spring/summer vacation as may be applicable in a given year.

	PPC (Mother or Father)	SPC (Mother or Father)
Martin Luther King holiday weekend		
President’s Day		
Easter weekend		
Memorial Day holiday weekend		
Mother’s Day weekend		
Father’s Day weekend		
4 th of July holiday (Summer vacation supersedes)		
Labor Day holiday weekend		
Halloween evening _____ p.m. to _____ p.m.		
Child’s birthday	The parent shall celebrate the child’s birthday on their respective parenting time weekend /weeknight nearest in time as they so elect.	
Father’s/Mother’s Birthday	The parent shall celebrate their own birthday with the child on their respective parenting time weekend/weeknight nearest in time as they so elect.	
Other holidays/religious days:		

Other extended periods of time during school, etc. (refer to the school schedule, if applicable.)

Mother’s Initials

Father’s Initials

8.
TRANSPORTATION

A. Meeting Location

The parents shall exchange the children for visitation at:

- Primary Physical Custodian’s residence
- Secondary Physical Custodian’s residence
- Other location: _____

[Specify landmark name,
address, highway
number/exit, etc.]

B. Responsibility for Transportation

The parent responsible for transportation is [*choose only one option*]:

- Option 1: The following person is responsible for all visitation related transportation:
 - Primary Physical Custodian
 - Secondary Physical Custodian

- Option 2: Both parents are responsible for transportation for each visit as follows:

Parent responsible for transportation at the beginning of visitation: _____

Parent responsible for transportation at the end of visitation: _____

Other: _____

- The Secondary Physical Custodian (SPC) shall arrive to pick up the children for visitation within 30 minutes of the scheduled time, or shall lose that visitation opportunity. In the event the PPC exceeds the grace period, the visitation for that period is forfeited unless the SPC suffers a breakdown or delay en route and the SPC promptly notifies the PPC by phone of the delay.
- If a parent does not possess a valid driver’s license, he or she must make reasonable transportation arrangements to protect the children while in the care of that parent.
- Each parent may designate, from time to time hereafter, a responsible adult to assist them in transporting the children.

Mother’s Initials

Father’s Initials

9.
PARENTING TIME REQUIREMENTS

- Each parent shall return all the child's clothes and personal effects delivered to them by the other parent when the children are exchanged for visitation purposes.
- Each parent must notify the other parent prior to taking the children more than _____ miles away from the parent's residence overnight.
- Neither party shall have his or her girlfriend, boyfriend, or other overnight guest who is unrelated by blood or marriage spend the night when the child(ren) is/are present.
- Due to a history of alcohol and/or drug abuse by the Plaintiff Defendant, that/each parent is prohibited from consuming alcohol or illegal drugs when the child(ren) are in his or her custody.
- Neither parent will discuss past, present or future litigation with the children.

10.
COMMUNICATION REQUIREMENTS

A. Parent to Parent

Each parent shall promptly notify the other parent of a change of address, phone number or cell phone number. A parent changing their residence must give at least 30 days advance notice of the change and provide the full address of the new residence and phone number.

Exception: Due to prior acts of family violence, the address of the children and victim of family violence shall be kept confidential. The protected parent shall promptly notify the other parent, through a third party, of any change in contact information necessary to conduct visitation. No further communication is required.

It is presumed the Secondary Physical Custodian (SPC) will exercise all available parenting/visitation times. However, if the SPC is **NOT** going to exercise a specific parenting time, or **NOT** going to exercise parenting time for a specified period of time, then the SPC shall give notice to the Primary Physical Custodian (PPC) by phone, text message or email of his/her intent to **NOT** exercise parenting times as follows:

(Check this box if the non-custodial parent shall give notice of intent to exercise parenting time): Under this alternate provision, if the non-custodial parent **IS** going to exercise a specific parenting time, then the non-custodial parent shall give notice to the primary custodial parent by phone, text message or email of his/her intent to exercise parenting times as follows:

- Weekend and weekday: at least 72 hours advance notice
- Holiday weekends and vacations: at least 7 days advance notice
- Summer vacation: at least 4 weeks advance notice
- No parenting/visitation time for a specified period (weeks, months, etc.): immediate notice.
- Other: (if applicable) _____

B. Parent to Child

When the children are in the physical custody of one parent, the other parent has the right to contact the child(ren) as follows:

- Reasonable telephone access, defined as no more than one call per day between the hours of _____ a.m. and _____ p.m.
- Reasonable text message or email
- By cell phone provided to the child(ren) at the sole expense of _____
- Other: _____

The purpose of this provision is to maintain reasonable contact with the children and shall not be used to harass, annoy, interfere or unreasonably pry into the personal life of the other parent.

Neither parent will monitor the telephone conversations their children have with the other parent.

- Neither parent will disparage, complain about, criticize, or blame the other parent or the other parent’s family members in the presence of the children, and shall instruct others to refrain from such conduct in the presence of the children.

Mother’s Initials

Father’s Initials

- Neither parent shall place the children in the position of relaying messages or communications between the parents. The parents shall communicate between themselves and not through the children. Both parents acknowledge and agree that having the children act as the messenger between them is unfairly and unnecessarily stressful to the children.

11.
ACCESS TO RECORDS AND INFORMATION

Absent agreement to limitations or court ordered limitations, pursuant to O.C.G.A. § 19-9-1(b)(1)(D), both parents are entitled to access to all of the children’s records and information, including, but not limited to, education, health, extracurricular activities, and religious communications. Designation as a Secondary Physical Custodian does not affect a parent’s right to equal access to these records.

The parents shall take the necessary action with school authorities of the schools in which the children are enrolled to:

- List both parents as a parent of the children.
- Authorize the school to release to both parents any and all information concerning the children.
- Ensure that both parents receive copies of any notices regarding the children.

12.
MODIFICATION OF PLAN OR DISAGREEMENTS

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

Custody and child support may ONLY be lawfully modified by court order.

Should the parents disagree about this parenting plan or wish to modify it, they must make a reasonable good faith effort to resolve the issue between them.

Mother’s Initials

Father’s Initials

**13.
PARENT'S CONSENT**

Please review the following and initial:

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

PPC's Initials: _____ SPC's Initials _____

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

PPC's Initials: _____ SPC's Initials: _____

3. We recognize that the parent with physical custody will make the day-to-day decisions and emergency decisions while the child is residing with such parent.

PC's Initials: _____ SPC's Initials: _____

We knowingly and voluntarily agree on the terms of this Parenting Plan. Each of us affirms that the information we have provided in this Plan is true and correct.

Primary Physical Custodian's Signature

Secondary Physical Custodian's Signature

PPC's Printed Name

SPC's Printed Name

ORDER

The Court has reviewed the foregoing Parenting Plan, and it is hereby made the order of this Court. Each party is ORDERED and directed to comply with the terms and provisions set forth herein. **HEREIN FAIL NOT. SO ORDERED**, this

_____ day of _____, 20____.

JUDGE
GWINNETT COUNTY SUPERIOR COURT

Mother's Initials

Father's Initials

**EXHIBIT A
SPECIAL CONSIDERATIONS**

The following are special circumstances of which the Court should be aware (e.g., health issues, educational issues, etc.)

Mother's Initials

Father's Initials