

Alabama Model Parenting Plan Judge's Form (Temporary/Final)

Cover Sheet

Alabama Model Parenting Plans Temporary/Final Judge's Form

This form is: **(CHOOSE ONLY ONE)**

A temporary Parenting Plan Court Form established by the court.

OR

A final Parenting Plan Court Form established by the court.

Judge's Notes

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I. Case Number and Each Party's Name

Case Number: _____

Plaintiff's Name: _____

hereinafter referred to as " _____ " [ex. "Father" or "Mother"]

Defendant's Name: _____

hereinafter referred to as " _____ " [ex. "Father" or "Mother"]

II. Child(ren)'s Information

This Parenting Plan Court Form is for the following child(ren) born to, or adopted by, the parties: (*add additional lines as needed*)

Children:

_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____

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III. Custody Arrangement

Not Applicable

A. **Physical Custody: (CHOOSE ONLY ONE)** *Parenting Time shall be addressed in Section IV.*

1. **JOINT PHYSICAL CUSTODY**

It is in the best interest of the child(ren) that the Plaintiff and Defendant have joint physical custody.

OR

2. **SOLE PHYSICAL CUSTODY WITH VISTATION**

It is in the best interest of the child(ren) that the Plaintiff Defendant shall have **SOLE PHYSICAL CUSTODY** and the Plaintiff Defendant shall have **VISITATION**.

OR

3. **SOLE PHYSICAL CUSTODY WITH NO VISITATION**

It is in the best interest of the child(ren) that the Plaintiff Defendant shall have **SOLE PHYSICAL CUSTODY** and the Plaintiff Defendant shall have **NO VISITATION**.

B. **Legal Custody: (CHOOSE ONLY ONE)**

1. **JOINT LEGAL CUSTODY**

It is in the best interest of the child(ren) that the Plaintiff and Defendant have **JOINT LEGAL CUSTODY**.

OR

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2. **JOINT LEGAL CUSTODY** (with one party having sole authority to make certain decisions)

It is in the best interest of the child(ren) that the parties have **JOINT LEGAL CUSTODY**. Both parties shall have equal rights and responsibilities for major decisions concerning the child(ren), including, but not limited to, the education of the child(ren), health care, and religious training. In the event that the parties are unable to agree, the authority for making major decisions regarding the child(ren) shall be as follows:

Education/Academic Decisions	<input type="checkbox"/>	Plaintiff	<input type="checkbox"/>	Defendant
Civic/Cultural Decisions	<input type="checkbox"/>	Plaintiff	<input type="checkbox"/>	Defendant
Athletic/Other Activities Decisions	<input type="checkbox"/>	Plaintiff	<input type="checkbox"/>	Defendant
Medical and Dental Healthcare	<input type="checkbox"/>	Plaintiff	<input type="checkbox"/>	Defendant
Religion	<input type="checkbox"/>	Plaintiff	<input type="checkbox"/>	Defendant
Other (describe below)	<input type="checkbox"/>	Plaintiff	<input type="checkbox"/>	Defendant

OR

3. **SOLE LEGAL CUSTODY**

It is in the best interest of the child(ren) that the Plaintiff Defendant have **SOLE LEGAL CUSTODY**.

C. Day-to-Day and Emergency Decisions Not Applicable

Unless otherwise specified in this plan, each party shall make decisions regarding day-to-day care and control of each child while the child is with that party. Regardless of the allocation of decision-making in the Parenting Plan Court Form, either party may make emergency decisions affecting the health or safety of the child when the child is with that party. A party who makes an emergency decision shall notify the other party of the decision as soon as is reasonably possible.

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IV. Time-Sharing Schedules

Not Applicable

A. General Time-Sharing Schedule:

The **General Time-Sharing Schedule** is attached to the end of this Judges' Form as Appendix A.

OR

The **General Time-Sharing Schedule** is as follows:

OR

The **General Time-Sharing Schedule** is as attached with the following modifications:

The **General Time-Sharing Schedule** (Appendix A) shall apply except as modified by the **Holiday and Summer Break Time-Sharing Schedule**.

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B. Holiday and Summer Break Time-Sharing Schedule

The **Holiday and Summer Break Time-Sharing Schedule** will take priority over the **General Time-Sharing Schedule** unless otherwise specified in subsections (1) - (9) below.

1. **Summer Break Time-Sharing Schedule** Not Applicable
Choose only one option from either (a) or (b) or (c) or (d) below.

Summer Break is defined as starting at _____ (time) ____ (am/pm) on the _____ (day) after the last day of school and ending at _____ (time) ____ (am/pm) on _____ (day) before the first day of school of the next school term.

The **General Time-Sharing Schedule** shall resume on the regularly scheduled weekend following the beginning of the next school term.

- a. The parties shall follow the **General Time-Sharing Schedule** throughout the summer.

OR

- b. **Divided Summer Break Time-Sharing Schedule**

The Plaintiff will have the child(ren) during:

and

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The Defendant will have the child(ren) during:

OR

c. Week-to-Week Summer Break Time-Sharing Schedule

During the Summer Break, the Plaintiff and Defendant shall alternate weekly parenting time with the minor child(ren). The Plaintiff's Defendant's alternating weekly parenting time shall begin at _____ (time) ____ (am/pm) on the first _____ (day) following the conclusion of the spring school semester and shall continue every other week, with the parties exchanging the minor child(ren) every _____ (day) at _____ (time) ____ (am/pm), until _____ (time) ____ (am/pm) on the Saturday preceding the first day of school, at which point the minor child(ren) shall be returned to the Plaintiff Defendant, regardless of which parent had the minor child(ren) the prior week.

OR

d. Entire Summer Break Time-Sharing Schedule

The Plaintiff Defendant shall have physical custody of the child(ren) for the entire Summer Break as is defined in this subsection.

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2. **Spring Break Time-Sharing Schedule** Not Applicable
Choose only one option from either (a) or (b) or (c) or (d) below.

Spring Break is defined as starting from the day and time that school dismissed and ending at _____ (time) ____ (am/pm) on the day before school resumes.

- a. The parties shall follow the **General Time-Sharing Schedule**.

OR

- b. **Divided Break Time-Sharing Schedule**

Spring Break will be evenly divided. During the first half of Spring Break, the child(ren) will be with the party whose **General Time-Sharing Schedule** includes that weekend. During the second half of Spring Break, the child(ren) will be with the other parent.

OR

- c. **Entire Break Time-Sharing Schedule**

Choose only one option from either (1) or (2) below.

1. The parties shall alternate the entire Break, with the Plaintiff having the child(ren) during the odd-numbered years even-numbered years. The other party will have the child(ren) during the Break in the alternating years.

OR

2. The Plaintiff Defendant shall have physical custody of the child(ren) for the entire Break every year.

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3. **Fall Break Time-Sharing Schedule** [] Not Applicable
Choose only one option from either (a) or (b) or (c) below.

Fall Break is defined as starting from the day and time that school is dismissed and ending at _____ (time) ____ (am/pm) on the day before school resumes.

- a. [] The parties shall follow the **General Time-Sharing Schedule**.

OR

- b. [] **Divided Break Time-Sharing Schedule**

Fall Break will be evenly divided. During the first half of Fall Break, the child(ren) will be with [] Plaintiff [] Defendant. During the second half of Fall Break, the child(ren) will be with the other parent.

OR

- c. [] **Entire Break Time-Sharing Schedule**

Choose only one option from either (1) or (2) below.

1. [] The parties shall alternate the entire Break, with the Plaintiff having the child(ren) during the [] odd-numbered years [] even-numbered years. The other party will have the child(ren) during the Break during the alternating years.

OR

2. [] The [] Plaintiff [] Defendant shall have physical custody of the child(ren) for the entire Break every year.

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4. **Thanksgiving Holiday Break Time-Sharing Schedule** Not Applicable
Choose only one option from either (a) or (b) or (c) below.

Thanksgiving Holiday Break is defined as starting from the day and time that school is dismissed and ending at _____ (time) ___ (am/pm) on the day before school resumes.

- a. The parties shall follow the **General Time-Sharing Schedule**.

OR

- b. **Divided Break Time-Sharing Schedule**

The Plaintiff Defendant shall have the child(ren) for the first half of the Break from the day and time school is dismissed until _____ (time) ___ (am/pm) on Thanksgiving Day:

(Choose only one option from either (1) or (2) below)

1. in odd-numbered years. The other party shall have the remainder of the Break. In even-numbered years, the parties shall alternate, with the other party having the first half of the Break and the party that did not have the first half of the Break having the remainder.

or

2. every year. The other party shall have the remainder of the Break every year.

OR

- c. **Entire Break Time-Sharing Schedule**

Choose only one option from either (1) or (2) below.

1. The parties shall alternate the entire Break, with the Plaintiff having the child(ren) during the odd-numbered years even-numbered years. The other party will have the child(ren) during the Break in the alternating years.

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or

2. The Plaintiff Defendant shall have physical custody of the child(ren) for the entire Break every year.

5. **Christmas/Winter Break Time-Sharing Schedule** Not Applicable
Choose only one option from either (a) or (b) or (c) or (d) below.

Christmas/Winter Break is defined as starting from the day and time that school is dismissed and ending at _____ (time) ____ (am/pm) on the day before school resumes.

- a. The parties shall follow the **General Time-Sharing Schedule**.

OR

- b. **Divided Break Time-Sharing Schedule**

The Plaintiff Defendant shall have the child(ren) for the first half of the Break from the day and time school is dismissed until _____ (time) ____ (am/pm) on Christmas Day:

Choose only one option from either (1) or (2) below.

1. in odd-numbered years. The other party shall have the remainder of the Break. In even-numbered years, the parties shall alternate with the other party having the first half of the Break and the party that did not have the first half of the Break having the remainder.

or

2. every year. The other party shall have the remainder of the Break every year.

OR

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c. **Entire Break Time-Sharing Schedule**

Choose only one option from either (1) or (2) below.

1. The parties shall alternate the entire Break, with the Plaintiff having the child(ren) during the odd-numbered years even-numbered years. The other party will have the child(ren) during the Break in the alternating years.

or

2. The Plaintiff Defendant shall have physical custody of the child(ren) for the entire Break every year.

6. **Other School Break Time-Sharing Schedule** Not Applicable

The Break is defined as starting from the day and time that school is dismissed and ending at _____ (time) ____ (am/pm) on the day before school resumes.

Choose only one option from either (a) or (b) or (c) below.

- a. The parties shall follow the **General Time-Sharing Schedule**.

OR

b. **Divided Break Time-Sharing Schedule**

The Break will be evenly divided. During the first half of the Break, the child(ren) will be with the party whose General Time-Sharing Schedule includes that weekend. During the second half of the Break, the child(ren) will be with the other party.

OR

c. **Entire Break Time-Sharing Schedule**

Choose only one option from either (1) or (2) below.

1. The parties shall alternate the entire Break, with the Plaintiff having the child(ren) during the odd-numbered years even-

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numbered years. The other party will have the child(ren) during the Break in the alternating years.

or

2. The Plaintiff Defendant shall have physical custody of the child(ren) for the entire Break every year.

7. **Additional Holiday Time-Sharing Schedule** Not Applicable

a. No **Additional Holiday Time-Sharing Schedule** shall apply.

OR

b. **Additional Holiday Time-Sharing Schedule** as follows:

The Plaintiff Defendant shall have the child(ren) on Father's Day, beginning at _____ (time) ____ (am/pm) and ending at _____ (time) ____ (am/pm) .

The Plaintiff Defendant shall have the child(ren) on Mother's Day, beginning at _____ (time) ____ (am/pm) and ending at _____ (time) ____ (am/pm).

AND/OR

c. Other:

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8. Child(ren)'s Birthday(s) Not Applicable

Each party is entitled to spend time with the child(ren) on the child(ren)'s birthday(s).

9. Other Not Applicable

V. Additional Visitation by Mutual Agreement Not Applicable

Both parties are encouraged to allow additional visitation with the child(ren) at any reasonable time and place, upon sufficient notice, by mutual agreement.

VI. Information Sharing Not Applicable

Unless otherwise prohibited by law or order of the court:

- A.** Both parties shall be listed as "emergency contacts" for the child(ren).
- B.** Each party has a continuing responsibility to provide a residential, mailing, and contact address and contact telephone number to the other party. Each party shall notify the other party in writing within 24 hours of any changes to that information.

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C. Other:

VII. Communication

Not Applicable

A. **Between Parties**

Not Applicable

The parties shall communicate with each other: (**CHOOSE ALL THAT APPLY**)

In person

By telephone

By letter

By e-mail

By text

Over the internet (e.g. social media, phone applications, video call)

Other:

B. **Between Each Party and Child(ren)**

Not Applicable

Except as limited by statute or court order, both parties shall keep the child(ren)'s contact information current and shall have reasonable and private electronic communication access to the minor child(ren) while they are in the physical custody of the other parent.

"Electronic communication" includes, but is not limited to, communication via telephone, electronic mail or e-mail, texting, webcam, video-calling, other wired or wireless technologies, or other means of communication to supplement face-to-face contact.

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The child(ren) may communicate with the other party in all of the manners indicated:

- In person
- By telephone
- By letter
- By e-mail
- By text
- Over the internet (e.g. social media, phone applications, video call)
- Other:

And at the following times:

- Anytime
- Every day between the hours of _____ and _____
- On the following days:

_____ between the
hours of _____ and _____

- Other:

VIII. Transportation and Exchange of Child(ren) Between Shared Parenting Time

Not Applicable

A. **Transportation (CHOOSE ONLY ONE)** Not Applicable

1. The Plaintiff Defendant shall provide all transportation.

OR

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2. The party who is beginning their parenting time is responsible for picking up the child(ren). **NOTE: Option 2 under "Location for Exchange" will ordinarily be selected if this choice is made by the parties.**

OR

3. Other:

B. Location to Exchange (CHOOSE ONLY ONE) Not Applicable

1. Exchanges shall be at the Plaintiff's and/or Defendant's homes unless both parties agree to a different meeting place.

OR

2. Exchanges shall occur at _____ unless both parties agree to a different meeting place in advance.

OR

3. Other:

C. Cancellations (CHOOSE ALL THAT APPLY) Not Applicable

- If the child(ren) are too ill to travel, the custodial party should notify the other parent at least twenty-four hours prior, or as soon as possible, so appropriate plans can be made. This canceled time shall shall not be made up.

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For reasons other than the child(ren)'s illness, the non-custodial party should notify the other parent at least twenty-four hours prior to canceling parenting time. If notice of the cancellation is not given by the non-custodial parent to the custodial parent at least twenty-four hours in advance, that parenting time will be forfeited unless both parties agree to reschedule the parenting time.

The non-custodial party who fails to exercise his or her shared parenting time forfeits that parenting time.

Other:

D. Waiting (CHOOSE ALL THAT APPLY)

Not Applicable

The child(ren) and the custodial party are not required to wait for the non-custodial party for more than [thirty] minutes after the designated exchange time. If the non-custodial party is more than [thirty] minutes late for the exchange, he or she may seek an alternative agreement with the other party to pick up and return the child(ren).

A party who is more than [thirty] minutes late forfeits their visitation time for that period.

Other:

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IX. Jurisdiction

The United States is the country of habitual residence of the child(ren).

The State of Alabama is the child(ren)'s home state for the purposes of the Uniform Child Custody Jurisdiction and Enforcement Act.

This Parenting Plan Court Form is a child custody determination for the purposes of the Uniform Child Custody Jurisdiction and Enforcement Act, the International Child Abduction Remedies Act, 42 U.S.C. Sections 11601 et seq., the Parental Kidnapping Prevention Act, and the Convention on the Civil Aspects of International Child Abduction enacted at the Hague on October 25, 1980, and for all other state and federal laws.

NOTE: Any required Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Forms shall be included in the court order.

X. Relocation

Any relocation of the child(ren) is subject to and must be sought in compliance with existing Alabama law. [Alabama Parent-Child Relationship Protection Act, § 30-3-160 et seq.]

Alabama Parent-Child Relationship Protection Act

Alabama law requires each party in this action who has either custody of or the right of visitation with a child to notify other parties who have custody of or the right of visitation with the child of any change in his or her address or telephone number, or both, and of any change or proposed change or principal residence and telephone number or numbers of a child. This is a continuing duty and remains in effect as to each child subject to the custody or visitation provisions of this decree until such child reaches the age of majority or becomes emancipated and for so long as you are entitled to custody of or visitation with a child covered by this order. If there is to be a change of principal residence by you or by a child subject to the custody or visitation provisions of this order, you must provide the following information to each other person who has custody or visitation rights under this decree as follows:

- A. The intended new residence, including the specific street address, if known.
- B. The mailing address, if not the same as the street address.
- C. The telephone number or numbers at such residence, if known.
- D. If applicable, the name, address, and telephone number of the school to be attended by the child, if known.
- E. The date of the intended change of principal residence of a child.
- F. A statement of the specific reasons for the proposed change of principal residence of a child, if applicable.

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- G. A proposal for a revised schedule of custody of or visitation with a child, if any.
- H. Unless you are a member of the Armed Forces of the United States of America and are being transferred or relocated pursuant to a non-voluntary order of the government, a warning to the non-relocating person that an objection to the relocation must be made within 30 days of receipt of the notice or the relocation will be permitted.

You must give notice by certified mail of the proposed change of principal residence on or before the 45th day before a proposed change of principal residence. If you do not know and cannot reasonably become aware of such information in sufficient time to provide a 45-day notice, you must give such notice by certified mail not later than the 10th day after the date that you obtain such information.

Your failure to notify other parties entitled to notice of your intent to change the principal residence of a child may be taken into account in a modification of the custody of or visitation with the child.

If you, as the non-relocating party, do not commence an action seeking a temporary or permanent order to prevent the change of principal residence of a child within 30 days after receipt of notice of the intent to change the principal residence of the child, the change of principal residence is authorized.

XI. Child Support

Child support shall be governed by Rule 32 of the Alabama Rules of Judicial Administration.
NOTE: Child Support Forms required under Rule 32 of the Alabama Rules of Judicial Administration shall be included in the court order.

XII. Other Provisions

Insert or Attach Here the Selected General Time-Sharing Schedule as Appendix A

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Parent's Access to Records of Their Children As Authorized by Alabama Code §30-3-154

In keeping with current Alabama law unless otherwise prohibited by court order, statute, or other legal privileges, both parents have equal access to all records and information pertaining to the child(ren), including, but not limited to, medical, physiological, psychological, dental, scholastic, athletic, extracurricular, and law enforcement records. Each parent is entitled to have access to review any records of their child(ren), including access to passcodes, that are not otherwise protected from view by either or both of them by federal or state law, and the court does hereby give the authorization to the holders of providers of such records to allow each parent full and equal access to the records pertaining to their child(ren) including the right to consult with the record holders:

Children:

_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____
_____	Date of Birth: _____

Typed Names of Parents:

Signature of Judge:

County:

Date: _____