

**SUPERIOR COURT**

**STATE OF GEORGIA**

v. :  
: Civil Action no.  
:  
:  
:  
:

**PERMANENT PARENTING PLAN ORDER**

*The mother and father will be courteous toward each other and each child so as to provide a loving, stable, consistent and nurturing relationship with the child even though they are not married. They will not speak badly of each other or the members of the family of the other parent. They will encourage each child to continue to love the other parent and be comfortable in both families.*

This plan is a new permanent parenting plan. The parties have reached a settlement agreement (also known as “mediation agreement”) pertaining to the parenting plan. The settlement agreement is hereby incorporated by reference. To the extent this Order conflicts with the parties’ settlement agreement, the settlement agreement provisions control.

<b>Child’s Name</b>	<b>Date of Birth</b>

**I. Custody and Decision Making:**

**A. Joint Legal Custody shall be with the:** \_\_\_\_\_

For each of the children named below the primary physical custodian shall be:

**B. To-Day Decisions**

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

### C. Major Decisions

Major Decisions regarding each child shall be made as follows:

#### II. Parenting and Visitation Schedule

##### A. Residential Time With Each Parent

The Custodial Parent is: \_\_\_\_\_

**Visitation shall be as scheduled below:**

##### B. The Parents Agree to the Following (check all that apply):

( ) The parents shall make genuine efforts to refrain from arguments concerning visitations. Such arguments undermine the parents' relationship with the child and burden the child with the guilt of responsibility for such friction. The parents shall endeavor to cooperate with the child with the goal of reducing the strife and confusion surrounding the child when the parents have elected to divorce. It is beneficial that the child experience affectionate care from both parents and both of the parties hereto acknowledge that visitation exists primarily for the benefit of the child.

(s) In the event that the child develops a serious illness or injury while visiting with one parent, that parent shall promptly inform the other parent of the child's condition. Elective surgery shall be performed on the child after both parents have consented to the same. Emergency surgery necessary for the preservation of life or to prevent a further serious injury or condition may be performed without the other parent's consent, provided, however, that if time permits, the other parent shall be consulted and, in any event, he or she shall be informed as soon as possible.

( ) If either parent decides to relocated more than **sixty** miles away from the other parent's home, the moving parent will give the other parent written notice of the intent to relocate no less than 30 days prior to moving.

( ) Whenever the father leaves the state states, he shall notify the mother of the whereabouts of the son. The son will have a choice on where he resides during these periods, including with the mother. Any time he will be away for more than a week at a time, or when he will be out of the country, the child shall live with the mother. The same applies to the mother herein.

( )The child may choose to travel with the Mother and her family so long as it does not conflict with school. The mother will notify the father of the child's whereabouts during said time.

( ) If the child chooses to reside with the mother at a later time, the father will honor the child's wish.

**C. Visitation (list)**

**D. Holiday Schedule (list)**

**NOTICE:** Parents will confer with each other each year to confirm school breaks/vacations.

**E. Transportation Arrangements**

**F. Changes and Cancellations (please check if applicable):**

( ) If the parents cannot agree on a requested change in the visitation schedule, the parents agree to seek voluntary mediation to resolve the differences prior to filing a modification with the Court. If mediation is requested, the cost of mediation will be paid by the party requesting the change.

**G. Telephone Access**

The parents agree that when the child or children reside with one, the other parent will have the right to unimpeded telephone conversations with the child or children as follows (check all that apply):

- ( ) Unrestricted telephone access to the child during reasonable hours and of reasonable duration.
- ( ) The child is allowed to call either parent at any time.
- ( ) Neither parent will monitor the telephone conversations their child has with the other parent.
- ( ) Neither parent will use the child to communicate messages to the other parent.

Other provisions for telephone access:

**H. Supervision of Parenting Time is not applicable.**

**I. Conduct and Communication Provisions**

Please check all that apply:

( ) Each parent shall promptly notify the other parent of a change of address, phone number or cell phone number so that the other parent may exercise visitation, notify the other parent, and reach the child while in the parent's possession.

Neither parent will:

- ( ) Discuss past, present or future litigation with the child;
- ( ) Complain about, criticize, or blame the other parent in the presence of the child and shall instruct others to refrain from such conduct in the presence of the child;
- ( ) Accuse the other parent of being at fault in the presence of the child;
- ( ) Use the child as “bargaining chips” to influence the actions of the other parent;
- ( ) Make negative, critical or hurtful comments about the other party’s family members in the presence of the minor children; and
- ( ) Use profanity in any conversation with the other parent in the child’s presence or go into the other parent’s home without consent.

### **III. Access to Records**

#### **A. Rights of the Parents**

Pursuant to O.C.G.A. sec 19-9-1 (b)(1)(D), both parents are entitled to access to all of the child’s records and information, including, but not limited to, education, health extracurricular activities, and religious communications. Designation as a non-custodial parent does not affect a parent’s right to equal access to these records

#### **School Records Access / Communication Provisions (check all that apply):**

- ( ) The parents shall take the necessary action with school authorities of the schools in which the children are enrolled to:
  - i. List both parents as a parent of the child;
  - ii. Authorize the school to release both parents any and all information concerning the child;
  - iii. Ensure that both parents receive copies of any notices regarding the child.

### **IV. 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 shall only be modified by court order.

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

resolution of disputes include mediation, arbitration, or the Court. Please indicate below your preferred method of dispute resolution.

- Mediation by a neutral party chosen by the parents or the Court.
- Arbitration by a neutral party selected by parents or the Court.
- The Court due to order of protection or restrictions.
- Other: \_\_\_\_\_

The costs of this process may be determined by the alternative dispute process or may be assessed by the Court based upon the incomes of the parents. It must be commenced by notifying the other parent and the court by mail or other written communication methods.

In dispute resolution process:

1. Preference shall be given to carrying out this parenting plan.
2. The parents shall use the process to resolve disputes relating to implementation of the Plan.
3. A written record shall be prepared of any agreement reached, and it shall be provided to each parent.
4. If the Court finds that a parent willfully failed to appear without good reason, the Court, upon motion, may award attorney fees and financial sanctions to the prevailing parent.

**V. Special Considerations**

**There are no special consideration.**

**VI. Parents' Consent**

The court hereby incorporates by reference the \_\_\_\_\_ proposed parenting plan as submitted in this case.

**ORDER**

The Court has reviewed the foregoing Permanent Parenting Plan Order, and it is hereby made the order of this Court.

This Order entered \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Judge, Superior Court