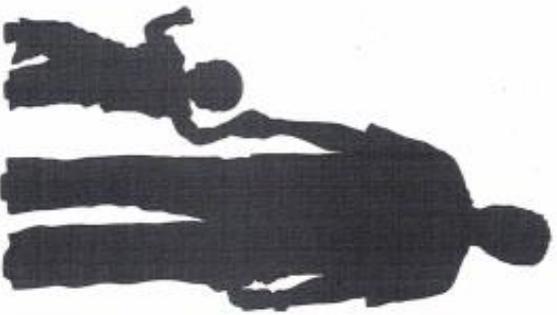


In addition, some Parenting Plans agree to use an outside expert, such as a psychologist, special advocate or other professional trained to resolve issues involving children.

Information about alternative dispute resolution procedures is available from the court, the State Office of Dispute Resolution, as well as on-line. Without an agreement in the Parenting Plan, most courts now order that parties attend mediation prior to scheduling a contested hearing with a judge or magistrate.



Updated January 2012 / This pamphlet is published as a public service by the Colorado Bar Association. Its purpose is to inform citizens of their legal rights and obligations and to provide information regarding the legal profession and how it may best serve the community. Changes may have occurred in the law since the time of publication. Before relying on this information, consult an attorney about your individual case. For further information visit [www.courts.state.co.us](http://www.courts.state.co.us) or [coloradobarservices.org](http://coloradobarservices.org).



*Your Parenting Plan*

**CBA**  
COLORADO BAR ASSOCIATION  
ESTABLISHED 1907

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### **Parenting Plans**

A parenting plan is a tool to assist both parties with identifying decision making and parenting time in regards to the best interest of the children after a legal separation or divorce action is filed with the court. A Parenting Plan is also used for parties who have never married and file an allocation of parental responsibilities action with the court. The Parenting Plan (JDF 1113) is available on-line at [www.courts.state.co.us](http://www.courts.state.co.us) or available at office supply stores.

It is best if both parties work together to prepare the Parenting Plan. If parties cannot agree, then each parent may submit a separate plan, and the court will enter one for you. The court may also, in the absence of an agreement, prepare a Parenting Plan. Once the court determines a Parenting Plan is in the best interests of the children, the Parenting Plan will become an order of the court and enforceable as any other court order.

### **What are the "Best Interests" of the Child?**

In determining parental responsibilities (decision-making responsibilities and parenting time), parents should consider the age, independence, emotional needs and development of the child as well as the schedules of each parent. Although there may have been certain parenting "schedules" prior to the filing of a legal action, it is important that parents discuss an alternate plan that will ensure contact between the children and both parents. The court must approve the Parenting Plan and will do so only if it finds the arrangements to be advantageous to the child and in the child's best interests.

Consider the distance between parental homes, school locations, and the children's schedules,

interests, activities and health. Children usually do best in an arrangement in which both parents continue to have an active role in their lives. Children need and love both parents and don't want to "lose" either parent. It is critical for parents to consider and determine arrangements with the child's best interests in mind, even though they may not coincide with the parents' personal desires.

Schedules (those of both parents and children) will change as children get older. You have two options when modifying a Parenting Plan.

- You can informally modify your Parenting Plan by mutual agreement. However by not filing with the court any changes to the Parenting Plan, any changes made are not enforceable with the court.
- You can file a motion to modify the Parenting Plan along with an amended Parenting Plan to the court and ask that it become an enforceable court order.

### **What's Included in the Parenting Plan?**

The main areas within the Parenting Plan focus on decision-making responsibilities and parenting time. However, the Parenting Plan can also address issues of relocation of one parent, child support and payment of health/dental benefits, secondary education, tax exemption of the children and any other special issues that you would like to have within the court ordered Parenting Plan.

### **Decision-Making Responsibilities**

- Parents must decide whether one or both will have responsibility of making important decisions concerning choice of school, religion, medical/dental care, general welfare and extracurricular activities. The Parenting Plan outlines the options for making such decisions.

- Some parents want to be very detailed about these future decisions, and others do not want a lot of detail. It may be in the best interests of the children that all decision-making responsibility be placed with one parent. Often times, a parent may seek sole decision-making over an area in which he/she has a certain level of expertise, such as a doctor or teacher. However, it may also be in the best interests of the children for parents to continue to share these decisions.

- Choices about decision-making do not determine how much time a child spends with each parent. It is possible that a parent with sole decision-making could, under the law, have actually less "parenting-time" than the other parent.

### **Parenting Time**

- Parents must decide how much time the children will spend with each parent. The Parenting Plan should take into consideration the age of the children, degree of conflict between the parents, geographical distance between the parents' homes, whether the schedules of other siblings will affect parenting time and other important factors.

- Parents must decide the details of various schedules; weekdays and weekends during the school year, summer vacations and holidays.

### **Conflict Resolution**

The law allows parents to determine how conflicts will be handled if they arise. Parents can select an option within the Parenting Plan to attend some type of alternative dispute resolution, e.g. mediation, arbitration, or consult with a parenting coordinator.

District Court Denver County, Colorado Court Address: 1437 Bannock Street, Room 256 Denver, CO 80202	
In re the Marriage of:  Petitioner:  and  Co-Petitioner/Respondent:	▲                      ▲ <b>COURT USE ONLY</b>
Attorney or Party Without Attorney (Name and Address):  Phone Number:                      E-mail: FAX Number:                          Atty. Reg. #:	Case Number:  Division                      Courtroom
<b>SIMPLIFIED PARENTING PLAN</b>	

**This is a:**

- Full Agreement** (We agree to everything and this Agreement is signed by both parties)
- Partial Agreement** (We agree to some things and this Agreement is signed by both parties)
- No Agreement** (Prepared by signer and mailed to the other party)

**1. CHILD(REN)'S INFORMATION**

Name	Address	Gender	Date of Birth

**2. PARENTING TIME**

We agree to the following schedule of time spent with each parent on a weekly basis, in the summer, and on holidays including special events, such as birthdays:

The child(ren) will be in the care of \_\_\_\_\_ (name) who is the  mother  father  other  
 \_\_\_\_\_ (please specify relationship to the child) during the week as follows:

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Resulting in \_\_\_\_\_ number of overnights each month.

The child(ren) will be in the care of \_\_\_\_\_ (name) who is the  mother  father  other  
 \_\_\_\_\_ (please specify relationship to the child) during the week as follows:

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Resulting in \_\_\_\_\_ number of overnights each month.

Special Events/Holidays/Vacations will be shared as follows:

<u>Event</u>	<b>Odd years</b>	<b>Even years</b>	<b>All Years</b>	<b>Time &amp; Place of exchange</b>
<input type="checkbox"/> Spring Break				
<input type="checkbox"/> Easter				
<input type="checkbox"/> Mother's Day/Weekend				
<input type="checkbox"/> Memorial Day/Weekend				
<input type="checkbox"/> Father's Day/Weekend				
<input type="checkbox"/> July 4 <sup>th</sup>				
<input type="checkbox"/> Labor Day/Weekend				
<input type="checkbox"/> Halloween				
<input type="checkbox"/> Thanksgiving Day/Break				
<input type="checkbox"/> Christmas Eve				
<input type="checkbox"/> Christmas Day				
<input type="checkbox"/> Week 1 of Winter Break				
<input type="checkbox"/> Week 2 of Winter Break				
<input type="checkbox"/> Children's Birthdays				
<input type="checkbox"/> Other (Identify)				
<input type="checkbox"/> Other (Identify)				

Other parenting time arrangements:

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*We also agree that the child(ren) shall have reasonable telephone access to each parent, that we will notify each other of any intended travel plans, and not take the child(ren) out of the state without approval from the other parent. We agree to try to be flexible and accommodate each other with any adjustments in the scheduled time and with special circumstances.*

### 3. DECISION-MAKING

We understand that day-to-day decisions such as minor training or correction, minor medical and dental care, curfew, chores, allowance, clothing and hygiene will be made by the parent which has the child(ren) at the time.

Major decision such as major medical non-emergency, educational and religious training will be made as follows:

- Solely by one parent  Mother **OR**  Father **OR**  Other party \_\_\_\_\_(name)  
 Jointly by both parents/parties after consultation with each other, except as follows:

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*Either party may authorize emergency care but, if possible, we will try to first contact the other parent.*

### 4. RELOCATION

If either party decides to relocate with the children to a location which would affect the other parties' parenting time, the decision to relocate shall be made:

- Solely by one parent  Mother **OR**  Father **OR**  Other party \_\_\_\_\_(name)  
 Jointly by both parents/parties. If we cannot agree on a new parenting plan, we will request the Court to make that decision

**5. WE AGREE TO:** (1) Keep each other aware of any address and telephone number at which the child(ren) are located; (2) Share all medical and scholastic records about the child(ren); (3) Use our best efforts to communicate about the child(ren)'s best interests; **and** (4) Not use the child(ren) to convey information.

### 6. TAXES

We agree that any tax deduction for the child(ren) shall be taken as follows:

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### 7. FUTURE CONFLICT RESOLUTION

If we have a dispute regarding this parenting plan in the future, we agree to enter into  mediation **OR**  parenting coordinator.

### 8. CHILD SUPPORT

We agree that \$\_\_\_\_\_ is the appropriate child support amount due each month, payable from \_\_\_\_\_ to \_\_\_\_\_ on the \_\_\_\_\_ of each month. ***A child support worksheet is attached.*** Child support will be paid:

- Directly from \_\_\_\_\_ to \_\_\_\_\_.

**-or-**

- Through the Family Support Registry.

