

**STARK COUNTY FAMILY COURT  
PARENTING TIME SCHEDULE #3**

**PARENT 1:** \_\_\_\_\_ **PARENT 2:** \_\_\_\_\_

Pursuant to Ohio Revised Code §3109.04, the Court must consider the best interest of the child when establishing a parenting order. The Court further finds that as it is generally in the best interest of the child(ren) to enjoy a continued meaningful relationship and companionship with both parents on a consistent and frequent basis.

No specific schedule will satisfy the change in needs of both children and parents over the years. Critical to the success of any schedule is that each parent be flexible, based upon the changing needs of the child(ren), as the child(ren) grows older. This parenting schedule represents the minimum requirements for parenting time. It is each parent's responsibility to tailor this schedule as necessary to meet the best interest of their child(ren). It is the affirmative duty of the parent exercising physical custody of the child(ren) to make certain that the child(ren) goes for all parenting time periods with the other parent. It is recognized that each situation and each child is different. Liberal parenting time arrangements are encouraged, as contact with both parents is important to the child(ren).

*Parenting time between the child(ren) and parents may take place at such times as the parties may agree, however, absent agreement of the parties to the contrary, each parent shall follow these requirements.*

**1. Weekends:**

Beginning on a specific date \_\_\_\_\_, every other weekend from Friday night at 6 p.m. to Monday morning before school or 8 a.m. during the summer or other times when school is not in session. The parent enjoying weekend parenting time is responsible for transporting the child(ren) to school, other daycare, or extracurricular activities as necessary.

**2. Midweek:**

In addition, the child(ren) shall spend a minimum of one (1) week day of parenting time from 5 p.m. to 8 p.m. If the parents cannot agree on a day, the day for the midweek parenting time is Wednesday.

If a child(ren) is/are in a child care arrangement, the nonresidential parent may not pick up the child(ren) from the caretaker without the prior written permission of the residential parent.

### **3. Summer Vacations:**

Each party shall be entitled to two (2) weeks of summer vacation parenting time during the summer, unless otherwise agreed. Each party shall give the other not less than sixty (60) days advance written notice of their intent to vacation. The nonresidential parent's choice of vacation has priority over the residential parent's choice, unless the residential parent is required by an employer to give more than a sixty (60) day notice of intent to take a vacation and the nonresidential parent has no such requirement. Likewise, the residential parent must give the nonresidential parent not less than sixty (60) day advance written notice of vacations or special plans for the child(ren) to avoid planning conflicts.

A parent's week of summer vacation may be added to their regularly scheduled weekend for a maximum scheduled vacation period of ten (10) days. No makeup time is required.

Each party shall exercise vacation on their parenting time only. Each party shall be entitled to two (2) periods of vacation flex time which may be attached to the beginning or end of any declared vacation dates. Vacations flex days shall be taken in three (3) consecutive days. Flex days must be taken together. No make-up time shall be given to the other parent for the utilization of flex days. Three (3) days flex time shall only be utilized for out of state vacations of seven (7) days or greater duration and only during the summer vacation unless otherwise agreed to by the parties. Each party shall provide a written thirty (30) day notice prior to vacation along with an itinerary and contact information to the other party.

Summer school necessary for the child(ren) to pass to the next grade must be attended. Extended parenting time (vacation) may be scheduled by either parent during a mandatory summer school period, but the child(ren) must attend all classes.

Each parent must provide the other parent with written notification of the destination, times of arrival, departure, and method of travel if the vacation will be outside the parent's state of residence or if the travel will be for greater than twenty-four (24) hours.

Each parent shall get the child(ren) to scheduled activities during summer vacation.

If summer vacation interrupts a routine weekend, it does not change the weekend rotation. (i.e. Vacation may cause one parent to have 3 weekends in a row.)

### **4. Days of Special Meaning and Holiday Parenting Time:**

*Any days of special meaning, such as religious holidays, not mentioned below should be discussed and written into the court order.*

**Mother's Day and Father's Day:** Unless otherwise specifically agreed upon or ordered by the Court, Mother's Day and Father's Day shall be spent with the appropriate parent. Unless the parties agree otherwise, the time shall be from 9:00AM to 8:00PM. The child(ren) shall spend

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the rest of the weekend with the parent who would otherwise be entitled to companionship that weekend under these rules.

**Child(ren)'s Birthday:** The child(ren)'s birthday shall be spent with the Parent 1 in even-numbered years and Parent 2 in odd-numbered years. Unless otherwise agreed, the parenting time shall be 10 a.m. to 8 p.m. for a child(ren) not in school on his/her birthday and 5 p.m. to 8 p.m. for a child(ren) in school on his/her birthday. The other parent can celebrate on another date. The child(ren)'s birthday is to be spent with the designated parent, even if the other parent is entitled to weekend, midweek, holiday, or vacation with the child(ren). Siblings shall be permitted to participate if the exercising parent desires.

**Holiday Parenting Time:** Parents are encouraged to modify holiday parenting time by agreement to reflect the customs and traditions of their family. Parents who want to change the agreement for a holiday must do so at least one week in advance in order to observe family or religious traditions. If not changed by agreement, holiday times are as follows:

**Martin Luther King Day**

As agreed, or **Sunday at 6:00 p.m.** Parent 1 (Even years)  
Ending time- **Monday at 6:00 p.m.** Parent 2 (Odd years)

**President's Day**

As agreed, or **Sunday at 6:00 p.m.** Parent 1 (Even years)  
Ending time- **Monday at 6:00 p.m.** Parent 2 (Odd years)

**Spring Break**

As agreed, or **6 p.m. on the last day of school** Parent 1 (Odd years)  
Ending time- **6 p.m. on the night before school resumes** Parent 2 (Even years)

**Easter**

As agreed, or **Saturday at 6:00 p.m.** Parent 1 (Odd years)  
Ending time- **Sunday at 6:00 p.m.** Parent 2 (Even years)

**Memorial Day**

As agreed, or **Sunday at 6 p.m.** Parent 1 (Even years)  
Ending time- **Monday at 6 p.m.** Parent 2 (Odd years)

**Labor Day**

As agreed, or **Sunday at 6 p.m.** Parent 1 (Odd years)  
Ending time- **Monday at 6 p.m.** Parent 2 (Even years)

**Columbus Day/ Indigenous Persons Day:**

As agreed, or **Sunday at 6 p.m.** Parent 1 (Even years)

Ending time- **Monday at 6 p.m.** Parent 2 (Odd years)

### **Thanksgiving Day**

As agreed, or **6 p.m. on the last day of school** Parent 1 (Even years)

Ending time- **Friday at 12:00 p.m.** Parent 2 (Odd years)

### **Thanksgiving Weekend**

As agreed, or **Friday at 12:00 p.m.** Parent 1 (Odd years)

Ending time- **6 p.m. on the night school before resumes** Parent 2 (Even years)

### **Christmas Break**

As agreed, or **6 p.m. on the last day of school** Parent 1 (Odd years)

Ending time- **1 p.m. Christmas Day** Parent 2 (Even years)

As agreed, or **1 p.m. Christmas Day** Parent 1 (Even years)

Ending time- **1 p.m. New Year's Day** Parent 2 (Odd years)

As agreed, or **1 p.m. New Year's Day** Parent 1 (Even years)

Ending time- **6 p.m. the night before school resumes** Parent 2 (Odd years)

**If the holiday interrupts a weekend, it does not change the weekend rotation and the holiday time is not made up. (i.e. Thanksgiving may cause one parent to have 3 weekends in a row.)**

## **5. Conflicting Schedules / Order of Priority:**

In the event that there exists any conflict between parenting time schedules, the following is the order of priority:

- First priority: Holidays and Days of Special Meaning;
- Second priority: Vacation periods or extended parenting times;
- Third priority: Weekends and mid-weeks (regular parenting times).

## **6. Exchanges and Transportation:**

The parent receiving the child(ren) for the parenting time is responsible for picking up and transporting the child(ren). The other parent is responsible for picking up and transporting the child(ren) at the conclusion of the visit. The child(ren) may be transported by any trusted adult with a valid driver's license and insurance, and with legal car restraints. Each parent must have their own legally appropriate car restraints.

Both parents shall transport and exchange all personal items and specialized equipment including, but not limited to, emotional security items (e.g favorite blanket, favorite toy, etc), specialized extracurricular equipment, uniforms, instruments, bicycles, etc. All prescribed medication shall be exchanged and given to the child(ren) as per the prescribing doctor's prescription.

If the nonresidential parent is late more than thirty minutes, he/she shall forfeit that parenting time unless the nonresidential parent notified the residential at least one hour prior thereto. However, if an unforeseen event/emergency prevents timely notification, then notification must be given as soon as possible. Parents should communicate to prevent the forfeiture of parenting time.

Parenting time does not mean picking up the child(ren) and then leaving them with someone else, except for short periods of time.

#### **7. Illness:**

It is expected that the parents will follow the parenting time schedule despite any illness of the child(ren), unless both parents agree that this would not be advisable due to the child(ren)'s condition.

Both parents should use common sense as to a sick child(ren) and be sensitive to the child(ren)'s needs. In the event that a child(ren) is ill, medications and instructions for special care shall travel with the child(ren). Each parent should notify the other, as soon as reasonably possible, of any diagnosis, injury or treatment, as well as the name, address and phone number of all treatment facilities and medical professionals involved.

Any weekend parenting time that is missed due to the illness of a child(ren) shall be made up the following weekend or as the parents may mutually agree. Each parent shall promptly notify the other parent of a child(ren)'s illness prior to the exercise of parenting time. The Court does not expect parents to abuse the intent of this Rule and interfere with either parent's time with the child(ren).

#### **8. Telephone, Computer, and/or Other Method of Electronic Communications:**

Each parent shall have reasonable communication with the child(ren) during the other parent's parenting time, not to exceed once a day between the hours of 9am and 8pm. If a parent attempts to reach the child(ren) via a phone call and the child(ren) is/are not available, the child(ren) should return the telephone call as soon as practical.

Each parent shall encourage free communication between the child(ren) and the other parent, and shall not do anything to impede or restrict reasonable communication by telephone,

mail, e-mail, or other electronic communication between the child(ren) and the other parent, whether initiated by the child(ren) or the other parent. Parents need to be aware that older children and teens text rather than having telephone conversations. Any mail or e-mail between the child(ren) and either parent shall be strictly confidential and shall not be opened or read by the other parent.

Each parent shall keep the other parent informed of a telephone number where the child(ren) can be reached.

**9. Child(ren)'s Extracurricular Activities:**

A parent should not enroll the child(ren) in extracurricular activities that will unreasonably interfere with the other parent's parenting time. Both parents shall make best efforts to transport the child(ren) to all activities. Parents need to realize the significance of these activities in their child(ren)'s lives, and flexibility is encouraged. It is the responsibility of the parents to discuss the child(ren)'s extracurricular activities in advance, including times, dates and transportation needs, so that the child(ren) are not deprived of activities and maintaining friends. Each parent shall provide the other with copies of any written material (i.e. activity schedules, maps, instructions) that are distributed in connection with the child(ren)'s activities. The parent who has the child(ren) during the time of scheduled activities is responsible for transportation, attendance and other arrangements. Both parents are encouraged to attend all of their child(ren)'s activities.

**10. School Issues and Information:**

Each parent must provide time for the child(ren) to study and complete homework assignments, papers or other school-assigned projects, even if the completion of this work interferes with the parent's plans with the child(ren).

Each parent shall be responsible to obtain their own copies of grade reports, disciplinary notices and/or communications, including information regarding school pictures. Each parent is responsible to set up his or her own online access to school records and information, if available. Both parents are encouraged to participate in parent-teacher conferences, school trips, school programs and other school events in which parents are invited to participate.

**11. Relocation:**

The relocating party shall file a notice of intent to relocate with the Court in advance of the move pursuant to the following timeline:

- a. 30 day notice if the move shall be within Stark County
- b. 60 day notice if the move shall be in the State of Ohio, but out of Stark County
- c. 90 day notice if the move shall be out of the State of Ohio

The non-relocating parent may file a written responsive pleading to the relocation notice within fourteen (14) days of service to address reallocation of parenting time.

**12. Records Access:**

Except as specifically modified or otherwise limited by court order, and subject to statutory restrictions on files maintained by the Child Support Enforcement Agency and files maintained by any Education Institution when the non-residential parent is involved in a domestic violence situation, each parent is entitled to access under the same terms and conditions as the other parent to any record that is related to the child(ren) and to which either is legally provided access, including school records and medical records.

**NOTICE TO KEEPER OF RECORDS:** Any keeper of a record who knowingly fails to comply with this order or with Ohio Revised Code §3109.051 is in Contempt of Court.

**13. Day Care Center Access:**

Except as specifically modified or otherwise limited by court order, and in accordance with statutory requirements of operating a daycare, each parent is entitled to equal access to any day care center, during his/her parenting time, that is or will be attended by the child(ren).

**14. School Activity Notice:**

Except as specifically modified or otherwise limited by the court order, and subject to Ohio law pertaining to the privacy of domestic violence victims or family members, each parent is entitled to access, under the same terms and conditions as the other parent to any student activity that is related to the child(ren).

Subject to Ohio law pertaining to the privacy of domestic violence victims or family members, each parent shall have access to any student activity involving the child(ren) under the same terms and conditions that access is provided to the other parent.

**NOTICE TO SCHOOL OFFICIALS AND EMPLOYEES:** Any school official or employee who knowingly fails to comply with this order or with Ohio Revised Code §3109.051 (J) is in Contempt of Court.

**15. IT IS ORDERED, ADJUDGED and DECREED** that the parties abide by these orders in the best interest of the child(ren). Failure of either party to abide by these orders could result in a finding of contempt.