



WASHINGTON
COURTS

June 16, 2014

TO: Judges, Commissioners, County Clerks, Court Administrators,
Libraries, Attorneys, and Public

FROM: Merrie Gough, AOC Sr. Legal Analyst

RE: 2014 SUMMARY OF CHANGES TO DOMESTIC RELATIONS
FORMS

The Pattern Forms Committee updated the mandatory Domestic Relations pattern forms to implement:

- Laws of 2014, Ch. 111 (ESHB 1840) – relating to surrender of Weapons
- In re the Marriage of Morris, 176 Wash. App. 893, 309 P.3d 767 (2013)
- In re Parentage of C.M.F., 179 Wash. 2d 411 (2013).
- Improvements recommended by the legal community.

Following are detailed descriptions of the changes:

| Modification of Child Support | | |
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| 1. | DRPSCU 06.0100 | <p>Petition for Modification of Child Support</p> <p>Make the following changes to paragraph 1.4, Reasons for Modifying Child Support:</p> <ul style="list-style-type: none"> • After the phrase “AND, the order of child support should be modified for the following reasons:” delete the following two check box options: <ul style="list-style-type: none"> <input type="checkbox"/> There has been the following substantial change of circumstances since the order was entered (explain): <input type="checkbox"/> No post-secondary support was ordered and the right to request post-secondary child support was not reserved. (Name of child) _____ is in need of post secondary educational support because the child is in fact dependent and is relying upon the parents for the reasonable necessities of life and there has been the following substantial change of circumstances since the order was entered (explain): |

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| | | <ul style="list-style-type: none">• Below the check box option beginning with “Whether or not there is a substantial change of circumstances...” and below the last sub-check box option “An automatic adjustment of support should be added consistent with RCW 26.09.100.” insert the following check box option lined up below “the check box for “Whether or not.....” <input type="checkbox"/> <u>Post-Secondary Support</u> Below this new check box option, insert the following new sub-check box options: <input type="checkbox"/> <u>The right to request post-secondary support was reserved in the support order and the court needs to determine each parent’s obligation whether or not there is a substantial change of circumstances;</u> <input type="checkbox"/> <u>The previous support order provided that the parents shall pay for post-secondary support and the court needs to allocate the expenses whether or not there is a substantial change of circumstances;</u> <u>And the factual basis is as follows:</u> <input type="checkbox"/> <u>The previous support order provided a specific amount or allocation that the parents shall pay for post-secondary support. The amount or allocation should be changed because there has been a substantial change of circumstances since the order was entered (explain):</u> <input type="checkbox"/> <u>No post-secondary support was ordered and the right to request post-secondary child support was not reserved. (Name of child) _____ is in need of post-secondary educational support because the child is in fact dependent and is relying upon the parents for the reasonable necessities of life and there has been the following substantial change of circumstances since the order was entered (explain):</u>• Below the last sub-check box option, insert the following new check box option lined up with check box option “Post-Secondary Support:” <input type="checkbox"/> <u>There has been the following substantial change of circumstances not explained above since the order was entered (explain):</u> |
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| 2. | DRPSCU 06.0600 | <p>Findings/Conclusions on Petition for Modification of Child Support</p> <p>Make the following changes to paragraph 2.3, Reasons for Modification:</p> <ul style="list-style-type: none">• In the first check box option, after “because” add a colon and make a hard return before “there.” Add a check box option in front of “there,” making the rest of the line a sub-check box option lined up below “The order of child support should not be modified because:” <input type="checkbox"/> there has been no substantial change of circumstances and none of the statutory exceptions set forth in RCW 26.09.170 apply Below the first sub-check box option, add the following two new sub-check box options: <input type="checkbox"/> there is no basis to order or modify post-secondary support. <input type="checkbox"/> other.• Below the second check box option “The order of child support should be modified because:” delete the following two check box options: <input type="checkbox"/> There has been the following substantial change of circumstances since the order was entered (explain): <input type="checkbox"/> No post-secondary support was ordered and the right to request post-secondary child support was not reserved. (Name of child) _____ is in need of post secondary educational support because the child is in fact dependent and is relying upon the parents for the reasonable necessities of life and there has been the following substantial change of circumstances since the order was entered (explain):• Below the check box option beginning with “The previous order was entered more than a year ago and...” and below the last sub-check box option “An automatic adjustment of support should be added consistent with RCW 26.09.100.” insert the following check box option lined up below “the check box for “The previous order.....” <input type="checkbox"/> <u>Post-Secondary Educational Support</u> Below this new check box option, insert the following new sub-check box options: <input type="checkbox"/> The right to request post-secondary support was reserved in the support order. (Name of child) _____ is in need of post-secondary support because the child is in fact dependent and is relying upon the parents for the reasonable necessities of life. The factual basis is as follows: |
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| | | <p><input type="checkbox"/> The previous support order provided that the parents shall pay for post-secondary support and there is a need to allocate the expenses. The factual basis is as follows:</p> <p><input type="checkbox"/> The previous support order provided a specific amount or allocation that the parents shall pay for post-secondary support. The amount or allocation should be changed because there has been a substantial change of circumstances since the order was entered. The factual basis is as follows:</p> <p><input type="checkbox"/> No post-secondary support was ordered and the right to request post-secondary child support was not reserved. (Name of child) _____ is in need of post-secondary educational support because the child is in fact dependent and is relying upon the parents for the reasonable necessities of life and there has been the following substantial change of circumstances since the order was entered. The factual basis is as follows:</p> <ul style="list-style-type: none"> • Below the last sub-check box option, insert the following new check box option lined up with check box option "Post-Secondary Support:" <p><u><input type="checkbox"/> There has been the following substantial change of circumstances not explained above since the order was entered (explain):</u></p> |
| 3. | DRPSCU 06.0800 | <p>Motion and Declaration for Adjustment of Child Support</p> <p>In section II. Declaration, delete paragraph 2.5, Post-Secondary Support, and renumber the remaining paragraphs.</p> |
| 4. | DRPSCU 06.0900 | <p>Order re Adjustment of Child Support</p> <p>In section II. Findings, in the second check box option "the motion for adjustment should be granted because," delete the fourth sub-check box option:</p> |

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| | | <p><input type="checkbox"/> The right to request post secondary support was reserved in the support order and there is a need to determine each parent's obligation.</p> |
| <p>Chapter 26.09 RCW</p> | | |
| <p>1.</p> | <p>DR 01.0100</p> | <p>Petition for Dissolution of Marriage</p> <p>Throughout the form, change “husband” and “wife” to “petitioner” and “respondent.”</p> <p>Paragraph 1.11, Continuing Restraining Order</p> <p>In the fourth check box option change “...these children: _____” to “the children.”</p> <p>In fifth check box option, change the text as follows:</p> <p>A continuing restraining order should be entered which restrains or enjoins the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent from assaulting, harassing, stalking, or molesting, the other party or the children, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> <p>In paragraph 1.13, Pregnancy, change the first two check boxes to:</p> <p><input type="checkbox"/> No party is pregnant. <input type="checkbox"/> (Name) _____ is pregnant. Note: Under RCW 26.26.116, the other party is the presumed parent. If either party believes the other party is not the parent, this presumption may be challenged up to four years after the birth of the child or as otherwise provided in RCW 26.26.500 through 26.26.625.”</p> |
| <p>2.</p> | <p>DR 01.0105</p> | <p>Petition for Dissolution of Domestic Partnership</p> <p>Paragraph 1.12, Continuing Restraining Order</p> <p>In the fourth check box option change “...these children: _____” to “the children.”</p> |

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| | | <p>In fifth check box option, change the information to read as follows:</p> <p>A continuing restraining order should be entered which restrains or enjoins the [] petitioner [] respondent from assaulting, harassing, stalking, or molesting the other party or the children, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> |
| <p>3.</p> | <p>DR 01.0110</p> | <p>Petition for Legal Separation (Marriage)</p> <p>Throughout the form, change “husband” and “wife” to “petitioner” and “respondent.”</p> <p>Paragraph 1.11, Continuing Restraining Order</p> <p>In the fourth check box option change “...these children: _____” to “the children.”</p> <p>In fifth check box option, change the text as follows:</p> <p>A continuing restraining order should be entered which restrains or enjoins the [] petitioner [] respondent from assaulting, harassing, stalking, or molesting, the other party or the children, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> <p>In paragraph 1.13, Pregnancy, change the first two check boxes to:</p> <p>[] No party is pregnant. [] (Name) _____ is pregnant. Note: Under RCW 26.26.116, the other party is the presumed parent. If either party believes the other party is not the parent, this presumption may be challenged up to four</p> |

| | | years after the birth of the child or as otherwise provided in RCW 26.26.500 through 26.26.625. |
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| 4. | DR 01.0115 | <p style="text-align: center;">Petition for Legal Separation (Registered Domestic Partnership)</p> <p style="text-align: center;">Paragraph 1.12, Continuing Restraining Order</p> <p>In the fourth check box option change "...these children: _____" to "the children."</p> <p>In fifth check box option, change the information to read as follows:</p> <p>A continuing restraining order should be entered which restrains or enjoins the [] petitioner [] respondent (name) from assaulting, harassing, stalking, or molesting the other party or the children, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> |
| 5. | DR 01.0120 | <p style="text-align: center;">Declaration Concerning Validity (Marriage)</p> <p>Throughout the form, change "husband" and "wife" to "petitioner" and "respondent."</p> <p style="text-align: center;">Paragraph 1.11, Continuing Restraining Order</p> <p>In the fourth check box option change "...these children: _____" to "the children."</p> <p>In fifth check box option, change the text as follows:</p> <p>A continuing restraining order should be entered which restrains or enjoins the [] petitioner [] respondent from assaulting, harassing, stalking, or molesting, the other party or the children, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> |

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| | | <p>In paragraph 1.13, Pregnancy, change the first two check boxes to:</p> <p><input type="checkbox"/> No party is pregnant. <input type="checkbox"/> (Name) _____ is pregnant. Note: Under RCW 26.26.116, the other party is the presumed parent. If either party believes the other party is not the parent, this presumption may be challenged up to four years after the birth of the child or as otherwise provided in RCW 26.26.500 through 26.26.625.</p> |
| 6. | DR 01.0125 | <p>Petition for Declaration Concerning Validity (Registered Domestic Partnership)</p> <p>Paragraph 1.12, Continuing Restraining Order</p> <p>In the fourth check box option change "...these children: _____" to "the children."</p> <p>In fifth check box option, change the information to read as follows:</p> <p>A continuing restraining order should be entered which restrains or enjoins the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent from assaulting, harassing, stalking, or molesting the other party or the children; or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> |
| 7. | DR 01.0500 | <p>Order of Child Support</p> <p>In paragraph 3.18.1, section D, add the following as a new paragraph at the end of the section:</p> <p><u>You may have separate obligations to provide health insurance coverage for the child(ren) under federal law.</u></p> <p>In paragraph 3.18.2, in the numbered section 3), after "through DSHS" and before "under RCW 74.09..." insert "or HCA (Health Care Authority)."</p> |
| 8. | DR 04.0100 | <p>Motion and Declaration for Temporary Order</p> |

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| | | <p>In section I. Motion, in the ninth check box option, change the information to read as follows:</p> <p>restrains or enjoins <input type="checkbox"/> petitioner <input type="checkbox"/> respondent from assaulting, harassing, stalking or molesting the other party or the children, or using attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> <p>Move the next two check boxes about children and financial matters, and place them below the check box regarding a request for surrender of firearms etc. (see below)</p> <p>Change the 12th (now the 10th) check box option to:</p> <p><input type="checkbox"/> <i>(If this box is checked you must complete paragraph 2.3 in the declaration below.)</i></p> <p>requires the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent to surrender any firearm, other deadly weapon, and concealed pistol license in his or her immediate possession or control or subject to his or her immediate possession or control to the sheriff of the county having jurisdiction of this proceeding, to his or her lawyer or to a person designated by the court.</p> <p>Insert the next two check boxes that used to be before the option about surrender of firearms:</p> <p><input type="checkbox"/> restrains or enjoins the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent from removing any of the children from the state of Washington.</p> <p><input type="checkbox"/> restrains or enjoins the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent from assigning, transferring, borrowing, lapsing, surrendering or changing entitlement of any insurance policies of either or both parties whether medical, health, life or auto insurance.</p> <p>In section II. Declaration, add paragraph numbers to the beginning of each section.</p> <p>Change paragraph 2.3, relating to surrender of firearms etc., as follows:</p> <p><u>2.3</u> <input type="checkbox"/> <u>If the surrender of firearms, other deadly weapons, and concealed pistol license is requested, list reasons please explain (check and complete all that apply):</u></p> |
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| | | <p><input type="checkbox"/> <u>Has the other party used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? Describe:</u></p> <p><input type="checkbox"/> <u>Has the other party previously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040? Describe:</u></p> <p><input type="checkbox"/> <u>Does possession of a firearm or other dangerous weapon by the other party present a serious and imminent threat to public health or safety, or to the health or safety of any individual? Describe:</u></p> |
| 9. | DR 04.0150 | <p>Motion/Declaration for Ex Parte Restraining Order and for Order to Show Cause</p> <p>In paragraph 1.1, in the sixth check box option, change the information to read as follows:</p> <p>the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent from assaulting, harassing, stalking, or molesting the other party or the children, or using attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or children. (If the court orders this relief, the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> <p>Change paragraph 1.3, as follows:</p> <p>“1.3 <u>Ex Parte Surrender of Firearms or Other Deadly Weapons</u></p> <p><input type="checkbox"/> Does not apply. <input type="checkbox"/> (If This Box Is Checked, Clear and Convincing Reasons for This Request Must Be Presented in Paragraph 2.3 Below.) The court should require the <input type="checkbox"/> petitioner <input type="checkbox"/> respondent to surrender any <u>firearm or other deadly weapon</u> in his or her immediate possession or control or subject to his or her immediate possession or control to the sheriff of the</p> |

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| | | <p>county having jurisdiction of this proceeding, to his or her lawyer or to a person designated by the court.”</p> <p>In “II. Declaration,” make the following changes:</p> <p>Change paragraph 2.1, Injury to be Prevented, as follows:</p> <p>“The ex parte restraining order, <u>other relief, or surrender of weapon</u> requested in paragraph 1.1, and 1.2 and 1.3 above <u>are</u> to prevent the following injury (define the injury):”</p> <p>Delete paragraph 2.3:</p> <p>“2.3 Clear and Convincing Reasons why Weapons Should be Surrendered</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> The <input type="checkbox"/> petitioner <input type="checkbox"/> respondent should be required to surrender any deadly weapons as requested in paragraph 1.3 above because of following clear and convincing reasons:”</p> <p>Adjust paragraph numbering to be consecutive to end of the form.</p> |
| 10. | DR 04.0170 | <p>Ex Parte Restraining Order/ Order to Show Cause</p> <p>In the caption, after “Law Enforcement Notification”, add 4.3 after 4.1.</p> <p>Paragraph 4.1, Restraining Order</p> <p>In second check box option, change the information to read as follows:</p> <p>[] The [] petitioner [] respondent is restrained and enjoined from:</p> <p>[] disturbing the peace of the other party or of any child.</p> <p>[] going onto the grounds of or entering the home, work place or school of the other party or the day care or school of the following protected children:</p> <p>[] _____.</p> <p>[] knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the other party or the day care or school of the protected children.</p> <p>[] from assaulting, harassing, stalking, or molesting the other party or the children, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or the children. (If the court orders this relief after the hearing,</p> |

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| | | <p>the restrained person may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.)</p> <p>Change paragraph 4.3, as follows:</p> <p>“4.3 Surrender of <u>Firearm or other Deadly Dangerous Weapons</u></p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> It is ordered that (name) _____ surrender any firearm or other deadly weapon in his or her immediate possession or control or subject to his or her immediate possession or control <u>to the person or agency named in the Order to Surrender Weapons (Issued without Notice) signed by the court on this date, under this cause number.</u></p> |
| 11. | DR 04.0250 | <p>Temporary Order</p> <p>In the caption after Clerk’s Action Required, add a comma and 3.2.</p> <p>Also in the caption, after “Law Enforcement Notification, ¶ 3.1,” insert “<u>3.2.</u>”</p> <p>Add a new paragraph 3.2, Surrender of Weapon, as follows:</p> <p>3.2 Surrender of Weapons</p> <p><input type="checkbox"/> Does not apply: There is no surrender of weapons order in effect under this cause number and the court is not entering one now.</p> <p><input type="checkbox"/> Prior temporary order continued: The prior temporary surrender of weapons against <input type="checkbox"/> petitioner <input type="checkbox"/> respondent dated _____ remains in full force and effect.</p> <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> |

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| | | <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapons was sent. The agency shall enter this order into the Washington Crime Information Center.</p> <p><input type="checkbox"/> Temporary Order to Surrender Weapons:</p> <p><input type="checkbox"/> The current request is denied.</p> <p><input type="checkbox"/> The current request is granted based on the following:</p> <p><input type="checkbox"/> Surrender is mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> |
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| | | <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Renumber 3.2 to 3.3 and in paragraph 3.3 Temporary Relief, delete the eighth check box option:</p> <p><input type="checkbox"/> The <input type="checkbox"/> petitioner <input type="checkbox"/> respondent shall surrender any deadly weapon in his or her immediate possession or control or subject to his or her immediate possession or control to: (name or agency) _____</p> |
| 12. | DR 04.0500 | <p>Restraining Order</p> <p>Insert the following sentence immediately below the caption, and before the sentence beginning with “Use a separate order...:”</p> <p><u>This is <input type="checkbox"/> a temporary restraining order <input type="checkbox"/> the final restraining order signed by the court pursuant to a decree or final order, on this date or dated _____.</u></p> <p>Under the text box with “Name of person restrained”, change the heading from “Names of Minors” to <u>Names of Protected Children</u> and delete the check box No Minors Involved</p> <p>Change the paragraph that begins with “The court..” as follows:</p> <p>The court <u>finds: this order is necessary based on the evidence presented and: the court has jurisdiction over the parties, the minors children, and the subject matter; the restrained party had reasonable notice and an opportunity to be heard.</u> Notice of this hearing was served on the restrained person by <input type="checkbox"/> personal service <input type="checkbox"/> service by mail pursuant to court order</p> <p>Delete the following paragraph:</p> |

This is a temporary restraining order the final restraining order signed by the court pursuant to a decree or final order, on this date or dated _____ The restrained party represents a credible threat to the physical safety of the protected party.

Immediately below "***It is Ordered . . .***" make the following changes:

(Name) _____ is restrained and enjoined from:

~~(Name) _____ is restrained and enjoined from disturbing the peace of the other protected party or of any child/children.~~

~~(Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the other protected party, or the day care or school of the following named protected children:~~

~~(Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the other protected party, or the day care or school of the protected children:~~

~~(Name) _____ is restrained and enjoined from molesting, assaulting, harassing or stalking (name) _____, assaulting, harassing, stalking, or molesting the protected party or children, or using, attempting to use, or threatening to use physical force against the protected party or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected party in reasonable fear of bodily injury to the protected party or children.~~

(The following firearm restrictions apply if this box is checked and the parties are intimate partners as defined under federal law: Effective immediately and continuing as long as this restraining order is in effect, the restrained may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issue firearms. 18 U.S.C. § 925(a)(1).) If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.

Other restraints:

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| | <p>Under the paragraph that begins <i>The protected party . . .</i> add the following:</p> <p>Surrender of Weapons</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> Surrender is mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained party had actual notice and an opportunity to be heard. The restrained party represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>In the text box Warnings to Restrained Person make the following additions:</p> |
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| | | <p>Add the following as the third paragraph:</p> <p><u>Federal law: effective immediately and continuing as long as this restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18. U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issue firearms. 18 U.S.C. § 925(a)(1).</u></p> <p>Delete the paragraph that begins with “If you are convicted...”</p> <p>Add the following as the fourth paragraph:</p> <p><u>State law: If mandatory firearm surrender and restrictions under state law apply: It is unlawful for the restrained person to own, possess, or have under his/her control a firearm while this order is in effect. A violation is a class C felony.</u></p> |
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Chapter 26.10 RCW

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| 1. | CU 01.0100 | <p>Nonparental Custody Petition</p> <p>In paragraph 1.5, Indian Child Welfare Act, in the applicable check box options, change “Laws of 2011, ch. 309, §4” to “RCW 13.38.040.” In the second check box option below “Jurisdiction,” change “Laws of 2011, ch. 309, §14” to “RCW 13.38.140.”</p> <p>In paragraph 1.13, Adequate Cause, make the following changes:</p> <p><input type="checkbox"/> The children have not been in the physical custody of either parent since (date) _____.</p> <p><input type="checkbox"/> Neither parent is a suitable custodian for the children because:</p> <p><u>I have valid reasons to ask for custody of these children:</u> <u>(Check at least one box.)</u></p> <p><input type="checkbox"/> <u>The children are not living with either parent. The children have been living with (name/s) _____ since (date): _____.</u></p> <p><input type="checkbox"/> <u>Neither parent is a suitable custodian.</u></p> <p><u>And: (Check at least one box for each parent.)</u></p> <p><input type="checkbox"/> <u>Parent/s (name/s): _____ is/are unfit.</u></p> |
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| | | <p><input type="checkbox"/> <u>The children will suffer actual detriment (harm) to their growth and development if they live with (parent/s name/s):</u></p> <p>_____</p> <p>.</p> <p><u>Give facts that support the statements you checked above:</u></p> |
| 2. | CU 01.0500 | <p>Nonparental Custody Order of Child Support</p> <p>In paragraph 3.18.1, section D, add the following as a new paragraph at the end of the section:</p> <p><u>You may have separate obligations to provide health insurance coverage for the child(ren) under federal law.</u></p> <p>In paragraph 3.18.2, in the numbered section 3), after “through DSHS” and before “under RCW 74.09...” insert “or HCA (Health Care Authority).”</p> |
| 3. | CU 02.0100 | <p>Findings of Fact and Conclusions of Law (Nonparental Custody)</p> <p>In paragraph 2.3, Indian Child Welfare Act, in the applicable check box options, change “Laws of 2011, ch. 309, §4” to “RCW 13.38.040.” In the third check box option below “Child’s Indian Status,” change “Laws of 2011, ch. 309 §7” to “RCW 13.38.070.”</p> <p>In paragraph 2.7, Best Interest of the Child, make the following changes:</p> <p><input type="checkbox"/> The children have not been in the physical custody of either parent since (date) _____. At the beginning of the case, the parents were unfit. They are currently unfit because:</p> <p><input type="checkbox"/> Neither parent is a suitable custodian for the child(ren) because: At the beginning of the case, continued placement of the child with the parents would have resulted in actual detriment to the child’s growth and development. At the current time, continued placement of the child with the parents would result in actual detriment to the child’s growth and development because:</p> |
| 4. | CU 03.0500 | <p>Order Directing DCFS/CPS to Release Information and Order Restricting Access (Nonparental custody)</p> <p>Under paragraph I. Basis, make the following changes:</p> |

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| | | <p>This order is entered because of a petition for nonparental custody filed by _____ [Names of Petitioners]. Under RCW 26.10.135, before entering a final nonparental custody order, the Court must direct the Department of Social and Health Services (DCFS/CPS) to release information as provided under RCW 13.50.100. <u>The children at issue are: (names and ages):</u></p> <p>_____</p> <p>_____</p> <p>_____</p> <p>Under paragraph II. Order, and above the table add:</p> <p style="padding-left: 40px;"><u>(for 16 or 17 year olds list age instead of birth date):</u></p> <p>In each of the sections of the table that have Birthdate, add <u>/age:</u></p> <p>Under the table add:</p> <p style="padding-left: 40px;">RCW 13.50.100(4) Subject to (a) of this subsection, the department of social and health services may release information retained in the course of conducting child protective services investigations to a family or juvenile court hearing a petition for custody under chapter <u>26.10</u> RCW.</p> <p style="padding-left: 40px;">(a) Information that may be released shall be limited to information regarding investigations in which: (i) The juvenile was an alleged victim of abandonment or abuse or neglect; or (ii) the petitioner for custody of the juvenile, or any individual aged sixteen or older residing in the petitioner's household, is the subject of a founded or currently pending child protective services investigation made by the department subsequent to October 1, 1998.</p> <p style="padding-left: 40px;">(b) Additional information may only be released with the written consent of the subject of the investigation and the juvenile alleged to be the victim of abandonment or abuse and neglect, or the parent, custodian, guardian, or personal representative of the juvenile, or by court order obtained with notice to all interested parties.</p> |
| Chapter 26.26 RCW | | |
| 1. | PS 01.0100 | <p>Petition for Establishment of Parentage</p> <p>In paragraph 1.9, the fifth check box, make the following changes:</p> <p>[] A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, or molesting</p> |

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| | | <p>(name) _____ or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child. (If the court orders this relief, and the restrained party and the protected party are spouse or former spouse, current or former domestic partners, parents of a child in common, or current or former cohabitants as part of a dating relationship, the restrained person will may be prohibited from obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1).)</p> |
| 2. | PS 01.0500 | <p>Order of Child Support</p> <p>In paragraph 3.18.1, section D, add the following as a new paragraph at the end of the section:</p> <p style="text-align: center;"><u>You may have separate obligations to provide health insurance coverage for the child(ren) under federal law.</u></p> <p>In paragraph 3.18.2, in the numbered section 3), after “through DSHS” and before “under RCW 74.09...” insert “or HCA (Health Care Authority).”</p> |
| 3. | PS 03.0250 | <p>Motion for Summary Judgment on Parentage</p> <p>In the fifth check box under II. Relief Requested, make these changes:</p> <p>Order that the primary <u>residence of the child(ren) shall be with</u> (name) _____, <u>who is be-designated as the custodian of the child(ren) , solely for the purposes of other state and federal statutes which require a designation of custody</u></p> <p>In section IV. Statement of Issues, in the seventh check box option, make these changes:</p> <p><input type="checkbox"/> Residential Parenting Plan/Residential Schedule Provisions for the Child(ren)</p> |
| 4. | PS 03.027 | <p>Order Granting Motion for Summary Judgment</p> |

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| | | <p>In paragraph 4.1 Petitioner’s Motion for Summary Judgment Is Granted as Set Forth Below, add the following as the seventh check box:</p> <p><input type="checkbox"/> The primary residence of the child(ren) shall be with (name) _____, who is designated custodian, solely for purposes of other state and federal statutes which require a designation of custody.</p> |
| 5. | PS 04.0100 | <p>Motion and Declaration for Temporary Order</p> <p>In section I. Motion, change the sixth check box as follows:</p> <p><input type="checkbox"/> restrains or enjoins (name) _____ from molesting, <u>assaulting, harassing, or stalking, or molesting</u> (name) _____ <u>or the child, or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, <u>and the restrained person and the protected person are spouse or former spouse, current or form domestic partner, parents of a child in common, or current or former cohabitants as part of a dating relationship, then the restrained person will</u> <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law</u> for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1)-)</p> <p>Move the seventh check box option relating to moving the children to the space immediately below the check box option that begins with “<i>If this box is checked, ...</i>”</p> <p>In the check box that begins “<i>If this box is checked,</i>” make the following changes:</p> <p><input type="checkbox"/> <i>(If this box is checked, clear and convincing reasons for this request must be presented you must complete paragraph 2.2 in the declaration below.)</i> requires (name) _____ to surrender any <u>firearm, other dangerous</u> deadly <u>weapon, and concealed pistol license</u> in his or her immediate possession or control or subject to his or her immediate possession or control to the sheriff of the county having jurisdiction of this proceeding, to his or her lawyer or to a person designated by the court.</p> |

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| | | <p>In Section II. Declaration, number the paragraphs beginning with 2.1 Temporary relief . . .</p> <p>In the third check box, 2.2, make the following changes/additions:</p> <p style="padding-left: 40px;">If the surrender of <u>firearms, other deadly weapons, and concealed pistol license</u> is requested, list reasons <u>please explain (check and complete all that apply):</u></p> <p style="padding-left: 40px;"><input type="checkbox"/> <u>Has the other party used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? Describe:</u></p> <p style="padding-left: 40px;"><input type="checkbox"/> <u>Has the other party previously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040? Describe:</u></p> <p style="padding-left: 40px;"><input type="checkbox"/> <u>Does possession of a firearm or other dangerous weapon by the other party present a serious and imminent threat to public health or safety, or to the health or safety of any individual? Describe:</u></p> |
| 6. | PS 04.0150 | <p>Motion/Declaration for Ex Parte Restraining Order and Order to Show Cause</p> <p>In the caption, change the code below the name of the form from “MTSC” to “MEXRSC.”</p> <p>In paragraph 1.1, in the fifth check box make the following changes:</p> <p><input type="checkbox"/> (Name)_____ from molesting, assaulting, harassing, or stalking, <u>or molesting the other party or the child, or using attempting to use, or threatening to use physical force against the other party or the child that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or the child.</u> (If the court orders this relief and the parties are intimate partners as defined under federal law, the restrained person <u>and the protected person are spouses or former spouses, current or former domestic partners, parents of a child in common, or current or former cohabitants as part of a dating relationship,</u> the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license,</u> or ammunition under <u>state and/or federal law</u></p> |

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| | | <p>for the duration of the order.) An exception exists for law enforcement officers and military personnel when carrying department/government issued firearms. 18 U.S.C. § 925(a)(1).</p> <p>In 1.3 change the paragraph heading as follows: <u>Ex Parte Surrender of Firearms or Other Dangerous Weapons.</u></p> <p>In the second check box delete (If This Box Is Checked, Clear and Convincing Reasons for This Request Must Be Presented in Paragraph 2.3 Below.). and make the following changes:</p> <p style="padding-left: 40px;">“...(name) _____ to surrender any <u>firearm or other deadly dangerous</u> weapons. . .”</p> <p>In paragraph 2.1 Injury to be Prevented change the sentence to:</p> <p>The ex parte restraining order, <u>other relief, or surrender of weapons</u> requested in paragraphs 1.1, and 1.2 <u>and</u> 1.3 above is <u>are</u> to prevent the following injury (define the injury):</p> <p>Delete paragraph 2.3 and renumber the remaining paragraphs.</p> <p>Insert a new paragraph 2.5:</p> <p>2.5 Was notice of this request for an emergency order given to the other party or lawyer?</p> <p><input type="checkbox"/> Yes. Explain what <u>efforts</u> have been made to give written or oral notice to the other party or other party’s lawyer:</p> <p><input type="checkbox"/> No. Explain the reasons <u>why</u> you believe that immediate and irreparable injury, loss, or damage will happen if notice is given:</p> <p>Delete section III. Efforts to Give Other Party Notice.</p> |
| 7. | PS 04.0170 | <p>Ex Parte Restraining Order/Order to Show Cause</p> <p>In the caption after the check box “Law Enforcement Notification, ¶ 4.1 add <u>4.3</u></p> <p>In the text box 4.1 change the second main check box option as follows:</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from:</p> <p style="padding-left: 40px;"><input type="checkbox"/> <u>disturbing the peace of the other party or of any child.</u></p> |

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| | | <p><input type="checkbox"/> The <input type="checkbox"/> petitioner <input type="checkbox"/> respondent is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the other party or the day care or school of the following protected children: _____</p> <p><input type="checkbox"/> The <input type="checkbox"/> petitioner <input type="checkbox"/> respondent is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the other party or the day care or school of these <u>the protected</u> children.:</p> <p>_____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the other party or the children (name) _____, or using, attempting to use, or threatening to use physical force against the other party or the children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the other party in reasonable fear of bodily injury to the other party or the children. (If the court orders this relief after the hearing and the parties are intimate partners as defined under federal law, the restrained person and the protected person are current or former spouses, current or former domestic partners, parents of a child in common, or current or former cohabitants as party of a dating relationship, the restrained person will may be prohibited from obtaining or possessing a firearm, other dangerous weapons concealed pistol license, or ammunition under state or federal law for the duration of the order.) An exception exists for law enforcement and military personnel when carrying department/government issued firearms. 18 U.S.C. § 925(a)(1).</p> <p>In paragraph 4.3 change the paragraph heading as follows: <u>Surrender of Firearm or other Deadly Dangerous Weapons</u></p> <p>In paragraph 4.3, change the second check box option as follows:</p> <p><input type="checkbox"/> It is ordered that (name) _____ surrender any deadly-dangerous weapons in his or her immediate possession or control or subject to his or her immediate possession or control to <u>the person or agency named in the Order to Surrender Weapons (Issued without Notice) signed by the court on this date, under this cause number.</u></p> <p>Also, delete all the sub-check boxes and the last sentence.</p> |
| 8. | PS 04.0200 | Judgment and Order Determining Parentage and Granting Additional Relief |

In paragraph 3.5, in the paragraph title and in the second check box option, change "Residential Schedule/Parenting Plan" to "Parenting Plan/Residential Schedule."

In paragraph 3.11, Continuing Restraining Order, change the second check box option as follows:

A continuing restraining order is entered as follows:

(Name) _____ is restrained and enjoined from:

~~disturbing the peace of (name of the protected party) _____.~~

~~(Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the protected person or the day care or school of the following following-protected children.:~~ _____

~~(Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the other party protected person or the day care or school of these the protected children.:~~ _____

~~(Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place the protected person in reasonable fear of bodily injury to the protected person or children.~~

~~If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.~~

~~(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issue firearms. 18 U.S.C. § 925(a)(1).)~~

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| | | <p>Insert the following as 3.12 below the text box:</p> <p>3.12 Surrender of Weapons</p> <p><input type="checkbox"/> Does not apply: Surrender of Weapons and restrictions are not ordered.</p> <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapons was sent. The agency shall enter this order into the Washington Crime Information Center.</p> <p><input type="checkbox"/> Surrender is mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> |
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| | | <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Adjust for consecutive paragraph numbering to the end of the document.</p> |
| 9. | PS 04.0250 | <p>Temporary Order (Parentage)</p> <p>In paragraph 3.2, Restraining Order, change the second check box option below the warning as follows:</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from: <input type="checkbox"/> disturbing the peace of (name of the protected person) _____ or of any child.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the protected person or the day care or school of the following named protected children:</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place, or school of the protected person or the day care or school of these <u>protected</u> children: _____</p> <p>_____</p> <p>_____</p> |

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| | | <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children.</p> <p><u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Insert new paragraph 3.3 Surrender of Weapons:</p> <p><input type="checkbox"/> Does not apply: There is no surrender of weapons order in effect under this cause number and the court is not entering one now.</p> <p><input type="checkbox"/> Prior temporary order continues: The prior temporary Order to Surrender Weapons issued after a hearing against <input type="checkbox"/> petitioner <input type="checkbox"/> respondent dated _____ remains in full force and effect.</p> <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapon</p> |
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| | | <p>was sent. The agency shall enter this order into the Washington Crime Information Center.</p> <p><input type="checkbox"/> Temporary Order to Surrender Weapons:</p> <p><input type="checkbox"/> The current request is denied.</p> <p><input type="checkbox"/> The current request is granted based on the following:</p> <p><input type="checkbox"/> Surrender is mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named</p> |
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| | | <p>in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Renumber the remaining paragraphs.</p> <p>In paragraph 3.4, Other Restraining Orders, delete the second check box option:</p> <p><input type="checkbox"/> _____ (Name) _____ shall surrender any deadly weapon in his or her immediate possession or control or subject to his or her immediate possession or control to: (name or agency) _____.</p> |
| 10. | PS 04.0350 | <p>Findings of Fact and Conclusions of Law</p> <p>In paragraph 2.8, change the paragraph heading as follows: Residential Schedule/ Parenting Plan/<u>Residential Schedule</u></p> <p>Delete the first two check box options and replace them with:</p> <p><input type="checkbox"/> A party requested a parenting plan/ residential schedule. The parent(s) (name(s)) _____ should have residential time with the child(ren).</p> <p><input type="checkbox"/> The parenting plan/residential schedule signed by the court on this date or dated _____, is approved and incorporated as part of these findings.</p> <p><input type="checkbox"/> This parenting plan/residential schedule is the result of an agreement of the parties.</p> <p><input type="checkbox"/> No party requested a parenting plan/residential schedule. The children have been living with (name) _____ most of the time. The children should continue to live with this parent most of the time. The court considered the parent/s' declaration/s, on file, and the following additional information:</p> <p>Change the third check box option as follows:</p> <p><input type="checkbox"/> <u>The children should live with (name) _____ all of the time.</u> The <u>other parent(s) (name(s)) _____</u> should not have residential time with the child(ren) because:</p> |

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| <p>11.</p> | <p>PS 11.0100</p> | <p>Petition for Rescission of Paternity Acknowledgment</p> <p>In paragraph 1.9, Continuing Restraining Order, change the fifth check box option as follows:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, or molesting (name) _____ <u>or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.</u> An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1)-.)</p> |
| <p>12.</p> | <p>PS 11.0500</p> | <p>Judgment and Order On Rescission of Acknowledgment of Paternity Within 60 Days and Granting Other Relief</p> <p>Under III. Order, in the text box make the following changes:</p> <p>Continuing Restraining Order</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the protected person, or the day care or school of the following <u>named</u> protected children:</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of</p> |

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| | | <p>these <u>protected</u> children: _____ _____ Other: _____</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the <u>protected person or children</u> (name) _____, or using, attempting to use, or threatening to use <u>physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children.</u> <u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u> (The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government-issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>Surrender of Weapon</p> <p><input type="checkbox"/> Does not apply: Surrender of weapon and restrictions are not ordered.</p> <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> |
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| | | <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapon was sent. The agency shall enter this order into the Washington Crime Information Center computer.</p> <p><input type="checkbox"/> Surrender is Mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> |
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| | | <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> |
| 13. | PS 12.0100 | <p>Petition for Rescission of Denial of Paternity</p> <p>In paragraph 1.7, Continuing Restraining Order, change the fifth check box option as follows:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, <u>or molesting (name) _____ or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.</u> An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1).)</p> |
| 14. | PS 12.0500 | <p>Judgment and Order on Rescission of Denial of Paternity Within 60 Days and Granting Other Relief</p> <p>Under III. Order, in the text box make the following changes:</p> <p>Continuing Restraining Order</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or</p> |

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| | | <p>school of the protected person, or the day care or school of the following named <u>protected</u> children:</p> <p>[] _____ (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these <u>protected</u> children: _____ _____ Other: _____</p> <p>[] (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children.</p> <p><u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>Surrender of Weapon</p> <p>[] Does not apply: Surrender of weapon and restrictions are not ordered.</p> <p>[] Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against</p> |
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| | | <p>(name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapon was sent. The agency shall enter this order into the Washington Crime Information Center computer.</p> <p><input type="checkbox"/> Surrender is Mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> |
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| | | <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> |
| 15. | PS 13.0100 | <p>Petition for Challenge to Paternity Acknowledgment</p> <p>In paragraph 1.11, Continuing Restraining Order, change the fifth check box option as follows:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, <u>or molesting (name) _____ or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, <u>and the restrained party and the protected party are spouses or former spouses, current or former domestic partners, parents of a child in common, or current or former cohabitants as part of a dating relationship,</u> the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license,</u> or ammunition under <u>state or</u> federal law for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1).</p> |
| 16. | PS 13.0400 | <p>Findings of Fact and Conclusions of Law</p> <p>In paragraph 2.9, change the title as follows: Residential Schedule/Parenting Plan/<u>Residential Schedule</u></p> |

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| | | <p>Delete the second and third check boxes. As the second, third and fourth check boxes add the following:</p> <p><input type="checkbox"/> <u>A party requested a Parenting Plan/Residential Schedule. The parent(s) (name(s)) _____ should have residential time with the child(ren).</u></p> <p><input type="checkbox"/> <u>The Parenting Plan/Residential Schedule signed by the court on this date or dated _____, is approved and incorporated as part of these findings.</u></p> <p><input type="checkbox"/> <u>This Parenting Plan/Residential Schedule is the result of an agreement of the parties.</u></p> <p><input type="checkbox"/> <u>No party requested a Parenting Plan/Residential Schedule. The children have been living with (name) _____ most of the time. The children should continue to live with this parent most of the time. The court considered the parent/s' declaration/s, on file, and the following additional information:</u></p> <p><input type="checkbox"/> <u>The children should live with (name) _____ all of the time. The other parent (name) _____ should not have residential time with the child(ren) because:</u></p> |
| 17. | PS 13.0500 | <p>Judgment and Order on Challenge to Paternity Acknowledgment and Granting Other Relief</p> <p>In paragraph 3.7, change the paragraph heading and check box two by changing "Residential Schedule/Parenting Plan" to "Parenting Plan/Residential Schedule."</p> <p>In paragraph 3.9 Continuing Restraining Order, change the text as follows:</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is</p> |

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| | | <p>restrained and enjoined from going onto the grounds of or entering the home, work place or school of the protected person, or the day care or school of the following <u>named-protected</u> children:</p> <p>[] (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these <u>protected</u> children: _____ Other: _____</p> <p>[] (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children. <u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>3.10 Surrender of Weapon</p> <p>[] Does not apply: Surrender of weapon and restrictions are not ordered.</p> |
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| | | <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapon was sent. The agency shall enter this order into the Washington Crime Information Center computer.</p> <p><input type="checkbox"/> Surrender is Mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> |
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| | | <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Adjust for consecutive paragraph numbering to the end of the document.</p> |
| 18. | PS 14.0100 | <p>Petition for Challenge to Denial of Paternity</p> <p>In paragraph 1.9, Continuing Restraining Order, change the fifth check box option as follows:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, or molesting (name) _____ <u>or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.</u> An exception exists for law enforcement officers and military personnel when carrying department/ government issued firearms. 18 U.S.C. § 925(a)(1).)</p> |
| 19. | PS 14.0400 | <p>Findings of Fact and Conclusions of Law</p> <p>In paragraph 2.9, change the heading as follows: Residential Schedule/Parenting Plan/<u>Residential Schedule</u></p> |

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| | | <p>Delete the second and third check boxes. As the second, third and fourth check boxes add the following:</p> <p><input type="checkbox"/> <u>A party requested a Parenting Plan/Residential Schedule. The parent(s) (name(s)) _____ should have residential time with the child(ren).</u></p> <p><input type="checkbox"/> <u>The Parenting Plan/Residential Schedule signed by the court on this date or dated _____, is approved and incorporated as part of these findings.</u></p> <p><input type="checkbox"/> <u>This Parenting Plan/Residential Schedule is the result of an agreement of the parties.</u></p> <p><input type="checkbox"/> <u>No party requested a Parenting Plan/Residential Schedule. The children have been living with (name) _____ most of the time. The children should continue to live with this parent most of the time. The court considered the parent/s' declaration/s, on file, and the following additional information:</u></p> <p><input type="checkbox"/> <u>The children should live with (name) _____ all of the time. The other parent (name) _____ should not have residential time with the child(ren) because:</u></p> |
| 20. | PS 14.0500 | <p>Judgment and Order on Challenge to Denial of Paternity and Granting Other Relief</p> <p>In paragraph 3.7, change the paragraph heading and check box two by changing "Residential Schedule/Parenting Plan" to "Parenting Plan/Residential Schedule."</p> <p>In paragraph 3.9 Continuing Restraining Order, change the text as follows:</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the</p> |

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| | | <p>grounds of or entering the home, work place or school of the protected person, or the day care or school of the following named-protected children:</p> <p>[] (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these <u>protected</u> children.; _____ _____ Other: _____</p> <p>[] (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children. <u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government-issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>3.10 Surrender of Weapon</p> <p>[] Does not apply: Surrender of weapon and restrictions are not ordered.</p> |
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| | | <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapon was sent. The agency shall enter this order into the Washington Crime Information Center computer.</p> <p><input type="checkbox"/> Surrender is Mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> |
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| | | <p>[] previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Adjust for consecutive paragraph numbering to the end of the document.</p> |
| 21. | PS 15.0100 | <p>Petition for Residential Schedule/Parenting Plan/Child Support</p> <p>Under the caption add the following:</p> <p><u>Use this form to ask for a Parenting Plan, Residential Schedule or Child Support Order only if parentage has already been established by:</u></p> <ul style="list-style-type: none"> ▪ <u>Paternity Acknowledgment or</u> ▪ <u>Court order that decided parentage.</u> <p><u>If parentage was established by a court order, use this form only if your proposed plan or schedule would not change the custodian named in the order establishing parentage.</u></p> <p>In paragraph 1.3 Order Establishing Parentage, under the second check box add the following:</p> <p><u>The order establishing parentage named (parent) _____ as custodian. My proposed Parenting Plan or Residential Schedule would not change the custodian named in the parentage order.</u></p> <p><u>(If you want to change the custodian, you must file a Petition for Modification/ Adjustment of Parenting Plan/ Residential Schedule/ Custody Decree (form WPF DRPSCU 07.0100) instead of this Petition.)</u></p> |

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| | | <p>In paragraph 1.8 Residential Placement, in the second check box make the following changes:</p> <p><input type="checkbox"/> It is in the child's best interests for the court to enter the residential schedule/Parenting Plan/Residential Schedule proposed by (name) _____.</p> <p>In paragraph 1.10, Continuing Restraining Order, make the following changes to the fifth check box option:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesting, assaulting, harassing, or stalking, or molesting (name) _____ <u>or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license, or ammunition under state or federal law for the duration of the order.</u> An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1).)</p> |
| 22. | PS 15.0500 | <p>Judgment and Order Establishing</p> <p>In paragraph 3.3, change the paragraph heading and check box two by changing "Residential Schedule/Parenting Plan" to "Parenting Plan/Residential Schedule."</p> <p>In paragraph 3.8 Continuing Restraining Order, change the text as follows:</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or</p> |

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| | | <p>school of the protected person, or the day care or school of the following named <u>protected</u> children:</p> <p>[] <u>(Name)</u> _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these <u>protected</u> children. _____ _____ Other: _____</p> <p>[] <u>(Name)</u> _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, <u>or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children.</u></p> <p><u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>3.10 Surrender of Weapon</p> <p>[] Does not apply: Surrender of weapon and restrictions are not ordered.</p> <p>[] Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against</p> |
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| | | <p>(name) _____ signed by the court under this cause number. The court terminates the order.</p> <p>(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)</p> <p>Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where the temporary Order to Surrender Weapon was sent. The agency shall enter this order into the Washington Crime Information Center computer.</p> <p><input type="checkbox"/> Surrender is Mandatory because the court finds:</p> <p><input type="checkbox"/> that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had actual notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.</p> <p><input type="checkbox"/> by clear and convincing evidence, the restrained person:</p> <p><input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> <p><input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person:</p> <p><input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,</p> <p><input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.</p> <p><input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.</p> |
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| | | <p>Order:</p> <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Adjust for consecutive paragraph numbering to the end of the document.</p> |
| 23. | PS 15A.0100 | <p>Petition for Residential Schedule/Parenting Plan/Child Support (<i>Out-of State Paternity Acknowledgment or Judgment Establishing Parentage</i>)</p> <p>Under the caption add the following:</p> <p><u>Use this form</u> to ask for a Parenting Plan, Residential Schedule or Child Support Order only if parentage has already been established by:</p> <ul style="list-style-type: none"> ▪ <u>Paternity Acknowledgment or</u> ▪ <u>Court order that decided parentage.</u> <p><u>If parentage was established by a court order, use this form only if your proposed plan or schedule would not change the custodian named in the order establishing parentage.</u></p> <p>In paragraph 1.3 Order Establishing Parentage, add the following to the second check box:</p> <p style="padding-left: 40px;"><u>The order establishing parentage named (parent) _____ as custodian. My proposed Parenting Plan or Residential Schedule would not change the custodian named in the parentage order.</u></p> <p style="padding-left: 40px;"><u>(If you want to change the custodian, you must file a Petition for Modification/ Adjustment of Parenting Plan/ Residential Schedule/ Custody Decree (form WPF DRPSCU 07.0100) instead of this Petition.)</u></p> <p>In paragraph 1.7 Residential Placement, in the second check box make the following changes:</p> |

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| | | <p><input type="checkbox"/> It is in the child's best interests for the court to enter the residential schedule/Parenting Plan/Residential Schedule <u>Parenting Plan/Residential Schedule</u> proposed by (name) _____.</p> <p>In paragraph 1.9, Continuing Restraining Order, make the following changes to the fifth check box option:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesting, assaulting, harassing, or stalking, <u>molesting</u> (name) _____ <u>or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief, the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license,</u> or ammunition under <u>state or federal law</u> for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1-).)</p> |
| 24. | PS 15A.0500 | <p>Judgment and Order Establishing</p> <p>In paragraph 3.3, change check box two by changing "Residential Schedule/Parenting Plan" to "Parenting Plan/Residential Schedule."</p> <p>In paragraph 3.8 Continuing Restraining Order, change the text as follows:</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from <u>(Name) _____ is restrained and enjoined from</u> going onto the grounds of or entering the home, work place or school of the protected person, or the day care or school of the following named protected <u>named protected</u> children:</p> <p><input type="checkbox"/> _____ _____ <u>(Name) _____ is restrained and enjoined from knowingly coming</u></p> |

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| | | <p>within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these <u>protected children</u>.: _____</p> <p>Other: _____</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, <u>or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children.</u></p> <p><u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government-issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>3.9 Surrender of Weapon</p> <p><input type="checkbox"/> Does not apply: Surrender of weapon and restrictions are not ordered.</p> <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> |
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(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)

Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where **the temporary Order to Surrender Weapon was sent.** The agency shall enter this order into the Washington Crime Information Center computer.

Surrender is **Mandatory** because the court finds:

that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had **actual** notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.

by clear and convincing evidence, the restrained person:

Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.

Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.

Surrender is **discretionary** and the court finds **by a preponderance of evidence**, the restrained person:

presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,

has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.

previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.

Order:

(Name) _____ shall immediately **surrender** all firearms and other dangerous

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| | | <p>weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Adjust for consecutive paragraph numbering to the end of the document.</p> |
| 25. | PS 16.0100 | <p>Petition for Establishment of Parentage Pursuant to RCW 26.26.540(2)</p> <p>In paragraph 1.8, Continuing Restraining Order, make the following changes to the fifth check box option:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, or molesting (name) _____ <u>or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief <u>and the restrained party and the protected party are spouse or former spouse, current or former domestic partners, parents of a child in common, or current or former cohabitants as part of a dating relationship,</u> the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license,</u> or ammunition under <u>state or federal law</u> for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1).)</p> |
| 26. | PS 16.0400 | <p>Findings of Fact and Conclusions of Law on Petition for Establishment of Parentage Pursuant to RCW 26.26.540(2)</p> <p>In paragraph 2.7, change the heading as follows: Residential Schedule/Parenting Plan/Residential Schedule</p> |

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| | | <p>Delete the second and third check boxes. As the second, third and fourth check boxes add the following:</p> <p><input type="checkbox"/> <u>A party requested a Parenting Plan/ Residential Schedule. The parent(s) (name(s)) _____ should have residential time with the child(ren).</u></p> <p><input type="checkbox"/> <u>The Parenting Plan/ Residential Schedule signed by _____, is approved and incorporated as part of these findings.</u></p> <p><input type="checkbox"/> <u>This Parenting Plan/ Residential Schedule is the result of an agreement of the parties.</u></p> <p><input type="checkbox"/> <u>No party requested a Parenting Plan/ Residential Schedule. The children have been living with (name) _____ most of the time. The children should continue to live with this parent most of the time. The court considered the parent/s' declaration/s, on file, and the following additional information:</u></p> <p><input type="checkbox"/> <u>The children should live with (name) _____ all of the time. The other parent (name) _____ should not have residential time with the child(ren) because:</u></p> |
| 27. | PS 16.0500 | <p>Judgment and Order on Petition for Establishment of Parentage Pursuant to RCW 26.26.540(2) and Granting Other Relief</p> <p>In paragraph 3.7, change the paragraph heading and check box two by changing "Residential Schedule/Parenting Plan" to "Parenting Plan/Residential Schedule."</p> <p>In paragraph 3.9 Continuing Restraining Order, change the text as follows:</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the protected person, or the day care or school of the following named-protected children: _____.</p> |

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| | | <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these <u>protected</u> children.: _____ _____ Other: _____</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected <u>person or children (name) _____,</u> <u>or using, attempting to use, or threatening to use</u> <u>physical force against the protected person or children</u> <u>that would reasonably be expected to cause bodily</u> <u>injury, or engaging in other conduct that would place a</u> <u>protected person in reasonable fear of bodily injury to</u> <u>the protected person or children.</u> <u>If the restrained person had actual notice and the</u> <u>restrained person represents a credible threat,</u> <u>then the Mandatory Surrender of Weapons and</u> <u>Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/ government-issue firearms. 18 U.S.C. § 925(a)(1).)</p> <p>Under the text box insert the following new section:</p> <p>3.10 Surrender of Weapon</p> <p><input type="checkbox"/> Does not apply: Surrender of weapon and restrictions are not ordered.</p> <p><input type="checkbox"/> Prior temporary order is terminated: There was a temporary Order to Surrender Weapons against (name) _____ signed by the court under this cause number. The court terminates the order.</p> |
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(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)

Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where **the temporary Order to Surrender Weapon was sent.** The agency shall enter this order into the Washington Crime Information Center computer.

Surrender is **Mandatory** because the court finds:

that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had **actual** notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.

by clear and convincing evidence, the restrained person:

Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.

Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.

Surrender is **discretionary** and the court finds **by a preponderance of evidence**, the restrained person:

presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon,

has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony.

previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040.

Order:

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| | | <p>(Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number.</p> <p>(Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect.</p> <p>Adjust for consecutive paragraph numbering to the end of the document.</p> |
| 28. | PS 17.0100 | <p>Petition to Disestablish Parentage Based on Presumption</p> <p>In paragraph 1.8, Continuing Restraining Order, make the following changes to the fifth check box option:</p> <p><input type="checkbox"/> A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesing, assaulting, harassing, or stalking, or <u>molesing</u> (name) _____ <u>or the child; or using, attempting to use, or threatening to use physical force against the protected party or the child that would reasonably be expected to cause bodily injury; or engaging in other conduct that would place the protected party in reasonable fear of bodily injury to himself/herself or the child.</u> (If the court orders this relief <u>and the restrained party and the protected party are spouse or former spouse, current or former domestic partners, parents of a child in common, or current or former cohabitants as part of a dating relationship,</u> the restrained person will <u>may</u> be prohibited from <u>obtaining or possessing a firearm, other dangerous weapon, concealed pistol license,</u> or ammunition under <u>state or federal law</u> for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/ government-issued firearms. 18 U.S.C. § 925(a)(1).)</p> |

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| 29. | PS 17.0500 | <p>Judgment and Order on Petition to Disestablish Parentage Based on Presumption and Granting Other Relief</p> <p>At 3.7 Continuing Restraining Order in the text box make the following changes:</p> <p><input type="checkbox"/> Does not apply.</p> <p><input type="checkbox"/> A continuing restraining order is entered as follows:</p> <p>(Name) _____ is restrained and enjoined from:</p> <p><input type="checkbox"/> disturbing the peace of (name of the protected person) _____.</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from going onto the grounds of or entering the home, work place or school of the protected person, or the day care or school of the following named protected children:</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of the protected person, or the day care or school of these protected children.: _____</p> <p>Other: _____</p> <p><input type="checkbox"/> (Name) _____ is restrained and enjoined from molesting, assaulting, harassing, or stalking, or molesting the protected person or children (name) _____, or using, attempting to use, or threatening to use physical force against the protected person or children that would reasonably be expected to cause bodily injury, or engaging in other conduct that would place a protected person in reasonable fear of bodily injury to the protected person or children.</p> <p><u>If the restrained person had actual notice and the restrained person represents a credible threat, then the Mandatory Surrender of Weapons and Restrictions apply.</u></p> <p>(The following firearm restrictions apply if this box is checked: Effective immediately and continuing as long as this continuing restraining order is in effect, the restrained</p> |
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~~person may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issue firearms. 18 U.S.C. § 925(a)(1).~~

Under the text box insert the following new section:

3.8 Surrender of Weapon

Does not apply: Surrender of weapon and restrictions are not ordered.

Prior temporary order is terminated: There was a temporary **Order to Surrender Weapons** against (name) _____ signed by the court under this cause number. The court terminates the order.

(The restrained person may file a motion for release of weapons. The restrained person may have limited time to collect the weapons before law enforcement disposes of them as allowed by law.)

Clerk's Action. The clerk of the court shall forward a copy of this order, on or before the next judicial day to: _____ law enforcement agency where **the temporary Order to Surrender Weapon was sent.** The agency shall enter this order into the Washington Crime Information Center computer.

Surrender is **Mandatory** because the court finds:

that the restrained person and the protected person are spouse or former spouse, current or former domestic partner, parent of a child in common, or cohabitants as part of a dating relationship. The restrained person had **actual** notice and an opportunity to be heard. The restrained person represents a credible threat to the physical safety of the protected party or children. The restrained party is restrained above from assaulting, harassing, etc.

by clear and convincing evidence, the restrained person:

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| | | <p style="margin-left: 40px;"> <input type="checkbox"/> Has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony. <input type="checkbox"/> Previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040. </p> <p> <input type="checkbox"/> Surrender is discretionary and the court finds by a preponderance of evidence, the restrained person: </p> <p style="margin-left: 40px;"> <input type="checkbox"/> presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon, <input type="checkbox"/> has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony. <input type="checkbox"/> previously committed an offense making him or her ineligible to possess a firearm under RCW 9.41.040. </p> <p>Order:</p> <p style="margin-left: 40px;"> (Name) _____ shall immediately surrender all firearms and other dangerous weapons that he/she owns or has in his/her possession, and any concealed pistol license to the person or agency named in the Order to Surrender Weapons signed by the court on this date, under this cause number. </p> <p style="margin-left: 40px;"> (Name) _____ is prohibited from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license while this order is in effect. </p> <p style="margin-left: 40px;">Adjust for consecutive numbering to the end of the document.</p> |
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Surrender of Weapons forms: The following Domestic Violence forms relating to Surrender of Weapons are updated and are available for use with the Domestic Relations forms.

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| 1. | DV 4.030 | Motion for Surrender Weapons |
| 2. | DV 4.035 | Order to Surrender Weapons (Issued without Notice) and Notice of Hearing |
| 3. | DV 4.040 | Order to Surrender Weapons |